



State of Wisconsin  
2011 – 2012 LEGISLATURE



LRBs0149/1  
ALL:all:all

**SENATE SUBSTITUTE AMENDMENT 1,  
TO 2011 SENATE BILL 27**

June 14, 2011 – Offered by JOINT COMMITTEE ON FINANCE.

1     **AN ACT** *to repeal* 5.62 (5), 5.68 (7), 7.08 (2) (c), 7.08 (2) (cm), 7.70 (3) (e) 1., 8.16  
2           (5), 8.35 (4) (b), 10.02 (3) (b) 2m., 11.21 (15), 11.26 (1) (am), 11.26 (2) (an), 11.26  
3           (9) (ba), 11.26 (9) (c), 11.26 (10), 11.26 (13), 11.31 (2), 11.31 (2m), 11.31 (3), 11.31  
4           (3m), 11.31 (4), 11.31 (6), 11.31 (10), 11.50, 11.501, 11.502, 11.503, 11.505,  
5           11.506, 11.507, 11.508, 11.509, 11.51, 11.511, 11.512, 11.513, 11.515, 11.516,  
6           11.517, 11.518, 11.522, 13.40, 13.48 (2) (b) 4., 13.48 (2) (j), 14.58 (20), 15.07 (1)  
7           (b) 8., 15.07 (5) (r), 15.105 (30), 15.105 (31), 15.15, 15.153 (title), 15.153 (3),  
8           15.153 (4), 15.155 (title), 15.155 (2), 15.155 (4), 15.157 (title), 15.157 (7), 15.157  
9           (10) (g), 15.157 (15), 15.347 (18) (b) 4., 15.405 (11), 16.045 (1) (f), 16.045 (4m) (a)  
10          2., 16.045 (4m) (b) 2., 16.045 (6), 16.19, 16.257, 16.513 (3) (bn), 16.54 (14), 16.72  
11          (2) (d), 16.841, 16.848 (3), 16.954, 16.956, 16.964 (1m) (k), 16.964 (12) (bt), 19.85  
12          (1) (i), 20.115 (1) (gg), 20.115 (7) (br), 20.115 (7) (tb), 20.143 (intro.), 20.143 (1)  
13          (title), 20.143 (1) (a), 20.143 (1) (b), 20.143 (1) (bk), 20.143 (1) (bt), 20.143 (1) (c),

1 20.143 (1) (cf), 20.143 (1) (d), 20.143 (1) (dr), 20.143 (1) (e), 20.143 (1) (em),  
2 20.143 (1) (er), 20.143 (1) (ew), 20.143 (1) (fi), 20.143 (1) (fj), 20.143 (1) (fw),  
3 20.143 (1) (fy), 20.143 (1) (g), 20.143 (1) (gc), 20.143 (1) (gh), 20.143 (1) (gm),  
4 20.143 (1) (gv), 20.143 (1) (h), 20.143 (1) (hm), 20.143 (1) (hr), 20.143 (1) (ie),  
5 20.143 (1) (ig), 20.143 (1) (im), 20.143 (1) (io), 20.143 (1) (ir), 20.143 (1) (jp),  
6 20.143 (1) (k), 20.143 (1) (ka), 20.143 (1) (kb), 20.143 (1) (kc), 20.143 (1) (kg),  
7 20.143 (1) (kh), 20.143 (1) (kj), 20.143 (1) (kt), 20.143 (1) (m), 20.143 (1) (mr),  
8 20.143 (1) (n), 20.143 (1) (o), 20.143 (1) (qa), 20.143 (1) (qm), 20.143 (1) (tm),  
9 20.143 (1) (um), 20.143 (2) (title), 20.143 (4) (title), 20.143 (4) (g), 20.143 (4) (m),  
10 20.144 (2) (title) and (g), 20.215 (intro.), 20.215 (1) (k), 20.215 (1) (ka), 20.255  
11 (1) (gh), 20.255 (1) (hf), 20.255 (1) (q), 20.255 (2) (ce), 20.255 (2) (de), 20.255 (2)  
12 (df), 20.255 (2) (dL), 20.255 (2) (dm), 20.255 (2) (do), 20.255 (2) (er), 20.255 (2)  
13 (es), 20.255 (2) (fw), 20.255 (2) (fz), 20.255 (2) (kg), 20.285 (1) (ab), 20.285 (1)  
14 (am), 20.285 (1) (as), 20.285 (1) (b), 20.285 (1) (bm), 20.285 (1) (c), 20.285 (1) (cd),  
15 20.285 (1) (cm), 20.285 (1) (da), 20.285 (1) (db), 20.285 (1) (eb), 20.285 (1) (em),  
16 20.285 (1) (eo), 20.285 (1) (ep), 20.285 (1) (er), 20.285 (1) (fc), 20.285 (1) (fm),  
17 20.285 (1) (fs), 20.285 (1) (ft), 20.285 (1) (fx), 20.285 (1) (g), 20.285 (1) (gm),  
18 20.285 (1) (gn), 20.285 (1) (gr), 20.285 (1) (gs), 20.285 (1) (h), 20.285 (1) (ha),  
19 20.285 (1) (hm), 20.285 (1) (im), 20.285 (1) (in), 20.285 (1) (ip), 20.285 (1) (iz),  
20 20.285 (1) (j), 20.285 (1) (ja), 20.285 (1) (jc), 20.285 (1) (jm), 20.285 (1) (jp), 20.285  
21 (1) (jq), 20.285 (1) (k), 20.285 (1) (ka), 20.285 (1) (kb), 20.285 (1) (kc), 20.285 (1)  
22 (kd), 20.285 (1) (ke), 20.285 (1) (kf), 20.285 (1) (kj), 20.285 (1) (km), 20.285 (1)  
23 (kn), 20.285 (1) (ko), 20.285 (1) (kp), 20.285 (1) (kr), 20.285 (1) (ks), 20.285 (1)  
24 (Lm), 20.285 (1) (Ls), 20.285 (2) (a), 20.285 (2) (b), 20.285 (3) (iz), 20.285 (4),  
25 20.285 (5), 20.285 (6), 20.370 (1) (cv), 20.370 (1) (it), 20.370 (1) (mg), 20.370 (6)

1 (br), 20.370 (6) (bv), 20.370 (6) (et), 20.370 (6) (eu), 20.410 (3) (o), 20.437 (2) (mf),  
2 20.437 (2) (na), 20.437 (3) (mp), 20.445 (1) (bc), 20.445 (1) (jm), 20.485 (1) (j),  
3 20.485 (2) (kt), 20.490 (6) (title), 20.490 (6) (a), 20.490 (6) (k), 20.505 (1) (jc),  
4 20.505 (4) (bm), 20.505 (6) (kp), 20.505 (8) (hm) 6g., 20.505 (8) (hm) 6h., 20.505  
5 (8) (hm) 6j., 20.505 (8) (hm) 13v., 20.505 (8) (hm) 20., 20.511 (1) (b), 20.511 (1)  
6 (q), 20.511 (1) (r), 20.566 (1) (gc), 20.566 (1) (gh), 20.585 (1) (q), 20.585 (1) (r),  
7 20.585 (2) (title), 20.835 (1) (b), 20.835 (1) (d), 20.835 (1) (f), 20.835 (1) (m),  
8 20.835 (1) (q), 20.835 (4) (gc), 20.835 (4) (gh), 20.855 (4) (b), 20.855 (4) (ba),  
9 20.855 (4) (bb), 20.866 (2) (uq), 20.866 (2) (wg), 20.867 (3) (c), 20.923 (4g), 20.923  
10 (5), 20.923 (14) (b), 23.0917 (6m) (b), 23.0917 (6m) (bg), 25.17 (1) (cm), 25.17 (1)  
11 (ys), 25.17 (70) (a), 25.187 (2) (c), 25.40 (1) (a) 5m., 25.42, 25.421, 25.46 (1k),  
12 25.46 (19), 25.49 (3), 26.39 (3), 28.06 (2m) (b), 36.09 (1) (i), 36.09 (1) (k), 36.11  
13 (29m), 36.11 (49) (title), 36.14 (3), 36.25 (52), 36.27 (1) (am), 36.27 (1) (bm), 36.27  
14 (1) (c), 36.27 (2) (cr), 36.27 (3m) (d), 36.34 (1) (c), 36.46 (2), 36.53 (2) (b), 36.58  
15 (5), 36.60 (6m) (b), 36.61 (6m) (b), 38.04 (4) (ag), 38.22 (6) (e), 40.03 (6) (h) 1.,  
16 43.15 (2) (b) to (e), 43.15 (4) (c) 5., 43.15 (4) (e), 44.51 (1m), 44.51 (2), 44.51 (3),  
17 44.57 (1), 44.57 (2), 44.57 (3), 44.57 (4), 44.57 (5) (a), 44.57 (5) (b), 45.03 (20),  
18 47.03 (11) (c), 47.03 (11) (d), 47.03 (11) (e), 48.62 (5) (a), 48.62 (5) (c) (intro.),  
19 49.1515 (2), 49.1515 (3), 49.153 (1) (am), 49.155 (1h), 49.162, 49.45 (2m), 49.45  
20 (3) (n), 49.45 (6m) (n), 49.45 (24r), 49.46 (1) (n), 49.47 (5) (c), 49.471 (13), 49.825  
21 (2) (d) 2., 50.01 (1) (c), 50.031, 51.03 (6), 59.58 (6), 59.58 (7), 59.58 (7) (i) and (j),  
22 60.85 (14), 66.0304 (11) (e) 1., 66.0309 (3) (a) 3., 66.0602 (3) (cm), 66.0602 (7),  
23 66.0903 (6), 66.0903 (10) (am), 66.0904, 66.1039, 66.1104, 66.1105 (13), 70.11  
24 (3m), 71.05 (1) (c) 9., 71.10 (3), 71.26 (1m) (j), 71.45 (1t) (j), 77.54 (9a) (er), 77.708,  
25 77.76 (3r), 77.76 (5), subchapter XIII (title) of chapter 77 [precedes 77.997],

1 77.9971, 77.9972, 77.9973, 79.01 (2), 79.01 (4), 79.02 (3) (b), 79.02 (3) (c), 79.02  
2 (3) (d), 79.02 (4), 79.03, 79.035 (2), 79.043 (1), 79.043 (2), 79.043 (3), 79.043 (4),  
3 79.043 (5), 79.058, 79.06, 79.07, 84.01 (33) (c), 84.016 (3), 84.06 (2) (b), 85.062  
4 (3) (c), 85.11, 86.31 (2) (d), 86.31 (6) (g), 91.48 (1) (a) (intro.), 91.48 (1) (b), 91.48  
5 (2) (b) and (c), 91.49, 93.42 (3), 93.46 (1) (am), 93.46 (2) (d), 97.60, 101.136,  
6 103.49 (5) (am), 104.001 (3) (am), 111.70 (4) (c) 2. b., 111.70 (4) (mc) 1., 2. and  
7 3., 115.28 (35), 115.28 (45), 115.28 (46), 115.28 (47), 115.361, 115.39, 115.405  
8 (2m), 115.45, 115.53 (4) (b), 118.40 (2r) (f), 118.40 (8) (h), 118.51 (3) (a) 7., 119.23  
9 (2) (b), 119.23 (7) (b) 8., 119.23 (9) (b), 119.245, 121.91 (2m) (g) 2., 121.91 (2m)  
10 (h) 2., 121.91 (4) (L), 121.91 (4) (m), 121.91 (4) (n), 121.91 (8), 125.25 (2) (b) 2.,  
11 3. and 4., 125.26 (2) (b) 2. b. and c., 125.275 (2) (b) 2. and 3., 125.28 (2) (c), 125.29  
12 (4), 125.31, 125.34 (2) (bg), (bm) and (c), 125.34 (3) (a) 3., 125.34 (6) (b), 125.34  
13 (6) (c), 145.245 (7) (d), 146.83 (1f) (a), 146.83 (1f) (b), 146.83 (1f) (c), 146.83 (1h)  
14 (a), 146.83 (1h) (b), 146.83 (1k), 165.70 (3m), 165.82 (1) (a), 165.82 (1) (b), 170.12  
15 (3) (dm), 196.374 (2) (a) 4., 196.374 (3) (b) 2. a. to h., 196.374 (3) (b) 3., 227.01  
16 (13) (yL), 227.114 (5), 230.08 (2) (cm), 230.08 (2) (d), 230.08 (2) (dm), 230.08 (2)  
17 (e) 3., 230.08 (2) (e) 10., 230.08 (2) (k), 230.08 (2) (yc), 230.143 (1), 230.143 (2),  
18 234.932 (1), 253.07 (1) (a) 3., 253.07 (1) (b) 3., 281.33 (3m) (title), 283.15 (2) (b)  
19 2., 283.15 (2) (b) 3., 283.15 (2) (e), 283.15 (4) (a) 3., 283.15 (4) (b), 283.15 (4) (c),  
20 287.01 (5), 287.03 (1) (f), 287.07 (3) (a) to (k), 287.11 (2e), 287.11 (4), 287.23 (1)  
21 (c), 287.23 (1m), 287.23 (3) (a), 287.23 (3) (ac), 287.23 (5), 287.23 (5e), 287.23  
22 (5m), 287.23 (6) (b), 287.235, 287.25, 287.26, 292.79, 302.045 (3m) (d), 302.05  
23 (3) (c) 3., 302.113 (2) (b), 302.113 (2) (c), 302.113 (3) (e), 302.113 (9h), 302.1135,  
24 304.06 (1) (bg), 304.06 (1) (bk), 304.06 (1) (bn), 304.06 (1) (br), 341.13 (3m),  
25 342.14 (1r), 342.23 (2) (b), 345.05 (1) (ag), 452.04, 452.05 (1) (e), 452.07 (2) to (7),

1 452.12 (5) (c) 2., chapter 560 (title), subchapter I (title) of chapter 560 [precedes  
2 560.001], 560.001, 560.01 (title), (1) and (2), 560.02, 560.03 (title), 560.03  
3 (intro.), 560.03 (1), 560.03 (2), 560.03 (3), 560.03 (4), 560.03 (4m), 560.03 (5),  
4 560.03 (6), 560.03 (7), 560.03 (8), 560.03 (9), 560.03 (10), 560.03 (11), 560.03 (16),  
5 560.03 (18), 560.03 (19), 560.03 (20), 560.03 (21), 560.03 (22), 560.03 (23),  
6 560.03 (25), 560.03 (26), 560.031, 560.033, 560.037, 560.04, 560.045, 560.047,  
7 560.05, 560.07, 560.08 (1), (2) (intro.), (a), (b), (c), (d), (e), (f), (g), (h), (i) and (j)  
8 , 560.081 (2) (b), 560.081 (2) (i), 560.082, 560.09, 560.125 (4) (f) and (g), 560.126,  
9 560.128, 560.13 (4), 560.13 (6), 560.138, 560.139, 560.145, 560.15, 560.155,  
10 560.157, 560.165, 560.167, 560.17, 560.19, 560.203, 560.204 (3), 560.21, 560.25,  
11 560.255, 560.27, 560.275, 560.276, 560.277, 560.28, 560.285 (1), 560.29,  
12 subchapter II (title) of chapter 560 [precedes 560.30], 560.30, 560.301, 560.302,  
13 560.303, 560.304, 560.305, subchapter III (title) of chapter 560 [precedes  
14 560.41], 560.41, 560.42, 560.43, 560.44, 560.45, subchapter IV (title) of chapter  
15 560 [precedes 560.51], 560.51, 560.53, 560.54, subchapter V (title) of chapter  
16 560 [precedes 560.60], 560.60, 560.602, 560.605, 560.607, 560.61, 560.68,  
17 subchapter VI (title) of chapter 560 [precedes 560.70], 560.70 (1), 560.737,  
18 subchapter VIII (title) of chapter 560 [precedes 560.86], 560.86, 560.87,  
19 subchapter IX (title) of chapter 560 [precedes 560.90], 560.90, 560.905, 560.92,  
20 560.93, subchapter X (title) of chapter 560 [precedes 560.9801], 560.9806 (4),  
21 632.885 (1) (a), 632.885 (2) (a) 1., 632.885 (2) (a) 2., 632.885 (2) (a) 3., 632.885  
22 (2) (b) 2., 632.885 (3), 632.885 (4), 704.35, 846.35, 938.02 (14m), 969.12 (1),  
23 973.01 (3d), 973.01 (4m), 973.09 (3) (d) and 973.195 (1r) (j); **to renumber** 16.964  
24 (15) (b), 20.143 (2) (gg), 20.143 (2) (kg), 20.143 (3) (title), 20.143 (3) (de), 20.143  
25 (3) (dm), 20.143 (3) (ga), 20.143 (3) (h), 20.143 (3) (kg), 20.143 (3) (km), 20.143

1 (3) (L), 20.143 (3) (La), 20.143 (3) (Lm), 20.143 (3) (ma), 20.143 (3) (q), 20.143  
2 (3) (r), 20.143 (3) (s), 20.143 (3) (t), 20.143 (3) (u), 20.143 (3) (v), 20.143 (3) (vb),  
3 20.143 (3) (vm), 20.143 (3) (w), 20.143 (4) (k), 20.143 (4) (ka), 20.143 (4) (kb),  
4 20.143 (4) (ke), 20.143 (4) (n), 20.143 (4) (o), 20.143 (4) (pz), 20.144 (2) (m),  
5 20.215 (1) (title), 20.485 (2) (c), 20.485 (2) (mn), 20.485 (2) (vo), 20.485 (2) (wd),  
6 20.485 (2) (zm), 20.585 (1) (g), 25.49 (1m), 25.49 (2), 28.05 (3) (b), 36.27 (3n) (a)  
7 1., 36.27 (3p) (a) 2., 36.27 (3p) (a) 3., 36.27 (3p) (a) 4., 36.27 (3p) (a) 5., 36.27 (3p)  
8 (a) 6., 36.53 (2) (a), 36.60 (6m) (a), 36.61 (6m) (a), 38.24 (7) (a) 1., 38.24 (8) (a)  
9 2., 38.24 (8) (a) 3., 38.24 (8) (a) 4., 38.24 (8) (a) 5., 38.24 (8) (a) 6., 40.22 (3) (b),  
10 43.15 (2) (a), subchapter III (title) of chapter 44 [precedes 44.51], 44.53 (title),  
11 44.53 (1) (intro.), 44.53 (1) (a), 44.53 (1) (b), 44.53 (1) (c), 44.53 (1) (d), 44.53 (1)  
12 (e), 44.53 (1) (i), 44.53 (2) (intro.), 44.53 (2) (a), 44.53 (2) (am), 44.53 (2) (b), 44.55,  
13 44.56 (title), 44.56 (1), 44.565 (title), 44.565 (1), 44.565 (2) (b) 1., 44.565 (2) (b)  
14 2., 44.565 (2) (c), 44.565 (2) (d), 44.565 (2) (e), 44.565 (4), 44.60, 44.62 (title),  
15 44.62 (1) (intro.), 44.62 (1) (b), 44.62 (3), 44.62 (4), 45.50 (4), 45.50 (5), 49.147  
16 (5) (b) 2m., 49.147 (5) (b) 3., 49.155 (4), 66.0304 (11) (e) 2., 77.9973, 84.013 (1)  
17 (a) 1., 84.013 (1) (a) 3., 91.48 (1) (a) 1. to 4., 111.70 (4) (c) 2. a., 111.825 (2) (b),  
18 (c) and (f), 111.825 (2) (h) and (i), 111.83 (7), 111.85 (5), 146.83 (1h) (c), 146.83  
19 (1m), 186.314 (intro.) (except 186.314 (title)), 186.314 (1) to (4), 214.66 (intro.)  
20 (except 214.66 (title)), 214.66 (1) to (7), 231.01 (1), 281.33 (3m) (d), 281.33 (3m)  
21 (h), 289.63 (6), 289.64 (4), 302.388 (3), 341.63 (3), 343.50 (1), 560.0335, 560.035,  
22 560.036, 560.125 (title) and (1) to (3), 560.125 (5) to (6), 560.2055 (title) and (1),  
23 560.2055 (4) (title) and (a), 560.285 (title), 560.285 (2), 560.703 (title), 560.9801,  
24 560.9802, 560.9809, 560.9810 and 560.9815; **to renumber and amend** 14.57,  
25 14.63, 14.64, 14.65, 15.155 (5), 15.155 (6), 15.157 (3), 15.157 (5), 15.157 (6),

1 15.157 (9), 15.157 (10) (intro.) and (a) to (f), 15.157 (12), 15.157 (13), 15.157 (14),  
2 16.417 (2) (f), 16.848 (4), 20.143 (1) (gr), 20.143 (1) (kf), 20.143 (2) (a), 20.143 (2)  
3 (b), 20.143 (2) (c), 20.143 (2) (fm), 20.143 (2) (fr), 20.143 (2) (h), 20.143 (2) (k),  
4 20.143 (2) (m), 20.143 (2) (n), 20.143 (2) (o), 20.143 (3) (a), 20.143 (3) (g), 20.143  
5 (3) (gb), 20.143 (3) (j), 20.143 (3) (ka), 20.143 (3) (ks), 20.143 (3) (m), 20.143 (3)  
6 (pz), 20.143 (3) (sm), 20.143 (3) (sn), 20.143 (4) (a), 20.143 (4) (kd), 20.215 (1) (a),  
7 20.215 (1) (b), 20.215 (1) (c), 20.215 (1) (d), 20.215 (1) (e), 20.215 (1) (f), 20.215  
8 (1) (g), 20.215 (1) (h), 20.215 (1) (j), 20.215 (1) (km), 20.215 (1) (m), 20.215 (1)  
9 (o), 20.285 (1) (d), 20.485 (2) (v), 20.505 (1) (ja), 20.505 (6) (c), 20.505 (6) (f),  
10 20.505 (6) (j), 20.505 (8) (hm) 6f., 20.585 (2) (q), 20.585 (2) (s), 20.585 (2) (t),  
11 20.585 (2) (tm), 20.585 (2) (u), 20.585 (2) (um), 20.585 (2) (v), 20.585 (2) (vm),  
12 23.0912 (1), 23.0917 (7) (c), 23.169, 25.17 (13m), 28.06 (2m) (a), 36.11 (29r) (b),  
13 36.11 (49), 36.27 (3n) (a) 2., 36.27 (3p) (a) 1., 36.46 (1), 38.04 (10m), 38.24 (7) (a)  
14 2., 38.24 (8) (a) 1., 40.05 (1) (b), 40.23 (3), 40.51 (7), 41.11 (1r), 44.53 (1) (f), 44.53  
15 (1) (fm), 44.53 (1) (g), 44.53 (1) (h), 44.53 (1) (j), 44.53 (2) (c), 44.56 (2), 44.565  
16 (2) (a), 44.565 (2) (b) (intro.), 44.565 (3), 44.57 (5) (intro.), 44.57 (5) (c), 44.57 (5)  
17 (d), 44.62 (1) (a), 44.62 (2), 45.50 (1) (a), 45.50 (1) (b), 45.50 (1) (c), 45.50 (2) (a),  
18 45.50 (2) (b), 45.50 (9), 48.62 (5) (b), 48.62 (5) (c) 1., 48.62 (5) (c) 2., 48.62 (5) (c)  
19 3., 48.62 (5) (d), 48.62 (5) (e), 49.147 (5) (b) (intro.), 49.147 (5) (b) 1m., 49.147 (5)  
20 (b) 4., 49.153 (1) (bm), 49.155 (3m) (d), 49.155 (6) (e), 49.45 (6x) (a), 49.45 (52),  
21 49.78 (2), 49.825 (2) (d) 1., 62.50 (18), 66.0602 (1) (d), 70.114 (1) (b), 71.26 (4),  
22 71.45 (4), 77.52 (21), 79.043 (6), 84.01 (11m), 84.06 (2) (a), 84.07 (1), 93.07 (20),  
23 103.68 (2), 111.77 (6), 111.825 (2) (a), 111.825 (2) (g), 111.92 (1) (a), 118.40 (2r)  
24 (e) 1. a., 118.40 (2r) (e) 1. b., 118.40 (2r) (e) 1. c., 118.40 (2r) (e) 2., 119.23 (2) (a)  
25 1., 119.23 (4m), 119.23 (7) (d) 1., 119.23 (9) (a), 119.23 (11), 125.02 (15), 125.26

1 (2) (b) 2. a., 125.275 (2) (b) 1., 125.29 (2), 125.34 (2) (a), 125.34 (6) (a), 138.14  
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4 281.33 (3m) (b), 281.33 (3m) (c), 281.33 (3m) (e), 281.33 (3m) (f), 281.33 (3m) (g),  
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7 560.01 (3), 560.03 (17), 560.032, 560.034, 560.075, 560.08 (2) (m), 560.081 (1)  
8 and (2) (intro.) and (a), 560.081 (2) (c) to (h), 560.097, 560.11, 560.125 (4) (a) to  
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11 560.2055 (5), 560.2056, 560.206, 560.207, 560.208, 560.2085, 560.209, 560.285  
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18 **consolidate, renumber and amend** 7.70 (3) (e) (intro.) and 2., 16.045 (4m) (a)  
19 (intro.) and 1., 16.045 (4m) (b) (intro.) and 1., 23.0916 (3) (b) (intro.), 1., 2. and  
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3 13.099 (1) (b), 13.099 (2) (a), 13.099 (3) (a) 5., 13.48 (2) (b) 1m., 13.48 (2) (d), 13.48  
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16 (2m), 973.195 (1r) (a), 974.07 (4) (b), 976.03 (23) (c), 977.02 (3) (b), 977.02 (3) (c),  
17 977.05 (4) (jm), 978.05 (6) (b), 990.01 (7g), 990.01 (7m), 990.01 (7r), 990.01 (28g),  
18 990.01 (28m) and 990.01 (28r); **to repeal and recreate** 16.417 (1) (a), 20.005  
19 (1), 20.005 (2), 20.005 (3), 20.370 (5) (cq), 20.505 (8) (hm) 1c., 20.505 (8) (hm) 6r.,  
20 20.505 (8) (hm) 11a., 20.835 (1) (db), 23.0912 (title), 23.0917 (12), 49.197 (2),  
21 49.45 (2m), 49.45 (3) (n), 49.45 (6m) (n), 49.45 (8) (b), 49.45 (8) (c), 49.45 (8r),  
22 49.45 (8v), 49.45 (18) (ac), 49.45 (18) (ag) (intro.), 49.45 (18) (b) (intro.), 49.45  
23 (18) (d), 49.45 (23) (a), 49.45 (23) (b), 49.45 (24g) (c), 49.45 (25g) (c), 49.45 (27),  
24 49.45 (39) (b) 1., 49.46 (1) (n), 49.46 (2) (a) (intro.), 49.46 (2) (b) (intro.), 49.465  
25 (2) (intro.), 49.47 (4) (a) (intro.), 49.47 (5) (intro.), 49.47 (5) (a), 49.47 (5) (c), 49.47

1 (6) (a) (intro.), 49.471 (13), 49.472 (3) (intro.), 49.472 (4) (b) (intro.), 49.473 (2)  
2 (intro.), 49.473 (5), 59.875, 62.623, 79.035 (1), 125.29 (2) (title), 125.29 (3),  
3 125.29 (6), 230.08 (2) (e) 6., 253.07 (title), 302.045 (2) (d), 343.17 (5), 343.20 (2)  
4 (a), 343.50 (1), 343.50 (3), 343.50 (4), 343.50 (4g) and 343.50 (6); **to create** 13.48  
5 (10) (c), 13.48 (40m), 13.48 (40p), 13.489 (1m) (f), 13.489 (4) (d), 13.489 (4m),  
6 13.94 (1) (dp), 15.103 (5), 15.105 (32), 15.405 (11m), 16.04 (1e), 16.28, 16.413,  
7 16.417 (2) (f) 2., 16.42 (1) (f), 16.423, 16.505 (2g), 16.505 (2j), 16.513 (3) (bn),  
8 16.5185, 16.705 (1p), 16.705 (1r) (e), 16.705 (9), 16.71 (4), 16.848 (4) (b), 16.855  
9 (23), 16.87 (5), 16.957 (1) (gg), 16.957 (1) (gr), 16.957 (2) (d) 2m., 16.964 (12) (br),  
10 16.964 (12) (bt), 16.964 (12) (gm), 16.964 (15) (b) 2., 19.42 (13) (cm), 20.003 (4)  
11 (gk), 20.003 (4) (gL), 20.115 (4) (d), 20.165 (1) (gk), 20.192 (1) (r), 20.192 (1) (s),  
12 20.255 (1) (e), 20.255 (2) (ap), 20.255 (2) (ar), 20.255 (2) (fn), 20.255 (2) (fr),  
13 20.285 (1) (d) 2., 20.285 (1) (xq), 20.285 (1) (xr), 20.285 (1) (xs), 20.285 (1) (xt),  
14 20.370 (6) (bw), 20.395 (1) (hq), 20.395 (3) (aq), 20.395 (3) (av), 20.395 (3) (ax),  
15 20.395 (3) (dr), 20.395 (3) (dw), 20.395 (3) (dy), 20.410 (1) (kd), 20.435 (1) (dk),  
16 20.435 (1) (gd), 20.435 (4) (br), 20.435 (4) (gm), 20.435 (4) (gr), 20.435 (5) (bf),  
17 20.435 (7) (hc), 20.437 (1) (kb), 20.437 (1) (km), 20.437 (2) (mg), 20.437 (3) (kp),  
18 20.485 (5) (intro.), 20.485 (5) (tm), 20.505 (1) (cg), 20.505 (1) (id), 20.505 (1) (kg),  
19 20.505 (4) (c), 20.505 (6) (h), 20.505 (6) (ki), 20.505 (6) (ko), 20.505 (7) (title),  
20 20.511 (1) (c), 20.566 (1) (hd), 20.625 (1) (g), 20.625 (1) (k), 20.670 (1) (k), 20.855  
21 (7), 20.866 (2) (xg), 20.866 (2) (zbd), 20.867 (3) (bj), 20.867 (3) (bk), 20.916 (10),  
22 20.923 (4) (c) 2., 20.923 (4) (g) 1e., 20.923 (6) (Lm), 23.0912 (1b), 23.0912 (1m),  
23 23.0912 (1r), 23.0913, 23.0915 (2c) (d), 23.0916 (2) (am), 23.0916 (2) (c), 23.0916  
24 (3) (a) (title), 23.0916 (3) (c), 23.0917 (3) (dm) 5., 23.0917 (3) (dm) 6., 23.0917 (3)  
25 (dm) 7., 23.0917 (4) (d) 1m., 23.0917 (4) (d) 2p., 23.0917 (5g), 23.0917 (5t),

1 23.0917 (7) (c) 1., 23.169 (1), 23.17 (4m), 23.197 (15), 25.17 (13m) (b), 25.17  
2 (13m) (c), 25.17 (13r), 25.184, 25.187 (2) (b), 25.46 (6s), 25.86, 28.05 (3) (am),  
3 28.05 (3) (b) 2., 31.385 (2) (dm), 31.385 (7), 32.28 (4), 36.11 (29r) (b) 1., 36.11 (53)  
4 and (53m), 36.11 (56), 36.11 (57), 36.115, 36.27 (3n) (a) 1g., 36.27 (3p) (a) 1g.,  
5 36.27 (3p) (a) 1m., 36.27 (6), 36.49 (3), 36.585, 36.65, 38.04 (10m) (a), 38.15 (3)  
6 (e), 38.16 (3), 38.24 (7) (a) 1p., 38.24 (8) (a) 1g., 38.50 (12) (a) 1m., 39.437 (6),  
7 40.02 (41n), 40.05 (1) (b) 2., 40.05 (4) (at), 40.22 (2) (am), 40.22 (2r), 40.22 (3) (b)  
8 2., 40.23 (2m) (er), 40.23 (3) (b), 40.51 (7) (b), 41.11 (1r) (a), 45.41 (3m), 45.50 (2b)  
9 (title), 45.50 (2d) (title), 45.50 (2m) (title), 45.50 (2m) (a), 45.50 (2m) (b), 45.50  
10 (2m) (c), 45.50 (3) (title), 45.50 (4) (title), 45.50 (6) (title), 45.50 (7) (title), 45.50  
11 (8) (title), 46.21 (2m) (am), 46.215 (1) (t), 46.284 (2) (d), 46.40 (9) (e), 46.99 (3m),  
12 46.995, 48.38 (4) (j), 48.623, 48.685 (2) (br), 48.983 (2) (c), 49.147 (2) (am), 49.147  
13 (3) (c), 49.147 (4) (b), 49.147 (5) (b) 2., 49.155 (1g) (g), 49.155 (3m) (d) 2., 3. and  
14 4., 49.155 (4) (b), 49.155 (6) (e) 1., 49.155 (6) (e) 3., 49.155 (6) (e) 4., 49.155 (6)  
15 (e) 5., 49.155 (6d), 49.162 (3) (am) 5., 49.175 (1) (L), 49.175 (1) (v), 49.43 (2r),  
16 49.43 (8m), 49.45 (6x) (a) 1. to 3., 49.45 (9p), 49.45 (24s), 49.45 (52) (a) 2., 49.45  
17 (52) (b), 49.45 (52) (c), 49.47 (4) (k), 49.78 (1) (br), 49.78 (1m), 49.78 (1r), 49.78  
18 (2) (b), 49.78 (2m), 49.78 (2r), 49.79 (1) (e), 49.795 (1) (cm), 49.825 (4) (e), 49.825  
19 (5), 59.605 (6), 60.55 (1) (a) 5., 60.553, 60.56 (1) (a) 4., 62.13 (2e), 62.50 (18) (b),  
20 66.0304 (5) (am), 66.0602 (1) (au), 66.0602 (1) (d) 1., 66.0602 (1) (d) 2., 66.0602  
21 (2m), 66.0602 (3) (e) 9., 66.0602 (3) (f), 66.0602 (3) (j), 66.0615 (1m) (d) 7.,  
22 66.0901 (1) (bm), 66.0901 (1m), 66.0901 (10), 66.0901 (11), 66.0903 (1) (em),  
23 66.0903 (1) (hm), 66.0903 (1m), 66.0903 (5) (f), 66.0903 (5) (g), 66.1105 (5) (bt),  
24 66.1105 (16) (c), 66.1105 (16) (d), 66.1105 (16) (e), 66.1105 (16) (f), 70.114 (1) (b)  
25 2., 71.01 (6) (un), 71.05 (1) (c) 12., 71.05 (25), 71.05 (26), 71.07 (5n), 71.07 (9e)

1 (aj), 71.10 (4) (cr), 71.10 (5k), 71.22 (4) (un), 71.22 (4m) (sn), 71.255 (6) (bm),  
2 71.26 (1m) (m), 71.26 (2) (b) 23., 71.26 (4) (b), 71.28 (5n), 71.30 (3) (dn), 71.34  
3 (1g) (un), 71.42 (2) (tn), 71.45 (1t) (m), 71.45 (4) (b), 71.47 (5n), 71.49 (1) (dn),  
4 71.54 (1) (g), 71.54 (2) (b) 4., 71.935 (1) (cr), 77.52 (21) (b), 77.54 (5) (am), 77.54  
5 (11m), 77.54 (58), 77.54 (59), 77.708 (3), 77.9973 (2), 79.035 (4), 79.035 (5), 84.01  
6 (11m) (a), 84.01 (18), 84.013 (1) (a) 2m., 84.013 (2m), 84.013 (3) (ad), 84.013 (3)  
7 (bd), 84.013 (3) (bh), 84.013 (3) (bp), 84.013 (3) (bt), 84.014 (6), 84.0145, 84.017,  
8 84.04 (1) (cm), 84.07 (1) (b) 2., 84.07 (1) (c) 7., 84.07 (1) (d), 84.07 (5), 84.30 (5r),  
9 85.14 (3), 85.14 (4), 85.193, 85.205, 86.30 (2) (dr), 86.31 (2) (f), 86.31 (2) (g), 86.31  
10 (2) (h), 93.07 (20) (a), 100.27 (4), 101.09 (1) (cm), 101.09 (3m), 101.1206 (title),  
11 103.49 (1) (br), 103.49 (1) (em), 103.49 (3g) (f), 103.49 (3g) (g), 103.49 (3g) (h),  
12 103.50 (2g), 103.68 (2) (a) to (e), 108.02 (26m), 108.04 (1) (c), 108.04 (3), 110.08  
13 (5), 111.70 (4) (jm) 4w., 111.70 (4) (mc) 5. and 6., 111.77 (6) (am), 111.81 (7) (ar),  
14 111.81 (7) (at), 111.825 (1r), 111.825 (1t), 111.825 (3m), 111.825 (7), 111.83 (7) (b),  
15 111.85 (5) (b), 111.91 (2) (fm), 111.92 (1) (a) 2. and 3., 115.28 (12), 118.30 (1g) (a)  
16 4., 118.30 (1g) (a) 5., 118.30 (1t), 118.30 (1v), 118.30 (2) (b) 6., 118.30 (2) (b) 7.,  
17 118.30 (5), 118.30 (5m), 118.33 (1) (f) 2g., 118.33 (1) (f) 2r., 118.33 (6) (cg), 118.33  
18 (6) (cr), 118.43 (2) (bv), 118.43 (3) (av), 118.60, 118.62, 119.23 (2) (a) 1. b., 119.23  
19 (2) (a) 3m., 119.23 (3m), 119.23 (4) (d), 119.23 (4m) (a) and (b), 119.23 (7) (d) 1.  
20 a., 119.23 (11) (b), 121.08 (4) (bg), 121.08 (4) (br), 121.90 (2) (am) 5., 121.905 (3)  
21 (c) 5., 121.91 (2m) (g) 4., 121.91 (2m) (g) 5., 121.91 (2m) (i), 121.91 (4) (q), 125.02  
22 (15) (a), 125.28 (1) (e) and (f), 125.28 (2) (b) 1. f., 125.28 (2) (d) and (e), 125.28  
23 (5), 125.29 (2) (b), 125.29 (3m), 125.30 (4), 125.32 (3m) (h), 125.33 (13), 132.001  
24 (1m), 138.045, 138.14 (1) (bd), 138.14 (1) (be), 138.14 (9m), 138.14 (11g) (b),  
25 138.14 (14) (j), 138.16 (1) (a), 138.16 (1) (bm), 138.16 (1m), 138.16 (2) (b), 138.16

1 (3), 138.16 (4), 145.245 (4r), 145.245 (7) (bn), 145.245 (11g), 145.245 (11m) (e),  
2 145.245 (12m) (ag), 146.66, 146.82 (2) (a) 22., 146.83 (1m) (b), 146.83 (3f), 146.89  
3 (3) (b) 9. to 13., 165.25 (12), 169.19 (3) (d), 175.405, 186.314 (1m) (title), 186.314  
4 (2m), 214.66 (1m) (title), 214.66 (2), 221.0219, 227.01 (13) (Lm), 227.01 (13)  
5 (Ln), 227.01 (13) (yc), 227.116 (1g), 227.137 (3) (f), 227.19 (4) (d) 7., 227.19 (5)  
6 (dm), 227.19 (5) (em), 227.19 (5) (fm), 227.19 (5) (g) (title), 230.03 (6m), 230.03  
7 (10h), 230.03 (13), 230.08 (2) (e) 4., 230.08 (2) (e) 11m., 230.08 (2) (yb), 230.08  
8 (4) (d), 230.339, 231.01 (1m), 231.01 (4t), 231.01 (7) (cg), 231.08 (8), 234.255 (1),  
9 234.622 (4) (b), 234.75, subchapter I (title) of chapter 238 [precedes 238.01],  
10 238.02 (4), 238.08, 238.127 (2) (j), 238.135, 238.145, 238.146, 238.16 (3) (am),  
11 subchapter II (title) of chapter 238 [precedes 238.30], 252.15 (3m) (d) 17., 253.07  
12 (1) (c), 253.07 (5), 255.15 (3) (b) 11., 256.125, 281.16 (2) (am), 283.15 (2) (a),  
13 283.15 (3) (a), 283.39 (3) (dm), 283.60, 287.07 (4e), 287.24, 289.63 (6) (b), 289.64  
14 (4) (b), 289.645 (4) (f), 289.67 (1) (fm), 301.03 (5d), 301.03 (5h), 301.26 (4) (ct),  
15 301.26 (4) (cx), 301.26 (4) (d) 4., 301.328 (1m), 302.05 (1) (am) 1., 302.05 (1) (am)  
16 2., 302.05 (1) (b), 302.113 (9g), 302.388 (2) (g), 302.388 (3) (b), 340.01 (18j),  
17 341.10 (16), 341.10 (17), 341.14 (6r) (f) 33m., 341.14 (6r) (f) 48m., 341.16 (2e),  
18 341.405 (3m), 341.63 (1) (f), 341.63 (1m), 341.63 (1r), 341.63 (3) (b), 342.09 (1)  
19 (b), 343.03 (3r), 343.065 (3), 343.14 (3m), 343.16 (1) (b) 6., 343.165 (7), 343.17  
20 (3) (a) 14., 343.50 (1) (c), 343.50 (4g), 440.08 (2) (a) 15g., 440.08 (2) (a) 15r.,  
21 subchapter XV of chapter 440 [precedes 440.9991], 632.797 (1) (d), 632.885 (1)  
22 (af), 632.885 (1) (ar), 632.885 (1) (at), 632.885 (2) (c), 632.885 (3m), 751.20,  
23 767.215 (5) (am), 799.01 (1) (cr), 814.63 (3m), 814.65 (4m), 893.82 (9), 895.453,  
24 895.46 (10), 895.527 (1m), 938.34 (3) (f) 4., 938.38 (4) (j), 951.015 (3), 973.045  
25 (1r) (a) 3., 973.045 (3) (c), 973.05 (2m) (dg), 973.06 (1) (j), 973.198 and 995.30 of

1 the statutes; and *to affect* 2009 Wisconsin Act 28, section 9150 (1), 2005  
2 Wisconsin Act 25, section 9101 (4) (b) and (c), 2009 Wisconsin Act 15, section 31  
3 (1) (e), 2009 Wisconsin Act 333, section 20 (2), 2009 Wisconsin Act 333, section  
4 20 (5) and 2009 Wisconsin Act 333, section 22 (2); **relating to:** state finances  
5 and appropriations, constituting the executive budget act of the 2011  
6 legislature.

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

7 **SECTION 1d.** 5.02 (18) of the statutes is amended to read:

8 5.02 (18) “September primary” means the primary held the 2nd Tuesday in  
9 September to nominate candidates to be voted for at the general election, ~~and to~~  
10 ~~determine which candidates for state offices other than district attorney may~~  
11 ~~participate in the Wisconsin election campaign fund.~~

12 **SECTION 2d.** 5.35 (6) (b) of the statutes is amended to read:

13 5.35 (6) (b) At each polling place in the state where a consolidated ballot under  
14 s. 5.655 is used or an electronic voting system is utilized at a partisan primary  
15 election incorporating a ballot upon which electors may mark votes for candidates  
16 of more than one recognized political party ~~or for candidates of a recognized political~~  
17 ~~party and independent candidates~~, the municipal clerk or board of election  
18 commissioners shall prominently post a sign in the form prescribed by the board  
19 warning electors in substance that on any ballot with votes cast for candidates of  
20 more than one recognized political party ~~or any ballot with votes cast for candidates~~  
21 ~~of a recognized political party and independent candidates~~, no votes cast for any  
22 candidates for partisan office will be counted unless a preference for a party ~~or for~~

1 ~~the independent candidates~~ is made. If the elector designates a preference, only  
2 votes cast for candidates of that preference will be counted.

3 **SECTION 2f.** 5.37 (4) of the statutes is amended to read:

4 5.37 (4) Voting machines may be used at primary elections when they comply  
5 with subs. (1) and (2) and the following provisions: All candidates' names entitled to  
6 appear on the ballots at the primary shall appear on the machine; the elector cannot  
7 vote for candidates of more than one party, whenever the restriction applies, ~~and an~~  
8 ~~elector who votes for candidates of any party may not vote for independent~~  
9 ~~candidates at the September primary~~; the elector may secretly select the party for  
10 which he or she wishes to vote, ~~or the independent candidates in the case of the~~  
11 ~~September primary~~; the elector may vote for as many candidates for each office as  
12 he or she is lawfully entitled to vote for, but no more.

13 **SECTION 3e.** 5.62 (1) (a) of the statutes is amended to read:

14 5.62 (1) (a) At September primaries, the following ballot shall be provided for  
15 the nomination of candidates of recognized political parties for national, state and  
16 county offices and independent candidates for state office in each ward, in the same  
17 form as prescribed by the board under s. 7.08 (1) (a), except as authorized in s. 5.655.  
18 The ballots shall be made up of the several party tickets with each party entitled to  
19 participate in the primary under par. (b) or sub. (2) having its own ballot, except as  
20 authorized in s. 5.655. ~~The independent candidates for state office other than district~~  
21 ~~attorney shall have a separate ballot for all such candidates as under s. 5.64 (1) (e),~~  
22 ~~except as authorized in s. 5.655.~~ The ballots shall be secured together at the bottom.  
23 The party ballot of the party receiving the most votes for president or governor at the  
24 last general election shall be on top with the other parties arranged in descending  
25 order based on their vote for president or governor at the last general election. The



1 ballots of parties qualifying under sub. (2) shall be placed after the parties qualifying  
2 under par. (b), in the same order in which the parties filed petitions with the board.  
3 Any ballot required under par. (b) 2. shall be placed next in order. ~~The ballot listing~~  
4 ~~the independent candidates shall be placed at the bottom.~~ At polling places where  
5 voting machines are used, each party ~~and the independent candidates~~ shall be  
6 represented in one or more separate columns or rows on the ballot. At polling places  
7 where an electronic voting system is used other than an electronic voting machine,  
8 each party ~~and the independent candidates~~ may be represented in separate columns  
9 or rows on the ballot.

10 **SECTION 3m.** 5.62 (3) of the statutes is amended to read:

11 5.62 (3) The board shall designate the official primary ballot arrangement for  
12 statewide offices and district attorney within each prosecutorial district by using the  
13 same procedure as provided in s. 5.60 (1) (b). On each ballot and on each separate  
14 column or row on the ballot, the candidates for office shall be listed together with the  
15 offices which they seek in the following order whenever these offices appear on the  
16 September primary ballot: governor, lieutenant governor, attorney general,  
17 secretary of state, state treasurer, U.S. senator, U.S. representative in congress,  
18 state senator, representative to the assembly, district attorney and the county offices.  
19 ~~Below the names of the independent candidates shall appear the party or principle~~  
20 ~~of the candidates, if any, in 5 words or less, as shown on their nomination papers.~~

21 **SECTION 3s.** 5.62 (5) of the statutes is repealed.

22 **SECTION 3t.** 5.68 (4) of the statutes is amended to read:

23 5.68 (4) ~~Except as provided under sub. (7), the~~ The cost of compensation of  
24 election officials and trainees shall be borne in the manner provided in s. 7.03.

25 **SECTION 3u.** 5.68 (7) of the statutes is repealed.

1           **SECTION 3v.** 5.81 (4) of the statutes is amended to read:

2           5.81 **(4)** In partisan primary elections, if a ballot contains the names of  
3 candidates of more than one party ~~or the names of party candidates and independent~~  
4 ~~candidates~~, it shall provide a space for electors to designate a party preference ~~or a~~  
5 ~~preference for the independent candidates~~. Failure to designate a preference does  
6 not invalidate any votes cast by an elector, except as provided in s. 7.50 (1) (d).

7           **SECTION 4g.** 5.91 (1) of the statutes is amended to read:

8           5.91 **(1)** It enables an elector to vote in secrecy and to select the party ~~or the~~  
9 ~~independent candidates for whom~~ for which an elector will vote in secrecy at a  
10 partisan primary election.

11           **SECTION 4r.** 5.91 (6) of the statutes is amended to read:

12           5.91 **(6)** The voting device or machine permits an elector in a primary election  
13 to vote for the candidates of the recognized political party ~~or the independent~~  
14 ~~candidates~~ of his or her choice, and the automatic tabulating equipment or machine  
15 rejects any ballot on which votes are cast in the primary of more than one recognized  
16 political party, except where a party ~~or independent candidate~~ designation is made  
17 or where an elector casts write-in votes for candidates of more than one party on a  
18 ballot that is distributed to the elector.

19           **SECTION 5g.** 7.08 (2) (c) of the statutes is repealed.

20           **SECTION 5r.** 7.08 (2) (cm) of the statutes is repealed.

21           **SECTION 6c.** 7.70 (3) (e) (intro.) and 2. of the statutes are consolidated,  
22 renumbered 7.70 (3) (e) and amended to read:

23           7.70 **(3)** (e) The chairperson of the board or the chairperson's designee shall  
24 make a special statement to the board as soon as possible after the canvass of the  
25 general election certifying: ~~2. After the general election, the name of each political~~

1 party which receives at least one percent of the vote cast in such election for any  
2 statewide office.

3 **SECTION 6d.** 7.70 (3) (e) 1. of the statutes is repealed.

4 **SECTION 7c.** 8.15 (7) of the statutes is amended to read:

5 8.15 (7) A candidate may not run in more than one party primary at the same  
6 time. No filing official may accept nomination papers for the same person in the same  
7 election for more than one party. ~~An independent candidate at a partisan primary~~  
8 ~~or other election may not file nomination papers as the candidate of a recognized~~  
9 ~~political party for the same office at the same election.~~ A person who files nomination  
10 papers as the candidate of a recognized political party may not file nomination  
11 papers as an independent candidate for the same office at the same election.

12 **SECTION 7d.** 8.16 (1) of the statutes is amended to read:

13 8.16 (1) Except as provided in sub. (2), the person who receives the greatest  
14 number of votes for an office on a party ballot at any partisan primary, regardless of  
15 whether the person's name appears on the ballot, shall be the party's candidate for  
16 the office, and the person's name shall so appear on the official ballot at the next  
17 election. ~~All independent candidates shall appear on the general election ballot~~  
18 ~~regardless of the number of votes received by such candidates at the September~~  
19 ~~primary.~~

20 **SECTION 7e.** 8.16 (5) of the statutes is repealed.

21 **SECTION 7f.** 8.20 (8) (a) of the statutes is amended to read:

22 8.20 (8) (a) Nomination papers for independent candidates for any office to be  
23 voted upon at a general election ~~or September primary and general election~~, except  
24 president, vice president and presidential elector, may be circulated no sooner than  
25 June 1 preceding the election and may be filed no later than 5 p.m. on the 2nd

1 Tuesday of July preceding the September primary, except as authorized in this  
2 paragraph. If an incumbent fails to file nomination papers and a declaration of  
3 candidacy by 5 p.m. on the 2nd Tuesday of July preceding the September primary,  
4 all candidates for the office held by the incumbent, other than the incumbent, may  
5 file nomination papers no later than 72 hours after the latest time prescribed in this  
6 paragraph. No extension of the time for filing nomination papers applies if the  
7 incumbent files written notification with the filing officer or agency with whom  
8 nomination papers are filed for the office which the incumbent holds, no later than  
9 5 p.m. on the 2nd Friday preceding the latest time prescribed in this paragraph for  
10 filing nomination papers, that the incumbent is not a candidate for reelection to his  
11 or her office, and the incumbent does not file nomination papers for that office within  
12 the time prescribed in this paragraph.

13 **SECTION 7g.** 8.20 (9) of the statutes is amended to read:

14 **8.20 (9)** Persons nominated by nomination papers without a recognized  
15 political party designation shall be placed on the official ballot at the general election  
16 and at any partisan election to the right or below the recognized political party  
17 candidates in their own column or row designated “Independent”. ~~At the September~~  
18 ~~primary, persons nominated for state office by nomination papers without a~~  
19 ~~recognized political party designation shall be placed on a separate ballot or, if a~~  
20 ~~consolidated paper ballot under s. 5.655 (2), an electronic voting system or voting~~  
21 ~~machines are used, in a column or row designated “Independent”.~~ If the candidate’s  
22 name already appears under a recognized political party it may not be listed on the  
23 independent ballot, column or row.

24 **SECTION 7n.** 8.35 (4) (b) of the statutes is repealed.

25 **SECTION 7r.** 8.35 (4) (c) of the statutes is amended to read:

1           **8.35 (4) (c)** The transfer shall be reported to the appropriate filing officer in a  
2 special report submitted by the former candidate’s campaign treasurer. If the former  
3 candidate is deceased and was serving as his or her own campaign treasurer, the  
4 former candidate’s petitioner or personal representative shall file the report and  
5 ~~make the transfer required by par. (b), if any.~~ The report shall include a complete  
6 statement of all contributions, disbursements and incurred obligations pursuant to  
7 s. 11.06 (1) covering the period from the day after the last date covered on the former  
8 candidate’s most recent report to the date of disposition.

9           **SECTION 7w.** 8.50 (3) (b) of the statutes is amended to read:

10           **8.50 (3) (b)** Except as otherwise provided in this section, the provisions for  
11 September primaries under s. 8.15 are applicable to all partisan primaries held  
12 under this section, and the provisions for spring primaries under s. 8.10 are  
13 applicable to all nonpartisan primaries held under this section. In a special partisan  
14 primary or election, the order of the parties on the ballot shall be the same as  
15 provided under s. 5.62 (1) or 5.64 (1) (b). ~~Independent candidates for state office at~~  
16 ~~a special partisan election shall not appear on the primary ballot.~~ No primary is  
17 required for a nonpartisan election in which not more than 2 candidates for an office  
18 appear on the ballot or for a partisan election in which not more than one candidate  
19 for an office appears on the ballot of each recognized political party. In every special  
20 election except a special election for nonpartisan state office where no candidate is  
21 certified to appear on the ballot, a space for write-in votes shall be provided on the  
22 ballot, regardless of whether a special primary is held.

23           **SECTION 8d.** 10.02 (3) (b) 2. of the statutes is amended to read:

24           **10.02 (3) (b) 2.** At a special partisan primary, the elector shall select the party  
25 ballot of his or her choice and shall make a cross ( X ) next to or depress the lever or

1 button next to the candidate's name for each office for whom the elector intends to  
2 vote, or shall insert or write in the name of the elector's choice for a candidate.

3 **SECTION 8h.** 10.02 (3) (b) 2m. of the statutes is repealed.

4 **SECTION 8p.** 10.06 (1) (e) of the statutes is amended to read:

5 10.06 (1) (e) As soon as possible following the state canvass of the spring  
6 primary vote, but no later than the first Tuesday in March, the board shall send a  
7 type B notice certifying to each county clerk the list of candidates for the spring  
8 election. When no state spring primary is held or when the only primary held is the  
9 presidential preference primary, this notice shall be sent under par. (c). ~~The board~~  
10 ~~shall also in any case send a certified list of candidates under s. 11.50 to the state~~  
11 ~~treasurer pursuant to s. 7.08 (2) (c).~~ When there is a referendum, the board shall send  
12 type A and C notices certifying each question to the county clerks as soon as possible,  
13 but no later than the first Tuesday in March.

14 **SECTION 8t.** 10.06 (1) (i) of the statutes is amended to read:

15 10.06 (1) (i) As soon as possible after the state canvass, but no later than the  
16 4th Tuesday in September, the board shall send a type B notice certifying the list of  
17 candidates and type A and C notices certifying each question for any referendum to  
18 each county clerk for the general election ~~and a certified list of candidates under s.~~  
19 ~~11.50 to the state treasurer pursuant to s. 7.08 (2) (c).~~

20 **SECTION 11c.** 11.06 (1) (jm) of the statutes is amended to read:

21 11.06 (1) (jm) A copy of any separate schedule prepared or received pursuant  
22 to an escrow agreement under s. 11.16 (5). A candidate or personal campaign  
23 committee receiving contributions under such an agreement and attaching a  
24 separate schedule under this paragraph may indicate the percentage of the total  
25 contributions received, disbursements made ~~and exclusions claimed under s. 11.31~~

1     ~~(6)~~ without itemization, except that amounts received from any contributor pursuant  
2     to the agreement who makes any separate contribution to the candidate or personal  
3     campaign committee during the calendar year of receipt as indicated in the schedule  
4     shall be aggregated and itemized if required under par. (a) or (b).

5             **SECTION 11g.** 11.12 (2) of the statutes is amended to read:

6             11.12 (2) ~~No registrant, other than a candidate who receives a public financing~~  
7     ~~benefit from the democracy trust fund, may accept an Any anonymous contribution~~  
8     ~~exceeding \$10. No candidate who receives a public financing benefit from the~~  
9     ~~democracy trust fund may accept an anonymous contribution exceeding \$5. Any~~  
10    ~~anonymous contribution that may not be accepted under this subsection received by~~  
11    ~~a campaign or committee treasurer or by an individual under s. 11.06 (7) may not be~~  
12    ~~used or expended. The contribution shall be donated to the common school fund or~~  
13    ~~to a any charitable organization at the option of the registrant's treasurer.~~

14            **SECTION 11n.** 11.16 (2) of the statutes is amended to read:

15            11.16 (2) LIMITATION ON CASH CONTRIBUTIONS. ~~Except as provided in s. 11.506 (6),~~  
16    every Every contribution of money exceeding \$50 shall be made by negotiable  
17    instrument or evidenced by an itemized credit card receipt bearing on the face the  
18    name of the remitter. No treasurer may accept a contribution made in violation of  
19    this subsection. The treasurer shall promptly return the contribution, or donate it  
20    to the common school fund or to a charitable organization in the event that the donor  
21    cannot be identified.

22            **SECTION 11r.** 11.16 (3) of the statutes is amended to read:

23            11.16 (3) FORM OF DISBURSEMENTS. ~~Except as authorized under s. 11.511 (1),~~  
24    every Every disbursement which is made by a registered individual or treasurer from  
25    the campaign depository account shall be made by negotiable instrument. Such

1 instrument shall bear on the face the full name of the candidate, committee,  
2 individual or group as it appears on the registration statement filed under s. 11.05  
3 and where necessary, such additional words as are sufficient to clearly indicate the  
4 political nature of the registrant or account of the registrant. The name of a political  
5 party shall include the word “party”. The instrument of each committee registered  
6 with the board and designated under s. 11.05 (3) (c) as a special interest committee  
7 shall bear the identification number assigned under s. 11.21 (12) on the face of the  
8 instrument.

9 **SECTION 11w.** 11.16 (5) of the statutes is amended to read:

10 11.16 (5) ESCROW AGREEMENTS. Any personal campaign committee, political  
11 party committee or legislative campaign committee may, pursuant to a written  
12 escrow agreement with more than one candidate, solicit contributions for and  
13 conduct a joint fund raising effort or program on behalf of more than one named  
14 candidate. The agreement shall specify the percentage of the proceeds to be  
15 distributed to each candidate by the committee conducting the effort or program.  
16 The committee shall include this information in all solicitations for the effort or  
17 program. All contributions received and disbursements made by the committee in  
18 connection with the effort or program shall be received and disbursed through a  
19 separate depository account under s. 11.14 (1) that is identified in the agreement.  
20 For purposes of s. 11.06 (1), the committee conducting the effort or program shall  
21 prepare a schedule in the form prescribed by the board supplying all required  
22 information under s. 11.06 (1) ~~and items qualifying for exclusion under s. 11.31 (6)~~  
23 for the effort or program, and shall transmit a copy of the schedule to each candidate  
24 who receives any of the proceeds within the period prescribed in s. 11.06 (4) (c).

25 **SECTION 12b.** 11.21 (15) of the statutes is repealed.



1           **SECTION 12d.** 11.26 (1) (a) of the statutes is amended to read:

2           11.26 (1) (a) Candidates for governor, lieutenant governor, secretary of state,  
3 state treasurer, attorney general, ~~or~~ state superintendent, or justice, \$10,000.

4           **SECTION 12e.** 11.26 (1) (am) of the statutes is repealed.

5           **SECTION 12g.** 11.26 (2) (a) of the statutes is amended to read:

6           11.26 (2) (a) Candidates for governor, lieutenant governor, secretary of state,  
7 state treasurer, attorney general, ~~or~~ state superintendent, or justice, 4 percent of the  
8 value of the disbursement level specified in the schedule under s. 11.31 (1).

9           **SECTION 12h.** 11.26 (2) (an) of the statutes is repealed.

10          **SECTION 12j.** 11.26 (9) (a) of the statutes is amended to read:

11          11.26 (9) (a) ~~Except as provided in par. (ba), no~~ No individual who is a candidate  
12 for state or local office may receive and accept more than 65 percent of the value of  
13 the total disbursement level determined under s. 11.31 ~~or 11.511 (7) (a)~~ for the office  
14 for which he or she is a candidate during any primary and election campaign  
15 combined from all committees subject to a filing requirement, including political  
16 party and legislative campaign committees.

17          **SECTION 12k.** 11.26 (9) (b) of the statutes is amended to read:

18          11.26 (9) (b) ~~Except as provided in par. (ba), no~~ No individual who is a candidate  
19 for state or local office may receive and accept more than 45 percent of the value of  
20 the total disbursement level determined under s. 11.31 ~~or 11.511 (7) (a)~~ for the office  
21 for which he or she is a candidate during any primary and election campaign  
22 combined from all committees other than political party and legislative campaign  
23 committees subject to a filing requirement.

24          **SECTION 12L.** 11.26 (9) (ba) of the statutes is repealed.

25          **SECTION 12m.** 11.26 (9) (c) of the statutes is repealed.

1           **SECTION 12n.** 11.26 (10) of the statutes is repealed.

2           **SECTION 12p.** 11.26 (13) of the statutes is repealed.

3           **SECTION 12s.** 11.26 (17) (a) of the statutes is amended to read:

4           11.26 (17) (a) For purposes of application of the limitations imposed in subs.  
5 (1), (2), and (9) ~~and~~ (10), the “campaign” of a candidate begins and ends at the times  
6 specified in this subsection.

7           **SECTION 13b.** 11.31 (title) of the statutes is amended to read:

8           **11.31** (title) **Disbursement levels and limitations; calculation.**

9           **SECTION 13d.** 11.31 (1) (intro.) of the statutes is amended to read:

10          11.31 (1) SCHEDULE. (intro.) The following levels of disbursements are  
11 established with reference to the candidates listed below. ~~Except as provided in sub.~~  
12 ~~(2), such~~ The levels do not operate to restrict the total amount of disbursements  
13 which are made or authorized to be made by any candidate in any primary or other  
14 election.

15          **SECTION 13g.** 11.31 (1) (d) of the statutes is amended to read:

16          11.31 (1) (d) Candidates for secretary of state, state treasurer, ~~or~~ state  
17 superintendent, or justice, \$215,625.

18          **SECTION 13h.** 11.31 (2) of the statutes is repealed.

19          **SECTION 13i.** 11.31 (2m) of the statutes is repealed.

20          **SECTION 13j.** 11.31 (3) of the statutes is repealed.

21          **SECTION 13k.** 11.31 (3m) of the statutes is repealed.

22          **SECTION 13km.** 11.31 (4) of the statutes is repealed.

23          **SECTION 13p.** 11.31 (6) of the statutes is repealed.

24          **SECTION 13s.** 11.31 (7) (b) to (d) of the statutes are amended to read:

1           11.31 (7) (b) Disbursements which are made before a campaign period for goods  
2 to be delivered or services to be rendered in connection with the campaign are  
3 ~~charged against~~ allocated to the disbursement limitation level for that campaign.

4           (c) Disbursements which are made after a campaign to retire a debt incurred  
5 in relation to a campaign are ~~charged against~~ allocated to the disbursement  
6 limitation level for that campaign.

7           (d) Disbursements which are made outside a campaign period and to which par.  
8 (b) or (c) does not apply are not subject to any disbursement ~~limitation level~~. Such  
9 disbursements are subject to s. 11.25 (2).

10           **SECTION 13t.** 11.31 (8) of the statutes is amended to read:

11           11.31 (8) CERTAIN CONTRIBUTIONS EXCLUDED. ~~The limitations imposed under~~  
12 levels specified in this section do not apply to a gift of anything of value constituting  
13 a contribution made directly to a registrant by another, but the ~~limitations shall~~  
14 levels do apply to such a gift when it is received and accepted by the recipient or if  
15 received in the form of money, when disbursed.

16           **SECTION 13v.** 11.31 (10) of the statutes is repealed.

17           **SECTION 13vb.** 11.50 of the statutes is repealed.

18           **SECTION 13wb.** 11.501 of the statutes is repealed.

19           **SECTION 13wc.** 11.502 of the statutes is repealed.

20           **SECTION 13wd.** 11.503 of the statutes is repealed.

21           **SECTION 13we.** 11.505 of the statutes is repealed.

22           **SECTION 13wf.** 11.506 of the statutes is repealed.

23           **SECTION 13wg.** 11.507 of the statutes is repealed.

24           **SECTION 13wh.** 11.508 of the statutes is repealed.

25           **SECTION 13wi.** 11.509 of the statutes is repealed.

1           **SECTION 13wj.** 11.51 of the statutes is repealed.

2           **SECTION 13wk.** 11.511 of the statutes is repealed.

3           **SECTION 1.** 11.512 of the statutes is repealed.

4           **SECTION 2.** 11.513 of the statutes is repealed.

5           **SECTION 16a.** 11.515 of the statutes is repealed.

6           **SECTION 16b.** 11.516 of the statutes is repealed.

7           **SECTION 16c.** 11.517 of the statutes is repealed.

8           **SECTION 16d.** 11.518 of the statutes is repealed.

9           **SECTION 16e.** 11.522 of the statutes is repealed.

10          **SECTION 16f.** 11.60 (4) of the statutes is amended to read:

11           11.60 (4) Except as otherwise provided in ss. 5.05 (2m) (c) 15. and 16. and (h),  
12           5.08, and 5.081, actions under this section ~~or s. 11.517~~ may be brought by the board  
13           or by the district attorney for the county where the defendant resides or, if the  
14           defendant is a nonresident, by the district attorney for the county where the violation  
15           is alleged to have occurred. For purposes of this subsection, a person other than a  
16           natural person resides within a county if the person's principal place of operation is  
17           located within that county.

18          **SECTION 17c.** 11.61 (2) of the statutes is amended to read:

19           11.61 (2) Except as otherwise provided in ss. 5.05 (2m) (c) 15. and 16. and (i),  
20           5.08, and 5.081, all prosecutions under this section ~~or s. 11.518~~ shall be conducted  
21           by the district attorney for the county where the defendant resides or, if the  
22           defendant is a nonresident, by the district attorney for the county where the violation  
23           is alleged to have occurred. For purposes of this subsection, a person other than a  
24           natural person resides within a county if the person's principal place of operation is  
25           located within that county.

1           **SECTION 19m.** 13.099 (1) (a) of the statutes is amended to read:

2           13.099 (1) (a) “Department” means the department of commerce  
3           administration.

4           **SECTION 3.** 13.099 (1) (b) of the statutes is amended to read:

5           13.099 (1) (b) “State housing strategy plan” means the plan developed under  
6           s. ~~560.9802~~ 16.302.

7           **SECTION 4.** 13.099 (2) (a) of the statutes is amended to read:

8           13.099 (2) (a) If any bill that is introduced in either house of the legislature  
9           directly or substantially affects the development, construction, cost, or availability  
10          of housing in this state, the department shall prepare a report on the bill within 30  
11          days after it is introduced. The department may request any information from other  
12          state agencies, local governments or individuals, or organizations that is reasonably  
13          necessary for the department to prepare the report.

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

15          13.099 (3) (a) 5. Housing costs, as defined in s. ~~560.9801~~ 16.301 (3) (a) and (b).

16          **SECTION 6.** 13.40 of the statutes is repealed.

17          **SECTION 35.** 13.48 (2) (b) 1m. of the statutes is amended to read:

18          13.48 (2) (b) 1m. The University of Wisconsin System may not accept any gift,  
19          grant or bequest of real property with a value in excess of \$30,000 \$150,000 or any  
20          gift, grant or bequest of a building or structure that is constructed for the benefit of  
21          the system or any institution thereof without the approval of the building  
22          commission.

23          **SECTION 7.** 13.48 (2) (b) 4. of the statutes is repealed.

24          **SECTION 41.** 13.48 (2) (d) of the statutes is amended to read:

1           13.48 (2) (d) The building commission, for the purpose of carrying out s. 36.33  
2 relating to the sale and purchase of agricultural lands of the University of Wisconsin,  
3 may authorize the advance of sums from the state building trust fund for the  
4 purchase price, including option payments, of agricultural lands to be acquired by  
5 the University of Wisconsin and for expenses incurred in selling agricultural lands  
6 presently owned by the University of Wisconsin, including, without limitation  
7 because of enumeration, expenses of surveying, platting, constructing and  
8 improving streets and utilities and drainage in such a way as to realize the greatest  
9 return to the state in the sale of such lands, and other selling expenses. All such sums  
10 advanced shall be repaid to the state building trust fund from the appropriation  
11 made by s. 20.285 (1) ~~(ka)~~ (xq).

12           **SECTION 8.** 13.48 (2) (j) of the statutes is repealed.

13           **SECTION 44p.** 13.48 (3) of the statutes is amended to read:

14           13.48 (3) STATE BUILDING TRUST FUND. In the interest of the continuity of the  
15 program, the moneys appropriated to the state building trust fund under s. 20.867  
16 (2) (f) shall be retained as a nonlapsing building depreciation reserve. Such moneys  
17 shall be deposited into the state building trust fund. At such times as the building  
18 commission directs, or in emergency situations under s. 16.855 (16) (b), the governor  
19 shall authorize releases from this fund to become available for projects and shall  
20 direct the department of administration to allocate from this fund such amounts as  
21 are approved for these projects. In issuing such directions, the building commission  
22 shall consider the cash balance in the state building trust fund, the necessity and  
23 urgency of the proposed improvement, employment conditions and availability of  
24 materials in the locality in which the improvement is to be made. The building  
25 commission may authorize any project costing ~~\$500,000~~ \$760,000 or less in

1 accordance with priorities to be established by the building commission and may  
2 adjust the priorities by deleting, substituting or adding new projects as needed to  
3 reflect changing program needs and unforeseen circumstances. The building  
4 commission may enter into contracts for the construction of buildings for any state  
5 agency, except a project authorized under sub. (10) (c), and shall be responsible for  
6 accounting for all funds released to projects. The building commission may designate  
7 the department of administration or the agency for which the project is constructed  
8 to act as its representative in such accounting.

9 **SECTION 45.** 13.48 (4) of the statutes is amended to read:

10 13.48 (4) STATE AGENCIES TO REPORT PROPOSED PROJECTS. Each Whenever any  
11 state agency contemplating contemplates a project under this the state building  
12 program it shall report its proposed projects the project to the building commission.  
13 The report shall be made on such date and in such manner as the building  
14 commission prescribes. This subsection does not apply to projects identified in sub.  
15 (10) (c).

16 **SECTION 9.** 13.48 (10) (a) of the statutes is amended to read:

17 13.48 (10) (a) No Except as provided in par. (c), no state board, agency, officer,  
18 department, commission, or body corporate may enter into a contract for the  
19 construction, reconstruction, remodeling of, or addition to any building, structure,  
20 or facility, in connection with any building project which involves a cost in excess of  
21 \$150,000 \$185,000 without completion of final plans and arrangement for  
22 supervision of construction and prior approval by the building commission. The  
23 building commission may not approve a contract for the construction, reconstruction,  
24 renovation or remodeling of or an addition to a state building as defined in s. 44.51  
25 (2) unless it determines that s. 44.57 has been complied with or does not apply. This

1 section applies to the department of transportation only in respect to buildings,  
2 structures, and facilities to be used for administrative or operating functions,  
3 including buildings, land, and equipment to be used for the motor vehicle emission  
4 inspection and maintenance program under s. 110.20.

5 **SECTION 49.** 13.48 (10) (c) of the statutes is created to read:

6 13.48 (10) (c) Paragraph (a) does not apply to any contract for a building project  
7 involving a cost of less than \$500,000 to be constructed for the University of  
8 Wisconsin System that is funded entirely from the proceeds of gifts and grants made  
9 to the system.

10 **SECTION 50g.** 13.48 (14) (a) of the statutes is amended to read:

11 13.48 (14) (a) In this subsection, “agency” has the meaning given for “state  
12 agency” in s. 20.001 (1), except that ~~during the period beginning on October 27, 2007,~~  
13 ~~and ending on June 30, 2009, and the period beginning on July 1, 2009,~~ the term does  
14 not include the Board of Regents of the University of Wisconsin System.

15 **SECTION 50h.** 13.48 (14) (am) of the statutes is amended to read:

16 13.48 (14) (am) ~~Subject~~ Except as provided in this paragraph and subject to par.  
17 (d), the building commission shall have the authority to sell or lease all or any part  
18 of a state-owned building or structure or state-owned land, including farmland,  
19 where such authority is not otherwise provided to an agency by law, and may transfer  
20 land under its jurisdiction among agencies. The building commission does not have  
21 the authority to sell or lease any state-owned property under this paragraph after  
22 the department of administration notifies the commission in writing that an offer of  
23 sale or sale with respect to a property is pending under s. 16.848 (1). If the sale is  
24 not completed and no further action is pending with respect to the property, the  
25 authority of the building commission under this paragraph is restored.



1           **SECTION 52.** 13.48 (29) of the statutes is amended to read:

2           13.48 **(29)** SMALL PROJECTS. Except as otherwise required under s. 16.855  
3 (10m), the building commission may prescribe simplified policies and procedures to  
4 be used in lieu of the procedures provided in s. 16.855 for any project that does not  
5 require prior approval of the building commission under sub. (10) (a), except projects  
6 specified in sub. (10) (c).

7           **SECTION 56g.** 13.48 (32) (b) (intro.) of the statutes is amended to read:

8           13.48 **(32)** (b) (intro.) The building commission may authorize up to  
9 \$15,000,000 \$23,000,000 of general fund supported borrowing to aid in the  
10 construction of a dental clinic and education facility at Marquette University. The  
11 state funding commitment for the construction of the facility shall be in the form of  
12 a construction grant to Marquette University. Before approving any state funding  
13 commitment for such a facility and before awarding the construction grant to  
14 Marquette University, the building commission shall determine that all of the  
15 following conditions have been met:

16           **SECTION 56h.** 13.48 (32) (b) 1. of the statutes is amended to read:

17           13.48 **(32)** (b) 1. Marquette University has secured additional funding  
18 commitments of at least \$15,000,000 \$23,000,000 from nonstate revenue sources,  
19 the nonstate revenue sources are reasonable and available and the total funding  
20 commitments of the state and the nonstate sources will permit Marquette University  
21 to enter into contracts for the construction of the dental clinic and education facility.

22           **SECTION 56p.** 13.48 (40m) of the statutes is created to read:

23           13.48 **(40m)** LAC DU FLAMBEAU INDIAN TRIBAL CULTURAL CENTER. (a) The  
24 legislature finds and determines that the Lac du Flambeau Band of Lake Superior  
25 Chippewa has played a vital part in the course of Wisconsin history and has

1 contributed in countless and significant ways to the cultural richness and diversity  
2 of this state. Moreover, the legislature finds and determines that Wisconsin citizens,  
3 including students, can benefit from learning more about the history and the culture  
4 of the Lac du Flambeau Band of Lake Superior Chippewa. It is therefore in the public  
5 interest, and it is the public policy of this state, to assist the Lac du Flambeau Band  
6 of Lake Superior Chippewa in the construction of a tribal cultural center.

7 (b) The building commission may authorize up to \$250,000 in general fund  
8 supported borrowing to aid in the construction of a tribal cultural center for the Lac  
9 du Flambeau Band of Lake Superior Chippewa. The state funding commitment shall  
10 be in the form of a grant to the Lac du Flambeau Band of Lake Superior Chippewa.  
11 Before approving any state funding commitment under this paragraph, the building  
12 commission shall determine that the Lac du Flambeau Band of Lake Superior  
13 Chippewa has secured at least \$1,373,000 in additional funding from nonstate  
14 donations for the project.

15 (c) If the building commission authorizes a grant to the Lac du Flambeau Band  
16 of Lake Superior Chippewa under par. (b) and if, for any reason, the facility that is  
17 constructed with funds from the grant is not used as a tribal cultural center, the state  
18 shall retain an ownership interest in the facility equal to the amount of the state's  
19 grant.

20 **SECTION 56q.** 13.48 (40p) of the statutes is created to read:

21 13.48 (40p) NATIONAL SOLDIERS HOME HISTORIC DISTRICT. (a) The legislature  
22 finds and determines that Wisconsin veterans have performed an invaluable service  
23 for this country and for this state. It is therefore in the public interest, and it is the  
24 public policy of this state, to improve facilities that provide care, outreach,

1 counseling, and other assistance to state veterans, especially its homeless veterans,  
2 and this need is a statewide public concern.

3 (b) The building commission may authorize up to \$2,000,000 in general fund  
4 supported borrowing to aid in the construction or restoration of veterans facilities at  
5 the National Soldiers Home Historic District in Milwaukee. The grant shall be paid  
6 from the appropriation under s. 20.866 (2) (z). The state funding commitment shall  
7 be in the form of a grant to the Soldiers Home Foundation, Inc. Before approving any  
8 state funding commitment under this paragraph, the building commission shall  
9 determine that the Soldiers Home Foundation, Inc., has secured at least \$2,000,000  
10 in additional funding from nonstate donations for the project.

11 (c) If the building commission authorizes a grant to the Soldiers Home  
12 Foundation, Inc., under par. (b) and if, for any reason, any facility that is constructed  
13 or restored with funds from the grant is not used as a veterans facility, the state shall  
14 retain an ownership interest in the facility equal to the amount of the state's grant.

15 **SECTION 10.** 13.489 (1m) (f) of the statutes is created to read:

16 13.489 **(1m)** (f) This subsection does not apply to major highway projects  
17 described in s. 84.013 (1) (a) 2m.

18 **SECTION 11.** 13.489 (4) (d) of the statutes is created to read:

19 13.489 **(4)** (d) This subsection does not apply to major highway projects  
20 described in s. 84.013 (1) (a) 2m.

21 **SECTION 12.** 13.489 (4m) of the statutes is created to read:

22 13.489 **(4m)** REVIEW OF HIGH-COST MAJOR HIGHWAY PROJECTS. (a)  
23 Notwithstanding sub. (4), for any major highway project described in s. 84.013 (1) (a)  
24 2m., the department of transportation shall submit a report to the commission, prior  
25 to construction of the project, which report may request the commission's approval

1 to proceed with the project. The department may submit this request at any time  
2 following completion by the department of a draft environmental impact statement  
3 or environmental assessment for the project.

4 (b) After receiving a request under par. (a) for approval to proceed with a major  
5 highway project described in s. 84.013, the commission shall meet to approve,  
6 approve with modifications, or disapprove the request. The department may  
7 implement the request only as approved by the commission, including approval after  
8 modification by the commission.

9 (c) The department of transportation may not proceed with construction of a  
10 major highway project described in s. 84.013 (1) (a) 2m. unless the project is approved  
11 by the commission as provided in par. (b).

12 (d) The procedures specified in this subsection shall apply to all major highway  
13 projects described in s. 84.013 (1) (a) 2m. in lieu of the procedures described in sub.  
14 (4).

15 **SECTION 13.** 13.625 (9) of the statutes is amended to read:

16 13.625 (9) This section does not apply to the solicitation, acceptance, or  
17 furnishing of anything of pecuniary value by the department of commerce Wisconsin  
18 Economic Development Corporation, or to a principal furnishing anything of  
19 pecuniary value to the department of commerce Wisconsin Economic Development  
20 Corporation, under s. 19.56 (3) (e) or (f) for the activities specified in s. 19.56 (3) (e).

21 **SECTION 14.** 13.94 (1) (dp) of the statutes is created to read:

22 13.94 (1) (dp) In addition to any other audit to be performed under this section  
23 relating to veterans homes, perform one or more financial audits of the operation of  
24 the Wisconsin Veterans Home at Chippewa Falls by any private entity with which

1 the department of veterans affairs enters into an agreement under s. 45.50 (2m) (c).

2 The audit shall be performed at such time as the governor or legislature directs.

3 **SECTION 15.** 13.94 (1) (mm) of the statutes, as affected by 2011 Wisconsin Act  
4 7, is amended to read:

5 13.94 (1) (mm) No later than July 1, 2012, prepare a financial and performance  
6 evaluation audit of the economic development programs administered by the  
7 department of commerce, the University of Wisconsin System, the department of  
8 agriculture, trade and consumer protection, the department of natural resources, the  
9 Wisconsin Housing and Economic Development Authority, the Wisconsin Economic  
10 Development Corporation, the department of tourism, the technical college system,  
11 and the department of transportation. In this paragraph, economic development  
12 program has the meaning given in s. ~~560.001(1m)~~ 23.167 (1). The legislative audit  
13 bureau shall file a copy of the report of the audit under this paragraph with the  
14 distributees specified in par. (b).

15 **SECTION 16.** 13.94 (1) (ms) of the statutes is amended to read:

16 13.94 (1) (ms) No later than July 1, 2014, prepare a financial and performance  
17 evaluation audit of the economic development tax benefit program under ss. ~~560.701~~  
18 ~~to 560.706~~ 238.301 to 238.306. The legislative audit bureau shall file a copy of the  
19 report of the audit under this paragraph with the distributees specified in par. (b).

20 **SECTION 17.** 13.94 (1) (n) of the statutes is amended to read:

21 13.94 (1) (n) Provide periodic performance audits of any division of the  
22 department of commerce safety and professional services that is responsible for  
23 inspections of multifamily housing under s. 101.973 (11).

24 **SECTION 18.** 14.165 (2) of the statutes is amended to read:

1           14.165 (2) RECOMMENDATIONS. The department of administration, department  
2 of commerce safety and professional services, and public service commission shall  
3 make recommendations to the governor for awards under sub. (1).

4           **SECTION 19.** 14.57 of the statutes is renumbered 15.105 (25m), and 15.105  
5 (25m) (intro.) and (a), as renumbered, are amended to read:

6           15.105 (25m) ~~SAME; ATTACHED-BOARDS~~ COLLEGE SAVINGS PROGRAM BOARD. (intro.)  
7 There is created a college savings program board that is attached to the ~~office of the~~  
8 ~~state treasurer~~ department of administration under s. 15.03 and that consists of all  
9 of the following members:

10           (a) The ~~state treasurer~~ secretary of administration or his or her designee.

11           **SECTION 74m.** 14.58 (20) of the statutes is repealed.

12           **SECTION 20.** 14.63 of the statutes is renumbered 16.64, and 16.64 (2) (intro.)  
13 and (b), (3) (a), (c) and (d), (4), (5) (b) (intro.), (6) (a) 5. and (b), (7) (a) (intro.), 4. and  
14 5. and (b), (7m) (a) (intro.), (b) and (c), (9), (10) (a) and (b), (12) (title), (a) (intro.) and  
15 (b) (intro.) and (13), as renumbered, are amended to read:

16           16.64 (2) ~~WEIGHTED AVERAGE TUITION; TUITION UNIT COST~~. (intro.) Annually, the  
17 ~~state treasurer~~ department and the board jointly shall determine all of the following:

18           (b) The price of a tuition unit, which shall be valid for a period determined  
19 jointly by the ~~state treasurer~~ department and the board. The price shall be sufficient  
20 to ensure the ability of the ~~state treasurer~~ department to meet ~~his or her~~ its  
21 obligations under this section. To the extent possible, the price shall be set so that  
22 the value of the tuition unit in the anticipated academic year of its use will be equal  
23 to 1% of the weighted average tuition for that academic year plus the costs of  
24 administering the program under this section attributable to the unit.

1           **(3)** (a) An individual, trust, legal guardian, or entity described under 26 USC  
2           529 (e) (1) (C) may enter into a contract with the ~~state treasurer~~ department for the  
3           sale of tuition units on behalf of a beneficiary.

4           (c) The ~~state treasurer~~ department may charge a purchaser an enrollment fee.

5           (d) The ~~state treasurer~~ department shall promulgate rules authorizing a  
6           person who has entered into a contract under this subsection to change the  
7           beneficiary named in the contract.

8           **(4)** NUMBER OF TUITION UNITS PURCHASED. A person who enters into a contract  
9           under sub. (3) may purchase tuition units at any time and in any number, or may  
10          authorize a parent, grandparent, great-grandparent, aunt, or uncle of the  
11          beneficiary to purchase tuition units, except that the total number of tuition units  
12          purchased on behalf of a single beneficiary may not exceed the number necessary to  
13          cover tuition, fees and the costs of room and board, books, supplies and equipment  
14          required for enrollment or attendance of the beneficiary at an institution of higher  
15          education.

16          **(5)** (b) (intro.) Upon request by the beneficiary, the ~~state treasurer~~ department  
17          shall pay to the institution or beneficiary, whichever is appropriate, in each semester  
18          of attendance the lesser of the following:

19          **(6)** (a) 5. Other circumstances determined by the ~~state treasurer~~ department  
20          to be grounds for termination.

21          (b) The ~~state treasurer~~ department may terminate a contract under sub. (3) if  
22          any of the tuition units purchased under the contract remain unused 10 years after  
23          the anticipated academic year of the beneficiary's initial enrollment in an institution  
24          of higher education, as specified in the contract.

1           (7) (a) (intro.) Except as provided in sub. (7m), the ~~state treasurer~~ department  
2 shall do all of the following:

3           4. If a contract is terminated under sub. (6) (a) 5., refund to the person who  
4 entered into the contract the amount under subd. 2. or under subd. 3., as determined  
5 by the ~~state treasurer~~ department.

6           5. If the beneficiary is awarded a scholarship, tuition waiver or similar subsidy  
7 that cannot be converted into cash by the beneficiary, refund to the person who  
8 entered into the contract, upon the person's request, an amount equal to the value  
9 of the tuition units that are not needed because of the scholarship, waiver or similar  
10 subsidy and that would otherwise have been paid by the ~~state treasurer~~ department  
11 on behalf of the beneficiary during the semester in which the beneficiary is enrolled.

12           (b) The ~~state treasurer~~ department shall determine the method and schedule  
13 for the payment of refunds under this subsection.

14           (7m) (a) (intro.) The ~~state treasurer~~ department may adjust the value of a  
15 tuition unit based on the actual earnings attributable to the tuition unit less the costs  
16 of administering the program under this section that are attributable to the tuition  
17 unit if any of the following applies:

18           (b) The ~~state treasurer~~ department may not increase the value of a tuition unit  
19 under par. (a) to an amount that exceeds the value of a tuition unit that was  
20 purchased at a similar time, held for a similar period and used or refunded in the  
21 anticipated academic year of the beneficiary's attendance, as specified in the  
22 contract.

23           (c) The ~~state treasurer~~ department may promulgate rules imposing or  
24 increasing penalties for refunds under sub. (7) (a) if the ~~state treasurer~~ department  
25 determines that such rules are necessary to maintain the status of the program



1 under this section as a qualified state tuition program under section 529 of the  
2 Internal Revenue Code, as defined in s. 71.01 (6).

3 **(9) CONTRACT WITH ACTUARY.** The ~~state treasurer~~ department shall contract  
4 with an actuary or actuarial firm to evaluate annually whether the assets in the  
5 tuition trust fund are sufficient to meet the obligations of the ~~state treasurer~~  
6 department under this section and to advise the ~~state treasurer~~ department on  
7 setting the price of a tuition unit under sub. (2) (b).

8 **(10) (a)** Annually, the ~~state treasurer~~ department shall submit a report to the  
9 governor, and to the appropriate standing committees of the legislature under s.  
10 13.172 (3), on the program under this section. The report shall include any  
11 recommendations for changes to the program that the ~~state treasurer~~ department  
12 determines are necessary to ensure the sufficiency of the tuition trust fund to meet  
13 the ~~state treasurer's~~ department's obligations under this section.

14 **(b)** The ~~state treasurer~~ department shall submit a quarterly report to the state  
15 investment board projecting the future cash flow needs of the tuition trust fund. The  
16 state investment board shall invest moneys held in the tuition trust fund in  
17 investments with maturities and liquidity that are appropriate for the needs of the  
18 fund as reported by the ~~state treasurer~~ department in his or her its quarterly reports.  
19 All income derived from such investments shall be credited to the fund.

20 **(12) (title)** ~~ADDITIONAL DUTIES AND POWERS OF THE STATE TREASURER.~~ (a) (intro.)  
21 The ~~state treasurer~~ department shall do all of the following:

22 **(b) (intro.)** The ~~state treasurer~~ department may do any of the following:

23 **(13) PROGRAM TERMINATION.** If the ~~state treasurer~~ department determines that  
24 the program under this section is financially infeasible, the ~~state treasurer~~

1 department shall discontinue entering into contracts under sub. (3) and discontinue  
2 selling tuition units under sub. (4).

3 **SECTION 21.** 14.64 of the statutes is renumbered 16.641, and 16.641 (2) (g) and  
4 (3) (a) 1., as renumbered, are amended to read:

5 16.641 (2) (g) Ensure that if the department of ~~administration~~ changes  
6 vendors, the balances of college savings accounts are promptly transferred into  
7 investment instruments as similar to the original investment instruments as  
8 possible.

9 (3) (a) 1. Contribute to a college savings account or authorize a parent,  
10 grandparent, great-grandparent, aunt, or uncle of the beneficiary to contribute to  
11 the account.

12 **SECTION 22.** 14.65 of the statutes is renumbered 16.642 and amended to read:

13 **16.642 Repayment to the general fund. (1)** The secretary of  
14 ~~administration~~ shall transfer from the tuition trust fund, the college savings  
15 program trust fund, the college savings program bank deposit trust fund, or the  
16 college savings program credit union deposit trust fund to the general fund an  
17 amount equal to the amount expended from the appropriations under s. 20.505 (9)  
18 (a), 1995 stats., s. 20.585 (2) (a), 2001 stats., and s. 20.585 (2) (am), 2001 stats., when  
19 the secretary of ~~administration~~ determines that funds in those trust funds are  
20 sufficient to make the transfer. The secretary of ~~administration~~ may make the  
21 transfer in installments.

22 (2) Annually, by June 1, the state treasurer secretary shall submit a report to  
23 ~~the secretary of administration~~ and the joint committee on finance on the amount  
24 available for repayment under sub. (1), the amount repaid under sub. (1), and the  
25 outstanding balance under sub. (1).

1           **SECTION 23.** 14.85 (2) of the statutes is amended to read:

2           14.85 (2) ~~The secretary of commerce, the secretary of tourism, the secretary of~~  
3 natural resources, the secretary of transportation, and the director of the historical  
4 society, or their designees, shall serve as nonvoting members of the commission.

5           **SECTION 24.** 14.85 (8) (d) of the statutes is amended to read:

6           14.85 (8) (d) ~~If permitted by law, any state agency or local public body, board,~~  
7 ~~commission or agency may allocate funds under its control to fund programs~~  
8 ~~recommended by the commission. If the department of commerce determines that~~  
9 ~~a program recommended by the commission to undertake activities relating to the~~  
10 ~~promotion of economic development is consistent with the department's statewide~~  
11 ~~economic development plans, priorities and resources, the department shall have~~  
12 ~~primary responsibility to support the activities of the program. If the department~~  
13 ~~of tourism determines that a program recommended by the commission to undertake~~  
14 ~~activities relating to the promotion of tourism is consistent with the department's~~  
15 ~~statewide tourism marketing plans, priorities, and resources, the department shall~~  
16 ~~have primary responsibility to support the activities of the program.~~

17           **SECTION 25.** 14.85 (9) of the statutes is amended to read:

18           14.85 (9) The commission may establish a technical committee to advise the  
19 commission. The members of the committee shall include at least one employee each  
20 from the department of transportation, and the department of tourism ~~and the~~  
21 ~~department of commerce.~~ The commission shall request the department of  
22 transportation, and the department of tourism ~~and the department of commerce~~ to  
23 designate employees to serve on the committee and may request any other state  
24 agency to designate an employee to serve on the committee.

25           **SECTION 26.** 15.01 (2) of the statutes is amended to read:

1           15.01 **(2)** “Commission” means a 3–member governing body in charge of a  
2 department or independent agency or of a division or other subunit within a  
3 department, except for the Wisconsin waterways commission which shall consist of  
4 5 members and the ~~earned release review parole~~ parole commission which shall consist of  
5 8 members. A Wisconsin group created for participation in a continuing interstate  
6 body, or the interstate body itself, shall be known as a “commission”, but is not a  
7 commission for purposes of s. 15.06. The ~~earned release review parole~~ parole commission  
8 created under s. 15.145 (1) shall be known as a “commission”, but is not a commission  
9 for purposes of s. 15.06.

10           **SECTION 27.** 15.01 (6) of the statutes is amended to read:

11           15.01 **(6)** “Division,” “bureau,” “section” and “unit” means the subunits of a  
12 department or an independent agency, whether specifically created by law or created  
13 by the head of the department or the independent agency for the more economic and  
14 efficient administration and operation of the programs assigned to the department  
15 or independent agency. The office of justice assistance in the department of  
16 administration, ~~the office of energy independence in the department of~~  
17 ~~administration, the office of the Wisconsin Covenant Scholars Program in the~~  
18 ~~department of administration,~~ and the office of credit unions in the department of  
19 financial institutions have the meaning of “division” under this subsection. The  
20 office of the long–term care ombudsman under the board on aging and long–term  
21 care and the office of educational accountability in the department of public  
22 instruction have the meaning of “bureau” under this subsection.

23           **SECTION 28.** 15.02 (3) (c) 1. of the statutes is amended to read:

24           15.02 **(3)** (c) 1. The principal subunit of the department is the “division”. Each  
25 division shall be headed by an “administrator”. The office of justice assistance in the

1 department of administration, ~~the office of the Wisconsin Covenant Scholars~~  
2 ~~Program in the department of administration,~~ and the office of credit unions in the  
3 department of financial institutions have the meaning of “division” and the executive  
4 staff director of the office of justice assistance in the department of administration,  
5 ~~the director of the office of the Wisconsin Covenant Scholars Program in the~~  
6 ~~department of administration,~~ and the director of credit unions have the meaning of  
7 “administrator” under this subdivision.

8 **SECTION 29.** 15.06 (6) of the statutes is amended to read:

9 15.06 (6) QUORUM. A majority of the membership of a commission constitutes  
10 a quorum to do business, except that vacancies shall not prevent a commission from  
11 doing business. This subsection does not apply to the earned release review parole  
12 commission.

13 **SECTION 30.** 15.07 (1) (b) 8. of the statutes is repealed.

14 **SECTION 31.** 15.07 (1) (cm) of the statutes is amended to read:

15 15.07 (1) (cm) The term of one member of the government accountability board  
16 shall expire on each May 1. ~~The terms of 3 members of the economic policy board~~  
17 ~~appointed under s. 15.155 (2) (a) 4. shall expire on May 1 of every even-numbered~~  
18 ~~year and the terms of the other 3 members appointed under s. 15.155 (2) (a) 4. shall~~  
19 ~~expire on May 1 of every odd-numbered year.~~ The terms of the 3 members of the land  
20 and water conservation board appointed under s. 15.135 (4) (b) 2. shall expire on  
21 January 1. The term of the member of the land and water conservation board  
22 appointed under s. 15.135 (4) (b) 2m. shall expire on May 1 of an even-numbered  
23 year. ~~The terms of members of the real estate board shall expire on July 1.~~ The terms  
24 of the appraiser members of the real estate appraisers board and the terms of the  
25 auctioneer and auction company representative members of the auctioneer board

1 shall expire on May 1 in an even-numbered year. The terms of the members of the  
2 cemetery board shall expire on July 1 in an even-numbered year. The term of the  
3 student member of the Board of Regents of the University of Wisconsin System who  
4 is at least 24 years old shall expire on May 1 of every even-numbered year.

5 **SECTION 32.** 15.07 (1) (cs) of the statutes is amended to read:

6 15.07 (1) (cs) No member of the auctioneer board, cemetery board, or real estate  
7 appraisers board, ~~or real estate board~~ may be an officer, director, or employee of a  
8 private organization that promotes or furthers any profession or occupation  
9 regulated by that board.

10 **SECTION 33.** 15.07 (3) (b) of the statutes is amended to read:

11 15.07 (3) (b) Except as provided in par. (bm), each board not covered under par.  
12 (a) shall meet annually, and may meet at other times on the call of the chairperson  
13 or a majority of its members. The auctioneer board, the cemetery board, ~~the real~~  
14 ~~estate board,~~ and the real estate appraisers board shall also meet on the call of the  
15 secretary of regulation and licensing safety and professional services or his or her  
16 designee within the department.

17 **SECTION 34.** 15.07 (5) (r) of the statutes is repealed.

18 **SECTION 35.** 15.08 (1m) (c) of the statutes is amended to read:

19 15.08 (1m) (c) The membership of each examining board and examining  
20 council created in the department of regulation and licensing safety and professional  
21 services after June 1, 1975, shall be increased by one member who shall be a public  
22 member appointed to serve for the same term served by the other members of such  
23 examining board or examining council, unless the act relating to the creation of such  
24 examining board or examining council provides that 2 or more public members shall  
25 be appointed to such examining board or examining council.

1           **SECTION 91m.** 15.103 (5) of the statutes is created to read:

2           15.103 **(5)** DIVISION OF ENTERPRISE TECHNOLOGY. There is created in the  
3 department of administration a division of enterprise technology.

4           **SECTION 36.** 15.105 (12) (a) 1. of the statutes is amended to read:

5           15.105 **(12)** (a) 1. The secretary of transportation, the secretary of agriculture,  
6 trade and consumer protection and the secretary of ~~commerce~~ safety and  
7 professional services or their formally appointed designees.

8           **SECTION 37.** 15.105 (30) of the statutes is repealed.

9           **SECTION 38.** 15.105 (31) of the statutes is repealed.

10          **SECTION 39.** 15.105 (32) of the statutes is created to read:

11          15.105 **(32)** OFFICE OF BUSINESS DEVELOPMENT. There is created an office of  
12 business development which is attached to the department of administration under  
13 s. 15.03. The office shall be under the direction and supervision of a director who  
14 shall be appointed by the governor to serve at his or her pleasure.

15          **SECTION 40.** 15.107 (2) of the statutes is amended to read:

16          15.107 **(2)** COUNCIL ON SMALL BUSINESS, VETERAN-OWNED BUSINESS AND MINORITY  
17 BUSINESS OPPORTUNITIES. There is created in the department of administration a  
18 council on small business, veteran-owned business and minority business  
19 opportunities consisting of 13 members, appointed by the secretary of  
20 administration for 3-year terms, with representation as follows: at least 2 shall be  
21 owners or employees of small businesses at least 51% owned by one or more members  
22 of a racial minority group; at least one shall be an owner or employee of a small  
23 business at least 51% owned by one or more handicapped persons; at least one shall  
24 be an owner or employee of a small business operated on a nonprofit basis for the  
25 rehabilitation of disabled persons; at least 2 shall be owners or employees of

1 veteran-owned businesses, as defined in s. 16.75 (4) (d); at least one shall be a  
2 representative of the department of ~~commerce~~ safety and professional services; and  
3 at least one shall be a consumer member. No member may serve for more than 2  
4 consecutive full terms. The secretary of administration, or a department employee  
5 who is the secretary's designee, shall serve as the council's nonvoting secretary.

6 **SECTION 41.** 15.107 (16) (b) 3. of the statutes is amended to read:

7 15.107 **(16)** (b) 3. The secretary of ~~commerce~~ safety and professional services.

8 **SECTION 42.** 15.137 (2) (a) 3m. of the statutes is amended to read:

9 15.137 **(2)** (a) 3m. The ~~secretary of commerce~~ chief executive officer of the  
10 Wisconsin Economic Development Corporation or his or her designee.

11 **SECTION 43.** 15.145 (1) of the statutes is amended to read:

12 15.145 **(1)** ~~EARNED-RELEASE-REVIEW~~ PAROLE COMMISSION. There is created in the  
13 department of corrections ~~an earned release review~~ a parole commission consisting  
14 of 8 members. Members shall have knowledge of or experience in corrections or  
15 criminal justice. The members shall include a chairperson who is nominated by the  
16 governor, and with the advice and consent of the senate appointed, for a 2-year term  
17 expiring March 1 of the odd-numbered years, subject to removal under s. 17.07 (3m),  
18 and the remaining members in the classified service appointed by the chairperson.

19 **SECTION 44.** 15.145 (5) (intro.) of the statutes is amended to read:

20 15.145 **(5)** COUNCIL ON OFFENDER REENTRY. (intro.) There is created a council  
21 on offender reentry which is attached to the department of corrections under s. 15.03,  
22 which shall have the duties, responsibilities, and powers set forth under s. 301.095.  
23 The council shall consist of 22 members, and the appointed members shall serve for  
24 2-year terms and may be appointed for a maximum of 2 consecutive terms. The  
25 chairperson of the council shall be the secretary of corrections or the reentry director,



1 as decided by the secretary of corrections. The chairperson may appoint  
2 subcommittees and the council shall meet no less frequently than 4 times per year  
3 at a date and location to be determined by the chairperson. Members of the council  
4 shall include the secretary of corrections, or his or her designee; the secretary of  
5 workforce development, or his or her designee; the secretary of health services, or his  
6 or her designee; the secretary of children and families, or his or her designee; ~~the~~  
7 ~~secretary of commerce, or his or her designee;~~ the secretary of transportation, or his  
8 or her designee; the attorney general, or his or her designee; the chairperson of the  
9 parole commission, or his or her designee; the state superintendent of public  
10 instruction; the reentry director as appointed by the secretary of corrections; a  
11 current or former judge, as appointed by the director of state courts; an individual  
12 who has been previously convicted of, and incarcerated for, a crime in Wisconsin, as  
13 appointed by the secretary of corrections; and the following persons, as appointed by  
14 the governor:

15 **SECTION 45.** 15.15 of the statutes is repealed.

16 **SECTION 46.** 15.153 (title) of the statutes is repealed.

17 **SECTION 47.** 15.153 (3) of the statutes is repealed.

18 **SECTION 48.** 15.153 (4) of the statutes is repealed.

19 **SECTION 49.** 15.155 (title) of the statutes is repealed.

20 **SECTION 50.** 15.155 (2) of the statutes is repealed.

21 **SECTION 51.** 15.155 (4) of the statutes is repealed.

22 **SECTION 52.** 15.155 (5) of the statutes is renumbered 15.105 (33) and amended  
23 to read:

24 15.105 **(33)** SMALL BUSINESS REGULATORY REVIEW BOARD. There is created a small  
25 business regulatory review board, attached to the department of ~~commerce~~

1 administration under s. 15.03. The board shall consist of a representative of the  
2 department of administration; a representative of the department of agriculture,  
3 trade and consumer protection; a representative of the department of children and  
4 families; ~~a representative of the department of commerce~~; a representative of the  
5 department of health services; a representative of the department of natural  
6 resources; a representative of the department of ~~regulation and licensing~~ safety and  
7 professional services; a representative of the department of revenue; a  
8 representative of the department of workforce development; 6 representatives of  
9 small businesses, as defined in s. 227.114 (1), who shall be appointed for 3–year  
10 terms; and the chairpersons of one senate and one assembly committee concerned  
11 with small businesses, appointed as are members of standing committees. The  
12 representatives of the departments shall be selected by the secretary of that  
13 department.

14 **SECTION 53.** 15.155 (6) of the statutes is renumbered 15.405 (1m), and 15.405  
15 (1m) (a) (intro.), 3. and 5., as renumbered, are amended to read:

16 15.405 **(1m)** (a) (intro.) There is created a building inspector review board  
17 which is attached to the department of ~~commerce~~ safety and professional services  
18 under s. 15.03 that consists of the following members:

19 3. The secretary of ~~commerce~~ safety and professional services or his or her  
20 designee.

21 5. A building inspector certified by the department of ~~commerce~~ safety and  
22 professional services, to inspect public buildings, places of employment, or  
23 one–family and two–family dwellings.

24 **SECTION 54.** 15.157 (title) of the statutes is repealed.

1           **SECTION 55.** 15.157 (3) of the statutes is renumbered 15.407 (10) and amended  
2 to read:

3           **15.407 (10) DWELLING CODE COUNCIL.** There is created in the department of  
4 ~~commerce~~ safety and professional services, a dwelling code council, consisting of 18  
5 members appointed for staggered 3–year terms. Four members shall be  
6 representatives of building trade labor organizations; 4 members shall be certified  
7 building inspectors employed by local units of government; 2 members shall be  
8 representatives of building contractors actively engaged in on–site construction of  
9 one– and 2–family housing; 2 members shall be representatives of manufacturers or  
10 installers of manufactured one– and 2–family housing; one member shall be an  
11 architect, engineer or designer actively engaged in the design or evaluation of one–  
12 and 2–family housing; 2 members shall represent the construction material supply  
13 industry; one member shall represent remodeling contractors actively engaged in  
14 the remodeling of one–family and 2–family housing; and 2 members shall represent  
15 the public, one of whom shall represent persons with disabilities, as defined in s.  
16 106.50 (1m) (g). An employee of the department designated by the secretary of  
17 ~~commerce~~ safety and professional services shall serve as nonvoting secretary of the  
18 council. The council shall meet at least twice a year. Eleven members of the council  
19 shall constitute a quorum. For the purpose of conducting business a majority vote  
20 of the council is required.

21           **SECTION 56.** 15.157 (5) of the statutes is renumbered 15.407 (11) and amended  
22 to read:

23           **15.407 (11) CONTRACTOR CERTIFICATION COUNCIL.** There is created in the  
24 department of ~~commerce~~ safety and professional services a contractor certification  
25 council consisting of 3 members who are building contractors holding certificates of

1 financial responsibility under s. 101.654 and who are involved in, or who have  
2 demonstrated an interest in, continuing education for building contractors. The  
3 members shall be appointed by the secretary of ~~commerce~~ safety and professional  
4 services for 3-year terms.

5 **SECTION 57.** 15.157 (6) of the statutes is renumbered 15.407 (16) and amended  
6 to read:

7 15.407 (16) PLUMBERS COUNCIL. There is created in the department of ~~commerce~~  
8 safety and professional services a plumbers council consisting of 3 members. One  
9 member shall be an employee of the department of ~~commerce~~ safety and professional  
10 services, selected by the secretary of ~~commerce~~ safety and professional services, to  
11 serve as the secretary of the council. Two members, one a master plumber and one  
12 a journeyman plumber, shall be appointed by the secretary of ~~commerce~~ safety and  
13 professional services for 2-year terms.

14 **SECTION 58.** 15.157 (7) of the statutes is repealed.

15 **SECTION 59.** 15.157 (9) of the statutes is renumbered 15.407 (17) and amended  
16 to read:

17 15.407 (17) AUTOMATIC FIRE SPRINKLER SYSTEM CONTRACTORS AND JOURNEYMEN  
18 COUNCIL. There is created in the department of ~~commerce~~ safety and professional  
19 services an automatic fire sprinkler system contractors and journeymen council  
20 consisting of 5 members. One member shall be an employee of the department of  
21 ~~commerce~~ safety and professional services, selected by the secretary of ~~commerce~~  
22 safety and professional services, to serve as secretary of the council. Two members  
23 shall be licensed journeymen automatic fire sprinkler fitters and 2 members shall be  
24 persons representing licensed automatic fire sprinkler contractors, all appointed by

1 the secretary of ~~commerce~~ safety and professional services for staggered 4-year  
2 terms.

3 **SECTION 117b.** 15.157 (10) (intro.) and (a) to (f) of the statutes are renumbered  
4 15.347 (8) (intro.) and (a) to (f), and 15.347 (8) (intro.), as renumbered, is amended  
5 to read:

6 15.347 (8) SMALL BUSINESS ENVIRONMENTAL COUNCIL. (intro.) There is created  
7 in the department of ~~commerce~~ natural resources a small business environmental  
8 council consisting of the following members appointed for 3-year terms:

9 **SECTION 117d.** 15.157 (10) (g) of the statutes is repealed.

10 **SECTION 60.** 15.157 (12) of the statutes is renumbered 15.407 (12), and 15.407  
11 (12) (a) (intro.), as renumbered, is amended to read:

12 15.407 (12) (a) (intro.) There is created in the department of ~~commerce~~ safety  
13 and professional services a multifamily dwelling code council consisting of the  
14 following members appointed for 3-year terms:

15 **SECTION 61.** 15.157 (13) of the statutes is renumbered 15.407 (13), and 15.407  
16 (13) (a) (intro.), as renumbered, is amended to read:

17 15.407 (13) (a) (intro.) There is created in the department of ~~commerce~~ safety  
18 and professional services a manufactured housing code council consisting of the  
19 following members appointed by the secretary of ~~commerce~~ safety and professional  
20 services for 3-year terms:

21 **SECTION 62.** 15.157 (14) of the statutes is renumbered 15.407 (14), and 15.407  
22 (14) (a) (intro.), 9. and 10. and (b), as renumbered, are amended to read:

23 15.407 (14) (a) (intro.) There is created in the department of ~~commerce~~ safety  
24 and professional services a conveyance safety code council consisting of the following  
25 members appointed for 3-year terms:

1           9. The secretary of ~~commerce~~ safety and professional services, or his or her  
2     designee.

3           10. An employee of the department of ~~commerce~~ safety and professional  
4     services, designated by the secretary of ~~commerce~~ safety and professional services,  
5     who is familiar with commercial building inspections.

6           (b) The council shall meet at least twice a year. The employee of the department  
7     of ~~commerce~~ safety and professional services designated by the secretary of  
8     ~~commerce~~ safety and professional services under par. (a) 10. shall serve as nonvoting  
9     secretary of the council.

10          **SECTION 121c.** 15.157 (15) of the statutes is repealed.

11          **SECTION 63.** 15.347 (13) (b) 2. of the statutes is amended to read:

12          15.347 (13) (b) 2. The secretary of ~~commerce~~ safety and professional services.

13          **SECTION 64.** 15.347 (18) (b) 4. of the statutes is repealed.

14          **SECTION 65.** 15.40 of the statutes is amended to read:

15          **15.40 Department of regulation and licensing safety and professional**  
16     **services; creation.** There is created a department of ~~regulation and licensing~~  
17     safety and professional services under the direction and supervision of the secretary  
18     of ~~regulation and licensing~~ safety and professional services.

19          **SECTION 66.** 15.405 (1) of the statutes is amended to read:

20          15.405 (1) ACCOUNTING EXAMINING BOARD. There is created an accounting  
21     examining board in the department of ~~regulation and licensing~~ safety and  
22     professional services. The examining board shall consist of 7 members, appointed  
23     for staggered 4-year terms. Five members shall hold certificates as certified public  
24     accountants and be eligible for licensure to practice in this state. Two members shall  
25     be public members.

1           **SECTION 67.** 15.405 (2) of the statutes is amended to read:

2           15.405 **(2)** EXAMINING BOARD OF ARCHITECTS, LANDSCAPE ARCHITECTS,  
3 PROFESSIONAL ENGINEERS, DESIGNERS AND LAND SURVEYORS. There is created an  
4 examining board of architects, landscape architects, professional engineers,  
5 designers and land surveyors in the department of ~~regulation and licensing~~ safety  
6 and professional services. Any professional member appointed to the examining  
7 board shall be registered to practice architecture, landscape architecture,  
8 professional engineering, the design of engineering systems or land surveying under  
9 ch. 443. The examining board shall consist of the following members appointed for  
10 4–year terms: 3 architects, 3 landscape architects, 3 professional engineers, 3  
11 designers, 3 land surveyors and 10 public members.

12           **SECTION 68.** 15.405 (2m) (a) (intro.) of the statutes is amended to read:

13           15.405 **(2m)** (a) (intro.) There is created in the department of ~~regulation and~~  
14 ~~licensing~~ safety and professional services an examining board of professional  
15 geologists, hydrologists and soil scientists consisting of the following members  
16 appointed for 4–year terms:

17           **SECTION 69.** 15.405 (3) (a) (intro.) of the statutes is amended to read:

18           15.405 **(3)** (a) (intro.) There is created in the department of ~~regulation and~~  
19 ~~licensing~~ safety and professional services an auctioneer board consisting of the  
20 following members appointed for 4–year terms:

21           **SECTION 70.** 15.405 (3m) (b) (intro.) of the statutes is amended to read:

22           15.405 **(3m)** (b) (intro.) There is created in the department of ~~regulation and~~  
23 ~~licensing~~ safety and professional services a cemetery board consisting of the  
24 following members, who shall serve 4–year terms:

25           **SECTION 71.** 15.405 (5) of the statutes is amended to read:

1           15.405 (5) CHIROPRACTIC EXAMINING BOARD. There is created a chiropractic  
2 examining board in the department of ~~regulation and licensing~~ safety and  
3 professional services. The chiropractic examining board shall consist of 6 members,  
4 appointed for staggered 4–year terms. Four members shall be graduates from a  
5 school of chiropractic and licensed to practice chiropractic in this state. Two  
6 members shall be public members. No person may be appointed to the examining  
7 board who is in any way connected with or has a financial interest in any chiropractic  
8 school.

9           **SECTION 72.** 15.405 (5g) of the statutes is amended to read:

10           15.405 (5g) CONTROLLED SUBSTANCES BOARD. There is created in the department  
11 of ~~regulation and licensing~~ safety and professional services a controlled substances  
12 board consisting of the attorney general, the secretary of health services and the  
13 secretary of agriculture, trade and consumer protection, or their designees; the  
14 chairperson of the pharmacy examining board or a designee; and one psychiatrist  
15 and one pharmacologist appointed for 3–year terms.

16           **SECTION 73.** 15.405 (6) (intro.) of the statutes is amended to read:

17           15.405 (6) DENTISTRY EXAMINING BOARD. (intro.) There is created a dentistry  
18 examining board in the department of ~~regulation and licensing~~ safety and  
19 professional services consisting of the following members appointed for 4–year  
20 terms:

21           **SECTION 74.** 15.405 (6m) (intro.) of the statutes is amended to read:

22           15.405 (6m) HEARING AND SPEECH EXAMINING BOARD. (intro.) There is created  
23 a hearing and speech examining board in the department of ~~regulation and licensing~~  
24 safety and professional services consisting of the following members appointed for  
25 4–year terms:



1           **SECTION 75.** 15.405 (7) (a) of the statutes is amended to read:

2           15.405 (7) (a) There is created a medical examining board in the department  
3 of ~~regulation and licensing~~ safety and professional services.

4           **SECTION 76.** 15.405 (7c) (a) (intro.) of the statutes is amended to read:

5           15.405 (7c) (a) (intro.) There is created a marriage and family therapy,  
6 professional counseling, and social work examining board in the department of  
7 ~~regulation and licensing~~ safety and professional services consisting of the following  
8 members appointed for 4–year terms:

9           **SECTION 77.** 15.405 (7e) (intro.) of the statutes is amended to read:

10          15.405 (7e) RADIOGRAPHY EXAMINING BOARD. (intro.) There is created in the  
11 department of ~~regulation and licensing~~ safety and professional services a  
12 radiography examining board consisting of the following 7 members appointed for  
13 4–year terms:

14          **SECTION 78.** 15.405 (7g) of the statutes is amended to read:

15          15.405 (7g) BOARD OF NURSING. There is created a board of nursing in the  
16 department of ~~regulation and licensing~~ safety and professional services. The board  
17 of nursing shall consist of the following members appointed for staggered 4–year  
18 terms: 5 currently licensed registered nurses under ch. 441; 2 currently licensed  
19 practical nurses under ch. 441; and 2 public members. Each registered nurse  
20 member shall have graduated from a program in professional nursing and each  
21 practical nurse member shall have graduated from a program in practical nursing  
22 accredited by the state in which the program was conducted.

23          **SECTION 79.** 15.405 (7m) of the statutes is amended to read:

24          15.405 (7m) NURSING HOME ADMINISTRATOR EXAMINING BOARD. There is created  
25 a nursing home administrator examining board in the department of ~~regulation and~~

1 licensing safety and professional services consisting of 9 members appointed for  
2 staggered 4–year terms and the secretary of health services or a designee, who shall  
3 serve as a nonvoting member. Five members shall be nursing home administrators  
4 licensed in this state. One member shall be a physician. One member shall be a  
5 nurse licensed under ch. 441. Two members shall be public members. No more than  
6 2 members may be officials or full–time employees of this state.

7 **SECTION 80.** 15.405 (7r) (intro.) of the statutes is amended to read:

8 15.405 (7r) PHYSICAL THERAPY EXAMINING BOARD. (intro.) There is created in the  
9 department of ~~regulation and licensing~~ safety and professional services a physical  
10 therapy examining board consisting of the following members appointed for  
11 staggered 4–year terms:

12 **SECTION 81.** 15.405 (8) of the statutes is amended to read:

13 15.405 (8) OPTOMETRY EXAMINING BOARD. There is created an optometry  
14 examining board in the department of ~~regulation and licensing~~ safety and  
15 professional services. The optometry examining board shall consist of 7 members  
16 appointed for staggered 4–year terms. Five of the members shall be licensed  
17 optometrists in this state. Two members shall be public members.

18 **SECTION 82.** 15.405 (9) of the statutes is amended to read:

19 15.405 (9) PHARMACY EXAMINING BOARD. There is created a pharmacy examining  
20 board in the department of ~~regulation and licensing~~ safety and professional services.  
21 The pharmacy examining board shall consist of 7 members appointed for staggered  
22 4–year terms. Five of the members shall be licensed to practice pharmacy in this  
23 state. Two members shall be public members.

24 **SECTION 83.** 15.405 (10m) of the statutes is amended to read:

1           15.405 **(10m)** PSYCHOLOGY EXAMINING BOARD. There is created in the  
2 department of ~~regulation and licensing~~ safety and professional services a psychology  
3 examining board consisting of 6 members appointed for staggered 4–year terms.  
4 Four of the members shall be psychologists licensed in this state. Each of the  
5 psychologist members shall represent a different specialty area within the field of  
6 psychology. Two members shall be public members.

7           **SECTION 84.** 15.405 (10r) (a) (intro.) of the statutes is amended to read:

8           15.405 **(10r)** (a) (intro.) There is created a real estate appraisers board in the  
9 department of ~~regulation and licensing~~ safety and professional services consisting  
10 of the following members appointed for 4–year terms:

11           **SECTION 85.** 15.405 (11) of the statutes is repealed.

12           **SECTION 86.** 15.405 (11m) of the statutes is created to read:

13           15.405 **(11m)** REAL ESTATE EXAMINING BOARD. There is created a real estate  
14 examining board in the department of safety and professional services. The real  
15 estate examining board shall consist of 7 members appointed to staggered 4–year  
16 terms. Five of the members shall be real estate brokers or salespersons licensed in  
17 this state. Two members shall be public members. No member may serve more than  
18 2 terms.

19           **SECTION 87.** 15.405 (12) of the statutes is amended to read:

20           15.405 **(12)** VETERINARY EXAMINING BOARD. There is created a veterinary  
21 examining board in the department of ~~regulation and licensing~~ safety and  
22 professional services. The veterinary examining board shall consist of 8 members  
23 appointed for staggered 4–year terms. Five of the members shall be licensed  
24 veterinarians in this state. One member shall be a veterinary technician certified  
25 in this state. Two members shall be public members. No member of the examining

1 board may in any way be financially interested in any school having a veterinary  
2 department or a course of study in veterinary or animal technology.

3 **SECTION 88.** 15.405 (16) of the statutes is amended to read:

4 15.405 (16) FUNERAL DIRECTORS EXAMINING BOARD. There is created a funeral  
5 directors examining board in the department of ~~regulation and licensing~~ safety and  
6 professional services. The funeral directors examining board shall consist of 6  
7 members appointed for staggered 4–year terms. Four members shall be licensed  
8 funeral directors under ch. 445 in this state. Two members shall be public members.

9 **SECTION 89.** 15.405 (17) of the statutes is amended to read:

10 15.405 (17) BARBERING AND COSMETOLOGY EXAMINING BOARD. There is created a  
11 barbering and cosmetology examining board in the department of ~~regulation and~~  
12 ~~licensing~~ safety and professional services. The barbering and cosmetology  
13 examining board shall consist of 9 members appointed for 4–year terms. Four  
14 members shall be licensed barbers, aestheticians, or cosmetologists, 2 members shall  
15 be public members, one member shall be a representative of a private school of  
16 barbering or cosmetology, one member shall be a representative of a public school of  
17 barbering or cosmetology and one member shall be a licensed electrologist. Except  
18 for the 2 members representing schools, no member may be connected with or have  
19 any financial interest in a barbering or cosmetology school.

20 **SECTION 90.** 15.406 (2) (intro.) of the statutes is amended to read:

21 15.406 (2) DIETITIANS AFFILIATED CREDENTIALING BOARD. (intro.) There is created  
22 in the department of ~~regulation and licensing~~ safety and professional services,  
23 attached to the medical examining board, a dietitians affiliated credentialing board  
24 consisting of the following members appointed for 4–year terms:

25 **SECTION 91.** 15.406 (3) (intro.) of the statutes is amended to read:

1           **15.406 (3)** **PODIATRY AFFILIATED CREDENTIALING BOARD.** (intro.) There is created  
2 in the department of ~~regulation and licensing~~ safety and professional services,  
3 attached to the medical examining board, a podiatry affiliated credentialing board  
4 consisting of the following members appointed for 4–year terms:

5           **SECTION 92.** 15.406 (4) (intro.) of the statutes is amended to read:

6           **15.406 (4)** **ATHLETIC TRAINERS AFFILIATED CREDENTIALING BOARD.** (intro.) There  
7 is created in the department of ~~regulation and licensing~~ safety and professional  
8 services, attached to the medical examining board, an athletic trainers affiliated  
9 credentialing board consisting of the following members appointed for 4–year terms:

10          **SECTION 93.** 15.406 (5) (intro.) of the statutes is amended to read:

11          **15.406 (5)** **OCCUPATIONAL THERAPISTS AFFILIATED CREDENTIALING BOARD.** (intro.)  
12 There is created in the department of ~~regulation and licensing~~ safety and  
13 professional services, attached to the medical examining board, an occupational  
14 therapists affiliated credentialing board consisting of the following members  
15 appointed for 4–year terms:

16          **SECTION 94.** 15.406 (6) (a) (intro.) of the statutes is amended to read:

17          **15.406 (6)** (a) (intro.) There is created in the department of ~~regulation and~~  
18 ~~licensing~~ safety and professional services, attached to the medical examining board,  
19 a massage therapy and bodywork therapy affiliated credentialing board. The  
20 affiliated credentialing board shall consist of the following 7 members appointed for  
21 4–year terms:

22          **SECTION 95.** 15.407 (1m) of the statutes is amended to read:

23          **15.407 (1m)** **RESPIRATORY CARE PRACTITIONERS EXAMINING COUNCIL.** There is  
24 created a respiratory care practitioners examining council in the department of  
25 ~~regulation and licensing~~ safety and professional services and serving the medical

1 examining board in an advisory capacity in the formulating of rules to be  
2 promulgated by the medical examining board for the regulation of respiratory care  
3 practitioners. The respiratory care practitioners examining council shall consist of  
4 3 certified respiratory care practitioners, each of whom shall have engaged in the  
5 practice of respiratory care for at least 3 years preceding appointment, one physician  
6 and one public member. The respiratory care practitioner and physician members  
7 shall be appointed by the medical examining board. The members of the examining  
8 council shall serve 3-year terms. Section 15.08 (1) to (4) (a) and (6) to (10) shall apply  
9 to the respiratory care practitioners examining council.

10 **SECTION 96.** 15.407 (2) (intro.) of the statutes is amended to read:

11 15.407 (2) COUNCIL ON PHYSICIAN ASSISTANTS. (intro.) There is created a council  
12 on physician assistants in the department of ~~regulation and licensing~~ safety and  
13 professional services and serving the medical examining board in an advisory  
14 capacity. The council's membership shall consist of:

15 **SECTION 97.** 15.407 (2m) (intro.) of the statutes is amended to read:

16 15.407 (2m) (intro.) There is created a perfusionists examining council in the  
17 department of ~~regulation and licensing~~ safety and professional services and serving  
18 the medical examining board in an advisory capacity. The council shall consist of the  
19 following members appointed for 3-year terms:

20 **SECTION 98.** 15.407 (3) (intro.) of the statutes is amended to read:

21 15.407 (3) EXAMINING COUNCILS; BOARD OF NURSING. (intro.) The following  
22 examining councils are created in the department of ~~regulation and licensing~~ safety  
23 and professional services to serve the board of nursing in an advisory capacity.  
24 Section 15.08 (1) to (4) (a) and (6) to (10), applies to the examining councils.

25 **SECTION 99.** 15.407 (5) of the statutes is amended to read:

1           15.407 (5) COUNCIL ON REAL ESTATE CURRICULUM AND EXAMINATIONS. There is  
2           created in the department of ~~regulation and licensing~~ safety and professional  
3           services a council on real estate curriculum and examinations consisting of 7  
4           members appointed for 4-year terms. Five members shall be real estate brokers or  
5           salespersons licensed under ch. 452 and 2 members shall be public members. Of the  
6           real estate broker or salesperson members, one member shall be a member of the real  
7           estate examining board appointed by the real estate examining board, at least 2  
8           members shall be licensed real estate brokers with at least 5 years of experience as  
9           real estate brokers, and at least one member shall be a licensed real estate  
10          salesperson with at least 2 years of experience as a real estate salesperson. Of the  
11          2 public members, at least one member shall have at least 2 years of experience in  
12          planning or presenting real estate educational programs. No member of the council  
13          may serve more than 2 consecutive terms.

14           **SECTION 100.** 15.407 (6) (intro.) of the statutes is amended to read:

15           15.407 (6) PHARMACIST ADVISORY COUNCIL. (intro.) There is created a pharmacist  
16           advisory council in the department of ~~regulation and licensing~~ safety and  
17           professional services and serving the pharmacy examining board in an advisory  
18           capacity. The council shall consist of the following members appointed for 3-year  
19           terms:

20           **SECTION 101.** 15.407 (8) (intro.) of the statutes is amended to read:

21           15.407 (8) CREMATORY AUTHORITY COUNCIL. (intro.) There is created a crematory  
22           authority council in the department of ~~regulation and licensing~~ safety and  
23           professional services consisting of the secretary of ~~regulation and licensing~~ safety  
24           and professional services or a designee of the secretary, who shall serve as a  
25           nonvoting member, and the following persons appointed for 3-year terms:

1           **SECTION 102.** 15.407 (9) (a) (intro.) of the statutes is amended to read:

2           15.407 **(9)** (a) (intro.) There is created a sign language interpreter council in  
3 the department of ~~regulation and licensing~~ safety and professional services  
4 consisting of the secretary of ~~regulation and licensing~~ safety and professional  
5 services or a designee of the secretary and the following 8 members nominated by the  
6 governor, and with the advice and consent of the senate appointed, for 3-year terms:

7           **SECTION 103.** 15.435 (1) (a) 1. of the statutes is amended to read:

8           15.435 **(1)** (a) 1. The ~~secretary of commerce~~ chief executive officer of the  
9 Wisconsin Economic Development Corporation and the secretary of revenue or their  
10 designees.

11           **SECTION 104.** 15.445 (1) of the statutes is amended to read:

12           15.445 **(1)** ARTS BOARD. There is created an arts board ~~which is attached to~~ in  
13 the department of tourism ~~under s. 15.03~~. The arts board shall consist of 15 members  
14 appointed for 3-year terms who are residents of this state and who are known for  
15 their concern for the arts. At least 2 members shall be from the northwest portion  
16 of this state, at least 2 members shall be from the northeast portion of this state, at  
17 least 2 members shall be from the southwest portion of this state, and at least 2  
18 members shall be from the southeast portion of this state.

19           **SECTION 105.** 15.445 (2) (e) of the statutes is amended to read:

20           15.445 **(2)** (e) *Liaison representatives.* The secretary of agriculture, trade and  
21 consumer protection, the secretary of natural resources, the secretary of  
22 transportation, ~~the secretary of commerce~~, the secretary of administration, the  
23 director of the state historical society and the chancellor of the University of  
24 Wisconsin–Extension, or their designees, shall serve as liaison representatives to  
25 the board. The board may request any federally recognized American Indian tribe



1 or band in this state, other than the Ho–Chunk Nation, that expresses an interest  
2 in the governance of the Kickapoo valley reserve to appoint a liaison representative  
3 to the board. The liaison representatives are not board members and have no voting  
4 power.

5 **SECTION 106.** 15.917 (1) (intro.) of the statutes is amended to read:

6 15.917 (1) RURAL HEALTH DEVELOPMENT COUNCIL. (intro.) There is created in the  
7 University of Wisconsin System a rural health development council consisting of 17  
8 members nominated by the governor, and with the advice and consent of the senate  
9 appointed, for 5–year terms, and the secretaries secretary of commerce and health  
10 services, or their ~~designees~~ his or her designee. The appointed members shall  
11 include all of the following:

12 **SECTION 107.** 16.009 (1) (em) 6. of the statutes is amended to read:

13 16.009 (1) (em) 6. An adult family home, as defined in s. 50.01 (1) (a) ~~or (b)~~.

14 **SECTION 108.** 16.04 (1) (a) of the statutes is amended to read:

15 16.04 (1) (a) Develop uniform state policies and guidelines for vehicle and  
16 aircraft acquisition, use, maintenance, recording of operational and other costs,  
17 performance evaluation and replacement of vehicles and aircraft. The department  
18 shall incorporate the fuel usage ~~requirements~~ policies under s. 16.045 (4m) in any  
19 policies or guidelines developed under this paragraph.

20 **SECTION 192.** 16.04 (1e) of the statutes is created to read:

21 16.04 (1e) Subsection (1) does not preclude the Board of Regents of the  
22 University of Wisconsin System from accepting a gift of a motor vehicle.

23 **SECTION 109.** 16.045 (1) (f) of the statutes is repealed.

24 **SECTION 110.** 16.045 (2) of the statutes is amended to read:

1           16.045 (2) The department shall, whenever feasible, ~~require~~ and cost-effective,  
2 encourage agencies to store no motor fuel except gasohol or alternative fuel in  
3 facilities maintained by the agencies for the storage of fuel for and the refueling of  
4 state-owned or state-leased vehicles. This subsection does not authorize  
5 construction or operation of such facilities.

6           **SECTION 111.** 16.045 (4) of the statutes is amended to read:

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

14           **SECTION 112.** 16.045 (4m) (intro.) of the statutes is amended to read:

15           16.045 (4m) (intro.) The department shall ~~require, whenever feasible and~~  
16 cost-effective, encourage all agencies to collectively reduce the usage of gasoline and  
17 diesel fuel in state-owned vehicles that is petroleum-based below the total amount  
18 that the agencies used in 2006 by at least the following percentages:

19           **SECTION 113.** 16.045 (4m) (a) (intro.) and 1. of the statutes are consolidated,  
20 renumbered 16.045 (4m) (a) and amended to read:

21           16.045 (4m) (a) For gasoline: 1. ~~Twenty, 20~~ percent by 2010 2015.

22           **SECTION 114.** 16.045 (4m) (a) 2. of the statutes is repealed.

23           **SECTION 115.** 16.045 (4m) (b) (intro.) and 1. of the statutes are consolidated,  
24 renumbered 16.045 (4m) (b) and amended to read:

25           16.045 (4m) (b) For diesel fuel: 1. ~~Ten, 10~~ percent by 2010 2015.

1           **SECTION 116.** 16.045 (4m) (b) 2. of the statutes is repealed.

2           **SECTION 117.** 16.045 (5) of the statutes is amended to read:

3           16.045 **(5)** The department shall, whenever feasible and cost-effective,  
4 encourage distribution of gasohol and alternative fuels and usage of hybrid-electric  
5 vehicles or vehicles that operate on gasohol or alternative fuels by officers and  
6 employees who use personal motor vehicles on state business and by residents of this  
7 state generally. ~~The department shall report to the appropriate standing committees~~  
8 ~~under s. 13.172 (3) concerning distribution of gasohol and alternative fuels and usage~~  
9 ~~of hybrid-electric vehicles and vehicles that operate on gasohol or alternative fuels~~  
10 ~~in this state, no later than April 30 of each year.~~

11           **SECTION 118.** 16.045 (6) of the statutes is repealed.

12           **SECTION 119.** 16.19 of the statutes is repealed.

13           **SECTION 120.** 16.255 (1) (intro.) of the statutes is amended to read:

14           16.255 **(1)** (intro.) The department shall determine the factors to be considered  
15 in selecting a vendor of the program under s. 14.64 16.641, which shall include:

16           **SECTION 121.** 16.255 (3) (d) of the statutes is amended to read:

17           16.255 **(3)** (d) That the vendor communicate to the beneficiary and account  
18 owner the requirements of s. 14.64 16.641 (8).

19           **SECTION 122.** 16.257 of the statutes is repealed.

20           **SECTION 123.** 16.28 of the statutes is created to read:

21           **16.28 Office of business development.** **(1)** The office of business  
22 development shall provide administrative support to the small business regulatory  
23 review board and shall perform other functions determined by the secretary.

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

1           **SECTION 215m.** 16.413 of the statutes is created to read:

2           **16.413 Disclosure of expenditures relating to state agency operations**  
3 **and state agency contracts and grants. (1) DEFINITIONS.** In this section:

4           (a) “Financial instrument” includes any check, draft, warrant, money order,  
5 note, certificate of deposit, letter of credit, bill of exchange, credit or credit card,  
6 transaction authorization mechanism, marketable security, and any computer  
7 representation of them.

8           (b) “Grant” means a payment made to a person, other than aids to individuals  
9 and organizations and local assistance and the payment of salaries and fringe  
10 benefits for state employees.

11           (c) “Searchable Internet Web site” means a Web site that allows any person to  
12 search for both of the following:

13           1. State aggregate expenditures for state operations by state agency,  
14 expenditure category, expenditure amount, and the person to whom the expenditure  
15 is made.

16           2. Grants made by state agencies and contracts entered into by state agencies.

17           (d) “State agency” has the meaning given in s. 20.001 (1).

18           (e) “State operations” means all purposes except aids to individuals and  
19 organizations and local assistance.

20           **(2) STATE AGENCY EXPENDITURES FOR STATE OPERATIONS.** (a) Beginning on July  
21 1, 2013, the department shall ensure that all state agency expenditures for state  
22 operations exceeding \$100, including salaries and fringe benefits paid to state  
23 agency employees, are available for inspection on a searchable Internet Web site  
24 maintained by the department. Copies of each financial instrument relating to these

1 expenditures, other than payments relating to state employee salaries, shall be  
2 available for inspection on the searchable Internet Web site.

3 (b) The department shall categorize the expenditure information under par. (a)  
4 by state agency, expenditure category, expenditure amount, and the person to whom  
5 the expenditure is made. If any of the expenditure information may be found on other  
6 Web sites, the department shall ensure that the information is accessible through the  
7 searchable Internet Web site under par. (a).

8 (c) Beginning with expenditures made on July 1, 2013, state agencies shall  
9 provide the department with all expenditure information required under par. (a) no  
10 later than 60 days after the expenditure is made. The department may specify the  
11 format in which state agencies provide the expenditure information.

12 **(3) STATE AGENCY CONTRACTS AND GRANTS.** (a) Beginning on July 1, 2013, the  
13 department shall ensure that all of the following information relating to each grant  
14 made by a state agency or contract entered into by a state agency is available for  
15 inspection on a searchable Internet Web site maintained by the department:

- 16 1. A copy of the contract and grant award.
- 17 2. The state agency making the grant or entering into the contract.
- 18 3. The name and address of the person receiving the grant or entering into the  
19 contract.
- 20 4. The purpose of the grant or contract.
- 21 5. The amount of the grant or the amount the state agency must expend under  
22 the contract and the name of the state fund from which the grant is paid or moneys  
23 are expended under the contract.

24 (b) Beginning with grants made and contracts entered into by state agencies  
25 on July 1, 2013, state agencies shall provide the department with all of the

1 information required under par. (a) no later than 10 days after the state agency  
2 makes a grant or enters into a contract. The department may specify the format in  
3 which state agencies provide the information. The department shall make the  
4 information available on the searchable Internet Web site no later than 30 days after  
5 the state agency makes a grant or enters into a contract.

6 **SECTION 124.** 16.417 (1) (a) of the statutes, as affected by 2011 Wisconsin Act  
7 7, section 20, is repealed and recreated to read:

8 16.417 (1) (a) “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, that  
11 is entitled to expend moneys appropriated by law, including the legislature and the  
12 courts, but not including an authority or the body created under subch. III of ch. 149.

13 **SECTION 217g.** 16.417 (2) (f) of the statutes is renumbered 16.417 (2) (f) (intro.)  
14 and amended to read:

15 16.417 (2) (f) (intro.) This subsection does not apply to an any of the following:

16 1. An individual other than an elective state official who has a full-time  
17 appointment for less than 12 months, during any period of time that is not included  
18 in the appointment.

19 **SECTION 217r.** 16.417 (2) (f) 2. of the statutes is created to read:

20 16.417 (2) (f) 2. An individual who is employed by the Board of Regents of the  
21 University of Wisconsin System, but only with respect to compensation received  
22 within the system.

23 **SECTION 218d.** 16.42 (1) (f) of the statutes is created to read:

24 16.42 (1) (f) The information required under s. 16.423.

25 **SECTION 218e.** 16.423 of the statutes is created to read:

1           **16.423 Base budget review reports. (1)** In this section, “state agency” has  
2 the meaning given in s. 20.001 (1).

3           **(2)** (a) During the 2011–13 fiscal biennium, the secretary shall require that  
4 one–third of all state agencies submit a report no later than September 15, 2012, and  
5 every 3rd fiscal biennium thereafter, that contains the information specified in sub.  
6 (3).

7           (b) During the 2013–15 fiscal biennium, the secretary shall require that 50  
8 percent of the state agencies that did not submit a report under par. (a) submit a  
9 report no later than September 15, 2014, and every 3rd fiscal biennium thereafter,  
10 that contains the information specified in sub. (3).

11           (c) During the 2015–17 fiscal biennium, the secretary shall require that all  
12 state agencies created on or before September 15, 2016, that did not submit a report  
13 under par. (a) or (b) submit a report no later than September 15, 2016, and every 3rd  
14 fiscal biennium thereafter, that contains the information specified in sub. (3).

15           (d) Beginning in the 2015–17 fiscal biennium, the secretary shall require that  
16 any state agency created after September 15, 2016, submit a report no later than the  
17 September 15 in the even–numbered year that first occurs after the state agency is  
18 created, and every 3rd fiscal biennium thereafter, that contains the information  
19 specified in sub. (3).

20           **(3)** A report submitted under this section shall contain at least all of the  
21 following:

22           (a) A description of each programmatic activity of the state agency.

23           (b) For each programmatic activity of the state agency, an accounting of all  
24 expenditures, arranged by revenue source and the categories specified in sub. (4), in  
25 each of the prior 3 fiscal years.

1 (c) For each programmatic activity of the state agency, an accounting of all  
2 expenditures, arranged by revenue source and the categories specified in sub. (4), in  
3 the last 2 quarters in each of the prior 3 fiscal years.

4 (4) The secretary shall develop categories for state agencies to use for the  
5 purpose of organizing the expenditure information that is required under sub. (3) (b)  
6 and (c).

7 (5) Notwithstanding sub. (4), once a state agency has used a certain format for  
8 its report, the state agency shall use that format for all future reports submitted  
9 under this section.

10 **SECTION 218f.** 16.50 (1) (a) of the statutes is amended to read:

11 16.50 (1) (a) Each department except the legislature and the courts shall  
12 prepare and submit to the secretary an estimate of the amount of money which it  
13 proposes to expend, encumber or distribute under any appropriation in ch. 20. The  
14 department of administration shall prepare and submit estimates for expenditures  
15 from appropriations under ss. 20.855, 20.865, 20.866 and 20.867. The secretary may  
16 waive the submission of estimates of other than administrative expenditures from  
17 such funds as he or she determines, but the secretary shall not waive submission of  
18 estimates for the appropriations appropriation under s. 20.285 (1) ~~(im)~~ and (n) nor  
19 for expenditure of any amount designated as a refund of an expenditure under s.  
20 20.001 (5). Estimates shall be prepared in such form, at such times and for such time  
21 periods as the secretary requires. Revised and supplemental estimates may be  
22 presented at any time under rules promulgated by the secretary.

23 **SECTION 218g.** 16.50 (3) (b) of the statutes is amended to read:

24 16.50 (3) (b) No change in the number of full-time equivalent positions  
25 authorized through the biennial budget process or other legislative act may be made



1 without the approval of the joint committee on finance, except for position changes  
2 made by the governor under s. 16.505 (1) (c) ~~or~~ (2), or (2j) by the investment board  
3 under s. 16.505 (2g), by the University of Wisconsin Hospitals and Clinics Board  
4 under s. 16.505 (2n), or by the board of regents of the University of Wisconsin System  
5 under s. 16.505 (2m) or (2p).

6 **SECTION 218h.** 16.50 (3) (f) of the statutes is amended to read:

7 16.50 (3) (f) At the request of the director of the office of state employment  
8 relations, the secretary of administration may authorize the temporary creation of  
9 pool or surplus positions under any source of funds if the director determines that  
10 temporary positions are necessary to maintain adequate staffing levels for high  
11 turnover classifications, in anticipation of attrition, to fill positions for which  
12 recruitment is difficult. ~~Surplus or pool positions authorized by the secretary shall~~  
13 ~~be reported~~ The secretary of administration shall report quarterly to the joint  
14 committee on finance, in conjunction with the report required under s. 16.54 (8), the  
15 base number of existing surplus positions in each agency, the number of surplus  
16 positions each agency has created, and the amounts spent on surplus positions.

17 **SECTION 218i.** 16.505 (1) (intro.) of the statutes is amended to read:

18 16.505 (1) (intro.) Except as provided in subs. (2), ~~(2g), (2j)~~, (2m), (2n), and (2p),  
19 no position, as defined in s. 230.03 (11), regardless of funding source or type, may be  
20 created or abolished unless authorized by one of the following:

21 **SECTION 218k.** 16.505 (2g) of the statutes is created to read:

22 16.505 (2g) The investment board may create or abolish a full-time equivalent  
23 position or portion thereof funded from revenues appropriated under s. 20.536 (1) (k).

24 **SECTION 218p.** 16.505 (2j) of the statutes is created to read:

1           16.505 **(2j)** (a) In this subsection, “executive branch agency” has the meaning  
2 given in s. 16.70 (4).

3           (b) The governor may abolish any vacant full-time equivalent position at any  
4 executive branch agency by notifying the joint committee on finance in writing of his  
5 or her proposed action. If, within 14 working days after the date of the governor’s  
6 notification, the cochairpersons of the committee do not notify the governor that the  
7 committee has scheduled a meeting for the purpose of reviewing the proposed action,  
8 the position changes may be made as proposed by the governor. If, within 14 working  
9 days after the date of the governor’s notification, the cochairpersons notify the  
10 governor that the committee has scheduled a meeting for the purpose of reviewing  
11 the proposed action, the position changes may be made only upon approval of the  
12 committee.

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

14           16.505 **(2m)** The board of regents of the University of Wisconsin System or the  
15 chancellor of the University of Wisconsin–Madison may create or abolish a full-time  
16 equivalent position or portion thereof ~~from revenues appropriated under s. 20.285~~  
17 ~~(1) (gs), (h), (ip), (iz), (j), (kc), (m), (n), or (q) to (w) or (3) (iz) or (n) and may create or~~  
18 ~~abolish a full-time equivalent position or portion thereof from revenues~~  
19 ~~appropriated under s. 20.285 (1) (im) that are generated from increased enrollment~~  
20 ~~and from courses for which the academic fees or tuition charged equals the full cost~~  
21 ~~of offering the courses, other than positions funded from the appropriation under s.~~  
22 20.285 (1) (a). Beginning on July 1, 2013, all positions authorized for the University  
23 of Wisconsin shall not be included in any state position report. No later than the last  
24 day of the month following completion of each calendar quarter, the board of regents  
25 shall report to the department and the cochairpersons of the joint committee on

1 finance concerning the number of full-time equivalent positions created or abolished  
2 by the board under this subsection during the preceding calendar quarter and the  
3 source of funding for each such position.

4 **SECTION 220.** 16.505 (2p) of the statutes is amended to read:

5 16.505 **(2p)** (a) Subject to par. (b), the board of regents of the University of  
6 Wisconsin System or the chancellor of the University of Wisconsin–Madison may  
7 create or abolish a full-time equivalent academic staff or faculty position or portion  
8 thereof from revenues appropriated under s. 20.285 (1) (a). Annually, no later than  
9 the September 30 following completion of the fiscal year, the board of regents or  
10 chancellor shall report to the department and the cochairpersons of the joint  
11 committee on finance concerning the number of full-time equivalent positions  
12 created or abolished by the board or chancellor under this subsection during the  
13 preceding fiscal year.

14 (b) The board of regents or chancellor may not create or abolish any position  
15 under par. (a) until the board or chancellor and the department have entered into a  
16 memorandum of understanding that establishes a methodology for identifying and  
17 accounting for the cost of funding any positions that are created, including any  
18 amounts that the board or chancellor may include in a certification to the department  
19 under s. 20.928 (1). The board or chancellor and the department shall enter into the  
20 memorandum of understanding no later than September 1, 2002.

21 (c) Notwithstanding s. 20.928 (1), in certifying the sum of moneys needed to pay  
22 any costs associated with a position that is created under par. (a), the board of regents  
23 or chancellor may only certify the sum that is permitted under the memorandum of  
24 understanding entered into under par. (b).

1 (d) Notwithstanding s. 16.42 (1), in submitting information under s. 16.42 for  
2 the biennial budget bill or bills, the board of regents or chancellor may only include  
3 that portion of the cost of funding the positions created under par. (a) that is  
4 permitted under the memorandum of understanding entered into under par. (b).

5 **SECTION 221e.** 16.513 (3) (bn) of the statutes is created to read:

6 16.513 (3) (bn) Notwithstanding par. (b), for the 2011–13 fiscal biennium, the  
7 department is not required to approve a plan regarding a deficit in the penalty  
8 surcharge fund.

9 **SECTION 221r.** 16.513 (3) (bn) of the statutes, as created by 2011 Wisconsin Act  
10 .... (this act), is repealed.

11 **SECTION 221s.** 16.5185 of the statutes is created to read:

12 **16.5185 Transfers to the transportation fund.** Beginning on June 30,  
13 2013, in each fiscal year, the secretary shall transfer from the general fund to the  
14 transportation fund the greater of the following:

15 (1) An amount equal to 0.25 percent of the moneys projected to be deposited  
16 in the general fund during the fiscal year that are designated as “Taxes” in the  
17 summary in s. 20.005 (1), as published in the biennial budget act for that fiscal year.

18 (2) An amount equal to \$35,127,000.

19 **SECTION 125.** 16.54 (14) of the statutes is repealed.

20 **SECTION 126.** 16.705 (1p) of the statutes is created to read:

21 16.705 (1p) Subsection (1) does not apply to an agreement entered into by the  
22 department of veterans affairs under s. 45.50 (2m) (c).

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

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

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

5           16.705 **(1r)** (e) Contractual services purchased by the University of  
6           Wisconsin–Madison with moneys appropriated under s. 20.285 (1) (u), (w), or (xr).

7           **SECTION 127.** 16.705 (9) of the statutes is created to read:

8           16.705 **(9)** The department shall maintain a list of persons that are or have  
9           been a party to a contract with the state under this subchapter who have violated a  
10          provision of this subchapter or a contract under this subchapter. The parties on the  
11          list are ineligible for state contracts and no state contract may be awarded to a party  
12          on the ineligible list. The department may remove any party from the ineligible list  
13          if the department determines that the party's practices comply with this subchapter  
14          and provide adequate safeguards against future violations of this subchapter or  
15          contracts under this subchapter.

16          **SECTION 241c.** 16.71 (1m) of the statutes is amended to read:

17          16.71 **(1m)** The department shall not delegate to any executive branch agency,  
18          other than the board of regents of the University of Wisconsin System, the authority  
19          to enter into any contract for materials, supplies, equipment, or contractual services  
20          relating to information technology or telecommunications prior to review and  
21          approval of the contract by the department. No executive branch agency, other than  
22          the board of regents of the University of Wisconsin System, may enter into any such  
23          contract without review and approval of the contract by the department. Any  
24          executive branch agency that enters into a contract relating to information  
25          technology under this section shall comply with the requirements of s. 16.973 (13).

1 Any delegation to the board of regents of the University of Wisconsin System is  
2 subject to the limitations prescribed in s. ~~36.11 (49)~~ 36.585.

3 **SECTION 241f.** 16.71 (1m) of the statutes, as affected by 2011 Wisconsin Act ...  
4 (this act), is amended to read:

5 16.71 **(1m)** The department shall not delegate to any executive branch agency,  
6 other than the board of regents of the University of Wisconsin System, the authority  
7 to enter into any contract for materials, supplies, equipment, or contractual services  
8 relating to information technology or telecommunications prior to review and  
9 approval of the contract by the department. The department may delegate this  
10 authority to the University of Wisconsin–Madison. No executive branch agency,  
11 other than the board of regents of the University of Wisconsin System, may enter into  
12 any such contract without review and approval of the contract by the department.  
13 The University of Wisconsin–Madison may enter into any such contract without  
14 review and approval by the department. Any executive branch agency that enters  
15 into a contract relating to information technology under this section shall comply  
16 with the requirements of s. 16.973 (13). Any delegation to the board of regents of the  
17 University of Wisconsin System or to the University of Wisconsin–Madison is subject  
18 to the limitations prescribed in s. 36.585.

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

20 16.71 **(4)** The department shall delegate to the Board of Regents of the  
21 University of Wisconsin System and to the University of Wisconsin–Madison the  
22 authority to enter into contracts for materials, supplies, equipment, or services that  
23 relate to higher education and that agencies other than the University of  
24 Wisconsin–System do not commonly purchase.

25 **SECTION 128.** 16.72 (2) (d) of the statutes is repealed.

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

2           16.72 **(8)** The department may purchase educational technology materials,  
3 supplies, equipment, or contractual services from orders placed with the department  
4 by school districts, cooperative educational service agencies, technical college  
5 districts, and the board of regents of the University of Wisconsin System, and the  
6 University of Wisconsin–Madison.

7           **SECTION 244.** 16.73 (5) of the statutes is amended to read:

8           16.73 **(5)** If After the department designates the board of regents of the  
9 University of Wisconsin System or designates the University of Wisconsin–Madison  
10 as its purchasing agent for any purpose under s. 16.71 (1), the board or the University  
11 of Wisconsin–Madison may enter into a contract to sell any materials, supplies,  
12 equipment or contractual services purchased by the board or the University of  
13 Wisconsin–Madison to the University of Wisconsin Hospitals and Clinics Authority,  
14 and may contract with the University of Wisconsin Hospitals and Clinics Authority  
15 for the joint purchase of any materials, supplies, equipment or contractual services  
16 if the sale or purchase is made consistently with that delegation and with this  
17 subchapter.

18           **SECTION 129.** 16.75 (3m) (a) 1. of the statutes is amended to read:

19           16.75 **(3m)** (a) 1. “Disabled veteran–owned business” means a business  
20 certified by the department of ~~e~~ommerce administration under s. 560.0335 16.283  
21 (3).

22           **SECTION 130.** 16.75 (3m) (a) 2. of the statutes is amended to read:

23           16.75 **(3m)** (a) 2. “Disabled veteran–owned financial adviser” means a financial  
24 adviser certified by the department of ~~e~~ommerce administration under s. 560.0335  
25 16.283 (3).

1           **SECTION 131.** 16.75 (3m) (a) 3. of the statutes is amended to read:

2           16.75 **(3m)** (a) 3. “Disabled veteran–owned investment firm” means an  
3 investment firm certified by the department of ~~commerce~~ administration under s.  
4 ~~560.0335~~ 16.283 (3).

5           **SECTION 132.** 16.75 (3m) (a) 4. of the statutes is amended to read:

6           16.75 **(3m)** (a) 4. “Minority business” means a business certified by the  
7 department of ~~commerce~~ administration under s. ~~560.036~~ 16.287 (2).

8           **SECTION 133.** 16.75 (3m) (c) 5. a. of the statutes is amended to read:

9           16.75 **(3m)** (c) 5. a. In determining whether a purchase, contract or subcontract  
10 complies with the goal established under par. (b) 1. or s. 16.855 (10m) (am) 1., 16.87  
11 (2) (b), or 25.185 (2), the department shall include only amounts paid to minority  
12 businesses, minority financial advisers and minority investment firms certified by  
13 the department of ~~commerce~~ administration under s. ~~560.036~~ 16.287 (2).

14           **SECTION 134.** 16.75 (3m) (c) 5. b. of the statutes is amended to read:

15           16.75 **(3m)** (c) 5. b. In determining whether a purchase, contract, or subcontract  
16 is made with a disabled veteran–owned business, the department shall include only  
17 amounts paid to disabled veteran–owned businesses certified by the department of  
18 ~~commerce~~ administration under s. ~~560.0335~~ 16.283 (3).

19           **SECTION 135.** 16.75 (3t) (c) (intro.) of the statutes is amended to read:

20           16.75 **(3t)** (c) (intro.) The department of corrections shall periodically provide  
21 to the department of administration a current list of all materials, supplies,  
22 equipment or contractual services, excluding commodities, that are supplied by  
23 prison industries, as created under s. 303.01. The department of administration  
24 shall distribute the list to all designated purchasing agents under s. 16.71 (1). Except  
25 as otherwise provided in sub. (6) (am), prior to seeking bids or competitive sealed



1 proposals with respect to the purchase of any materials, supplies, equipment or  
2 contractual services enumerated in the list, the department of administration or any  
3 other designated purchasing agent under s. 16.71 (1) shall offer prison industries the  
4 opportunity to supply the materials, supplies, equipment or contractual services if  
5 the department of corrections is able to provide them at a price ~~comparable to that~~  
6 is equal to or lower than one which may be obtained through competitive bidding or  
7 competitive sealed proposals and is able to conform to the specifications, ~~provided the~~  
8 ~~specifications are written in accordance with s. 16.72 (2) (d).~~ If the department of  
9 administration or other purchasing agent is unable to determine whether the price  
10 of prison industries is ~~comparable~~ equal to or lower than one obtained through  
11 competitive bidding or competitive sealed proposals, it may solicit bids or  
12 competitive proposals before awarding the order or contract. This paragraph does  
13 not apply to the printing of the following forms:

14 **SECTION 136.** 16.75 (4) (b) of the statutes is amended to read:

15 16.75 (4) (b) The department shall seek the cooperation and assistance of the  
16 department of ~~commerce~~ safety and professional services in the performance of its  
17 duties under par. (a).

18 **SECTION 137.** 16.75 (10e) (b) of the statutes is amended to read:

19 16.75 (10e) (b) ~~The~~ If s. 16.855 (10s) (a) provides an applicable standard for the  
20 type of agency consuming equipment being purchased and the purchase will cost  
21 more than \$5,000 per unit the department, any other designated purchasing agent  
22 under s. 16.71 (1), any agency making purchases under s. 16.74, and any authority  
23 may not purchase that type of energy consuming equipment unless the specifications  
24 for the equipment meet the applicable standards ~~for the equipment established~~  
25 ~~under s. 16.855 (10s) (a).~~ ~~If there is no standard under s. 16.855 (10s) (a) applicable~~

1 ~~to the type of energy consuming equipment being purchased, or if.~~ If there is an  
2 applicable standard under s. 16.855 (10s) (a), but the energy consuming equipment  
3 meeting that standard is not reasonably available, the department, purchasing  
4 agent, agency, or authority shall ensure, for purchases over \$5,000 per unit, that the  
5 energy consuming equipment that is purchased maximizes energy efficiency to the  
6 extent technically and economically feasible. The department, purchasing agent,  
7 agency, or authority shall not determine that energy consuming equipment that  
8 meets the applicable standard under s. 16.855 (10s) (a) either is not reasonably  
9 available on the basis of cost alone or is not cost-effective unless the difference in the  
10 cost of the purchase and installation of the equipment that meets the standard and  
11 the equipment that would otherwise be installed is greater than the difference in the  
12 cost of operating the equipment that meets the standard and the equipment that  
13 would otherwise be installed over the anticipated life of the equipment.

14 **SECTION 138.** 16.751 of the statutes is amended to read:

15 **16.751 Information technology purchases by investment board.** The  
16 requirements of ss. 16.72 (2) (b) ~~and (d)~~ and 16.75 (1) (a) 1. and (2m) (g) do not apply  
17 to procurements authorized to be made by the investment board under s. 16.78 (1)  
18 for information technology purposes.

19 **SECTION 139.** 16.752 (8) (e) of the statutes is amended to read:

20 16.752 (8) (e) Comply with applicable occupational health and safety standards  
21 prescribed by the U.S. secretary of labor, the federal occupational health and safety  
22 administration or the department of commerce safety and professional services.

23 **SECTION 263.** 16.78 (1) of the statutes is amended to read:

24 16.78 (1) Every agency other than the board of regents of the University of  
25 Wisconsin System, the University of Wisconsin-Madison, or an agency making

1 purchases under s. 16.74 shall make all purchases of materials, supplies, equipment,  
2 and contractual services relating to information technology or telecommunications  
3 from the department, unless the department requires the agency to purchase the  
4 materials, supplies, equipment, or contractual services pursuant to a master  
5 contract established under s. 16.972 (2) (h), or grants written authorization to the  
6 agency to procure the materials, supplies, equipment, or contractual services under  
7 s. 16.75 (1) or (2m), to purchase the materials, supplies, equipment, or contractual  
8 services from another agency or to provide the materials, supplies, equipment, or  
9 contractual services to itself. The board of regents of the University of Wisconsin  
10 System and the University of Wisconsin–Madison may make purchases of materials,  
11 supplies, equipment, and contractual services relating to information technology or  
12 telecommunications from the department.

13 **SECTION 140.** 16.841 of the statutes is repealed.

14 **SECTION 265g.** 16.848 (1) of the statutes is amended to read:

15 16.848 (1) Except as provided in sub. (2) ~~and subject to sub. (3)~~, the department  
16 may ~~sell~~ offer for sale any state–owned real property, if the department determines  
17 that the sale is in the best interest of the state. ~~The~~ Any sale may be either on the  
18 basis of public bids, with the department reserving the right to reject any bid in the  
19 interest of the state, or negotiated prices. If the department receives an offer to  
20 purchase property offered under this subsection, the department may submit a  
21 report to the building commission recommending acceptance of the offer. The report  
22 shall contain a description of the property and the reasons for the recommendation.  
23 The department may recommend the sale of a parcel of property with or without the  
24 approval of the agency, as defined in s. 16.52 (7), having jurisdiction of the property.

1 If the building commission approves the proposed sale, the department may sell the  
2 property.

3 **SECTION 265h.** 16.848 (3) of the statutes is repealed.

4 **SECTION 265i.** 16.848 (4) of the statutes is renumbered 16.848 (4) (a) and  
5 amended to read:

6 16.848 (4) (a) Except as provided in s. 13.48 (14) (e), if there is any outstanding  
7 public debt used to finance the acquisition, construction, or improvement of any  
8 property that is sold under sub. (1), the department shall deposit a sufficient amount  
9 of the net proceeds from the sale of the property in the bond security and redemption  
10 fund under s. 18.09 to repay the principal and pay the interest on the debt, and any  
11 premium due upon refunding any of the debt. If the property was acquired,  
12 constructed, or improved with federal financial assistance, the department shall pay  
13 to the federal government any of the net proceeds required by federal law. If the  
14 property was acquired by gift or grant or acquired with gift or grant funds, the  
15 department shall adhere to any restriction governing use of the proceeds. Except as  
16 required under ss. 13.48 (14) (e), 20.395 (9) (qd), and 51.06 (6), if there is no such debt  
17 outstanding, there are no moneys payable to the federal government, and there is no  
18 restriction governing use of the proceeds, and if the net proceeds exceed the amount  
19 required to be deposited, paid, or used for another purpose under this subsection  
20 paragraph, the department shall deposit use the net proceeds or remaining net  
21 proceeds in the general fund to pay principal and interest costs on other outstanding  
22 public debt.

23 **SECTION 265j.** 16.848 (4) (b) of the statutes is created to read:

24 16.848 (4) (b) For the purpose of paying principal and interest costs on other  
25 outstanding public debt under par. (a), the secretary may cause outstanding bonds

1 to be called for redemption on or following their optional redemption date, establish  
2 one or more escrow accounts to redeem bonds at their optional redemption date, or  
3 purchase bonds in the open market. To the extent practical, the secretary shall  
4 consider all of the following in determining which public debt to redeem:

5 1. According preference to the redemption of general obligation debt within the  
6 same statutory bond purpose that was used to acquire, build, or improve the property  
7 being sold.

8 2. Maintaining compliance with federal tax law applicable to the general  
9 obligation debt that was issued to acquire, build, or improve the property being sold.

10 3. The extent to which general obligation debt that was issued to acquire, build,  
11 or improve the property being sold is subject to current optional redemption, would  
12 require establishment of an escrow, or could be assigned for accounting purposes to  
13 another statutory bond purpose.

14 4. The fiscal benefit of redeeming outstanding debt with higher interest costs.

15 5. The costs of federal tax law compliance in the selection of general obligation  
16 debt to be redeemed.

17 **SECTION 141.** 16.85 (1) of the statutes is amended to read:

18 16.85 (1) To take charge of and supervise all engineering or architectural  
19 services or construction work, as defined in s. 16.87, performed by, or for, the state,  
20 or any department, board, institution, commission, or officer of the state, including  
21 nonprofit-sharing corporations organized for the purpose of assisting the state in the  
22 construction and acquisition of new buildings or improvements and additions to  
23 existing buildings as contemplated under ss. 13.488, 36.09, and 36.11, except work  
24 to be performed for the University of Wisconsin System with respect to a building,  
25 structure, or facility involving a cost of less than \$500,000 that is funded entirely

1 with the proceeds of gifts or grants made to the system, and except the engineering,  
2 architectural, and construction work of the department of transportation; and the  
3 engineering service performed by the department of ~~commerce~~ safety and  
4 professional services, department of revenue, public service commission,  
5 department of health services, and other departments, boards, and commissions  
6 when the service is not related to the maintenance, and construction and planning,  
7 of the physical properties of the state. The department may not authorize  
8 construction work for any state office facility in the city of Madison after May 11,  
9 1990, unless the department first provides suitable space for a child care center  
10 primarily for use by children of state employees.

11 **SECTION 142.** 16.85 (1) of the statutes, as affected by 2011 Wisconsin Act ....  
12 (this act), is amended to read:

13 16.85 (1) To take charge of and supervise all engineering or architectural  
14 services or construction work, as defined in s. 16.87, performed by, or for, the state,  
15 or any department, board, institution, commission, or officer of the state, including  
16 nonprofit-sharing corporations organized for the purpose of assisting the state in the  
17 construction and acquisition of new buildings or improvements and additions to  
18 existing buildings as contemplated under ss. 13.488, 36.09, and 36.11, except the  
19 engineering, architectural, and construction work of the department of  
20 transportation; and the engineering service performed by the department of safety  
21 and professional services, department of revenue, public service commission,  
22 department of health services, and other departments, boards, and commissions  
23 when the service is not related to the maintenance, and construction and planning,  
24 of the physical properties of the state. ~~The department may not authorize~~  
25 ~~construction work for any state office facility in the city of Madison after May 11,~~

1 ~~1990, unless the department first provides suitable space for a child care center~~  
2 ~~primarily for use by children of state employees.~~

3 **SECTION 268.** 16.85 (12) of the statutes is amended to read:

4 16.85 (12) To review and approve plans and specifications for any building or  
5 structure that is constructed for the benefit of the University of Wisconsin System  
6 or any institution thereof, and to periodically review the progress of any such  
7 building or structure during construction to assure compliance with the approved  
8 plans and specifications. This subsection does not apply to any building, structure,  
9 or facility that is constructed, remodeled, repaired, renewed, or expanded for the  
10 University of Wisconsin System involving a cost of less than \$500,000 if the project  
11 is funded entirely from the proceeds of gifts or grants made to the system.

12 **SECTION 143.** 16.854 (1) (a) of the statutes is amended to read:

13 16.854 (1) (a) “Minority business” has the meaning given in s. ~~560.036~~ 16.287  
14 (1) (e).

15 **SECTION 144.** 16.854 (1) (b) of the statutes is amended to read:

16 16.854 (1) (b) “Minority group member” has the meaning given in s. ~~560.036~~  
17 16.287 (1) (f).

18 **SECTION 276m.** 16.855 (1) of the statutes is amended to read:

19 16.855 (1) The department shall let by contract to the lowest qualified  
20 responsible bidder all construction work when the estimated construction cost of the  
21 project exceeds \$40,000 ~~\$50,000~~, except for construction work authorized under s.  
22 16.858 and except as provided in sub. (10m) or s. 13.48 (19). If a bidder is not a  
23 Wisconsin firm and the department determines that the state, foreign nation or  
24 subdivision thereof in which the bidder is domiciled grants a preference to bidders  
25 domiciled in that state, nation or subdivision in making governmental purchases,

1 the department shall give a preference over that bidder to Wisconsin firms, if any,  
2 when awarding the contract, in the absence of compelling reasons to the contrary.  
3 The department may enter into agreements with states, foreign nations and  
4 subdivisions thereof for the purpose of implementing this subsection.

5 **SECTION 145.** 16.855 (2) (intro.) of the statutes is amended to read:

6 16.855 (2) (intro.) Except for projects authorized under s. 16.858, whenever the  
7 estimated construction cost of a project exceeds ~~\$40,000~~ \$50,000, or if less and in the  
8 best interest of the state or the University of Wisconsin–Madison, the department  
9 shall:

10 **SECTION 146.** 16.855 (10m) (ac) of the statutes is amended to read:

11 16.855 (10m) (ac) In this subsection, “disabled veteran–owned business”  
12 means a business certified by the department of ~~commerce~~ administration under s.  
13 ~~560.0335~~ 16.283 (3).

14 **SECTION 147.** 16.855 (10n) (a) of the statutes is amended to read:

15 16.855 (10n) (a) In this subsection, “minority group member” has the meaning  
16 given in s. ~~560.036~~ 16.287 (1) (f).

17 **SECTION 284.** 16.855 (20) of the statutes is amended to read:

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

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



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). If the estimated construction cost of any project, other than a project  
6 constructed by or for the University of Wisconsin System that is exempted under sub.  
7 (23), is at least ~~\$40,000~~ \$50,000, and the building commission elects to utilize the  
8 procedures prescribed under s. 13.48 (29) to construct the project, the department  
9 shall provide adequate public notice of the project and the procedures to be utilized  
10 to construct the project on a publicly accessible computer site.

11           **SECTION 290.** 16.855 (23) of the statutes is created to read:

12           16.855 **(23)** This section does not apply to construction work for any project  
13 constructed by or for the University of Wisconsin System involving a cost of less than  
14 \$500,000 that is funded entirely with the proceeds of gifts and grants made to the  
15 system.

16           **SECTION 148.** 16.87 (1) (am) of the statutes is amended to read:

17           16.87 **(1)** (am) “Disabled veteran–owned business” means a business certified  
18 by the department of commerce administration under s. 560.0335 16.283 (3).

19           **SECTION 300.** 16.87 (5) of the statutes is created to read:

20           16.87 **(5)** This section does not apply to any project for the University of  
21 Wisconsin System involving a cost of less than \$500,000 that is funded entirely from  
22 the proceeds of gifts or grants made to the system.

23           **SECTION 305.** 16.89 of the statutes is amended to read:

24           **16.89 Construction and services controlled by this chapter.** No  
25 department, independent agency, constitutional office or agent of the state shall

1 employ engineering, architectural or allied services or expend money for  
2 construction purposes on behalf of the state, except as provided in this chapter and  
3 except that the Board of Regents of the University of Wisconsin System may engage  
4 such services for any project involving a cost of less than \$500,000 that is funded  
5 entirely from the proceeds of gifts or grants made to the system.

6 **SECTION 149.** 16.95 (intro.) of the statutes is amended to read:

7 **16.95 Powers and duties.** (intro.) The department shall, through a system  
8 of comprehensive long-range planning, promote the development and the maximum  
9 wise use of the energy, natural, and human resources of the state. ~~It~~ and develop and  
10 implement a cost-effective, balanced, reliable, and environmentally responsible  
11 energy strategy to promote economic growth. The department shall do all of the  
12 following:

13 **SECTION 150.** 16.954 of the statutes is repealed.

14 **SECTION 151.** 16.956 of the statutes is repealed.

15 **SECTION 325d.** 16.957 (1) (gg) of the statutes is created to read:

16 16.957 (1) (gg) “Excess federal amount” means, for a fiscal year, the amount by  
17 which the federal assistance for the fiscal year exceeds the federal assistance for  
18 fiscal year 2007–08.

19 **SECTION 325h.** 16.957 (1) (gr) of the statutes is created to read:

20 16.957 (1) (gr) “Federal assistance” means, for a fiscal year, all moneys received  
21 from the federal government under 42 USC 6861 to 6873 and 42 USC 8621 to 8629  
22 in the fiscal year.

23 **SECTION 325p.** 16.957 (1) (o) 1. of the statutes is amended to read:

1           16.957 **(1)** (o) 1. ~~The total amount received by the department for low-income~~  
2 ~~funding under 42 USC 6861 to 6873 and 42 USC 8621 to 8629~~ federal assistance in  
3 fiscal year 1997–98.

4           **SECTION 325t.** 16.957 (2) (a) 1. of the statutes is amended to read:

5           16.957 **(2)** (a) 1. ~~All moneys received from the federal government under 42~~  
6 ~~USC 6861 to 6873 and 42 USC 8621 to 8629~~ The federal assistance in a fiscal year.

7           **SECTION 152.** 16.957 (2) (d) 2m. of the statutes is created to read:

8           16.957 **(2)** (d) 2m. In fiscal years 2011–12 and 2012–13, at the department’s  
9 discretion, subtract from the amount required to be spent on weatherization and  
10 other energy conservation services under par. (a) an amount that is no more than the  
11 sum of \$10,000,000 and the excess federal amount for the fiscal year.

12          **SECTION 326m.** 16.957 (4) (c) 1. b. of the statutes is amended to read:

13          16.957 **(4)** (c) 1. b. ~~All moneys received under 42 USC 6861 to 6873 and 42 USC~~  
14 ~~8621 to 8629~~ The federal assistance for that fiscal year.

15          **SECTION 153.** 16.964 (1m) (k) of the statutes is repealed.

16          **SECTION 154.** 16.964 (5) (a) of the statutes is amended to read:

17          16.964 **(5)** (a) The office shall provide grants from the appropriation under s.  
18 20.505 (6) (c) (kb) to cities to employ additional uniformed law enforcement officers  
19 whose primary duty is beat patrolling. A city is eligible for a grant under this  
20 subsection in fiscal year 1994–95 if the city has a population of 25,000 or more. A city  
21 may receive a grant for a calendar year if the city applies for a grant before September  
22 1 of the preceding calendar year. Grants shall be awarded to the 10 eligible cities  
23 submitting an application for a grant that have the highest rates of violent crime  
24 index offenses in the most recent full calendar year for which data is available under  
25 the uniform crime reporting system of the federal bureau of investigation.

1           **SECTION 155.** 16.964 (12) (b) of the statutes is amended to read:

2           16.964 **(12)** (b) The office shall make grants to counties to enable them to  
3 establish and operate programs, including suspended and deferred prosecution  
4 programs and programs based on principles of restorative justice, that provide  
5 alternatives to prosecution and incarceration for criminal offenders who abuse  
6 alcohol or other drugs. The office shall make the grants from the appropriations  
7 under s. 20.505 (6) (b), ~~(j)~~ (kn), and (ku). The office shall collaborate with the  
8 departments of corrections and health services in establishing this grant program.

9           **SECTION 156.** 16.964 (12) (br) of the statutes is created to read:

10           16.964 **(12)** (br) Any county that receives a grant under this subsection on or  
11 after January 1, 2012, shall provide matching funds that are equal to 25 percent of  
12 the amount of the grant.

13           **SECTION 330e.** 16.964 (12) (bt) of the statutes is created to read:

14           16.964 **(12)** (bt) The office shall make a grant under par. (b) in fiscal year  
15 2011–12 to Milwaukee County in the amount of \$333,900, if Milwaukee County  
16 provides matching funds equal to 25 percent of the amount of the grant.

17           **SECTION 330m.** 16.964 (12) (bt) of the statutes, as created by 2011 Wisconsin  
18 Act .... (this act), is repealed.

19           **SECTION 330s.** 16.964 (12) (gm) of the statutes is created to read:

20           16.964 **(12)** (gm) Beginning in fiscal year 2012–13, the office shall, every 5  
21 years, make grants under this subsection available to any county on a competitive  
22 basis. A county may apply for a grant under this paragraph regardless of whether  
23 the county has received a grant previously under this subsection.

24           **SECTION 157.** 16.964 (14) (intro.) of the statutes is amended to read:

1           16.964 **(14)** (intro.) Beginning in fiscal year ~~2008–09~~ 2011–2012, from the  
2 appropriation under s. 20.505 (6) ~~(f)~~ (ke), the office shall in each fiscal year provide  
3 ~~\$20,000~~ \$17,000 to each of the following child advocacy centers for education,  
4 training, medical advice, and quality assurance activities:

5           **SECTION 158.** 16.964 (15) (b) of the statutes is renumbered 16.964 (15) (b) 1.

6           **SECTION 159.** 16.964 (15) (b) 2. of the statutes is created to read:

7           16.964 **(15)** (b) 2. The office may charge a person that is not a state agency a  
8 fee for use of the statewide public safety interoperable communication system under  
9 par. (a).

10          **SECTION 160.** 16.967 (6) of the statutes is amended to read:

11          16.967 **(6)** REPORTS. By March 31 of each year, the department of  
12 administration, the department of agriculture, trade and consumer protection, the  
13 department of ~~commerce~~ safety and professional services, the department of health  
14 services, the department of natural resources, the department of tourism, the  
15 department of revenue, the department of transportation, the board of regents of the  
16 University of Wisconsin System, the public service commission, and the board of  
17 curators of the historical society shall each submit to the department a plan to  
18 integrate land information to enable such information to be readily translatable,  
19 retrievable, and geographically referenced for use by any state, local governmental  
20 unit, or public utility. Upon receipt of this information, the department shall  
21 integrate the information to enable the information to be used to meet land  
22 information data needs. The integrated information shall be readily translatable,  
23 retrievable, and geographically referenced to enable members of the public to use the  
24 information.

25          **SECTION 161.** 16.971 (9) of the statutes is amended to read:

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

9           **SECTION 162.** 16.98 (4) of the statutes is amended to read:

10           16.98 (4) From the ~~appropriation~~ appropriations under s. 20.505 (1) (fo) and  
11 (kg), the department may provide grants to any organization with which the  
12 department contracts to operate the program under sub. (1).

13           **SECTION 163.** 16.99 (3b) of the statutes is amended to read:

14           16.99 (3b) “Juvenile correctional facility” means ~~the Southern Oaks Girls~~  
15 ~~School, the Ethan Allen School, the Copper Lake School~~ and the Lincoln Hills School.

16           **SECTION 339.** 16.993 (7) of the statutes is amended to read:

17           16.993 (7) Purchase educational technology materials, supplies, equipment,  
18 and contractual services for school districts, cooperative educational service  
19 agencies, technical college districts, ~~and~~, the board of regents of the University of  
20 Wisconsin System, and the University of Wisconsin–Madison under s. 16.72 (8), and  
21 establish standards and specifications for purchases of educational technology  
22 hardware and software by school districts, cooperative educational service agencies,  
23 technical college districts, and the board of regents of the University of Wisconsin  
24 System.

25           **SECTION 164.** 17.07 (3m) of the statutes is amended to read:

1           17.07 **(3m)** Notwithstanding sub. (3), the ~~earned release review~~ parole  
2 commission chairperson may be removed by the governor, at pleasure.

3           **SECTION 165.** 18.16 (1) (a) of the statutes is amended to read:

4           18.16 **(1)** (a) “Disabled veteran–owned financial adviser” means a financial  
5 adviser certified by the department of ~~eommerce~~ administration under s. 560.0335  
6 16.283 (3).

7           **SECTION 166.** 18.16 (1) (b) of the statutes is amended to read:

8           18.16 **(1)** (b) “Disabled veteran–owned investment firm” means an investment  
9 firm certified by the department of ~~eommerce~~ administration under s. 560.0335  
10 16.283 (3).

11          **SECTION 167.** 18.16 (1) (c) of the statutes is amended to read:

12          18.16 **(1)** (c) “Minority financial adviser” means a financial adviser certified by  
13 the department of ~~eommerce~~ administration under s. 560.036 16.287 (2).

14          **SECTION 168.** 18.16 (1) (d) of the statutes is amended to read:

15          18.16 **(1)** (d) “Minority investment firm” means an investment firm certified by  
16 the department of ~~eommerce~~ administration under s. 560.036 16.287 (2).

17          **SECTION 169.** 18.64 (1) (a) of the statutes is amended to read:

18          18.64 **(1)** (a) “Disabled veteran–owned financial adviser” means a financial  
19 adviser certified by the department of ~~eommerce~~ administration under s. 560.0335  
20 16.283 (3).

21          **SECTION 170.** 18.64 (1) (b) of the statutes is amended to read:

22          18.64 **(1)** (b) “Disabled veteran–owned investment firm” means an investment  
23 firm certified by the department of ~~eommerce~~ administration under s. 560.0335  
24 16.283 (3).

25          **SECTION 171.** 18.64 (1) (c) of the statutes is amended to read:

1           18.64 (1) (c) “Minority financial adviser” means a financial adviser certified by  
2 the department of ~~commerce~~ administration under s. ~~560.036~~ 16.287 (2).

3           **SECTION 172.** 18.64 (1) (d) of the statutes is amended to read:

4           18.64 (1) (d) “Minority investment firm” means an investment firm certified by  
5 the department of ~~commerce~~ administration under s. ~~560.036~~ 16.287 (2).

6           **SECTION 173.** 18.77 (1) (a) of the statutes is amended to read:

7           18.77 (1) (a) “Disabled veteran–owned financial adviser” means a financial  
8 adviser certified by the department of ~~commerce~~ administration under s. ~~560.0335~~  
9 16.283 (3).

10          **SECTION 174.** 18.77 (1) (b) of the statutes is amended to read:

11          18.77 (1) (b) “Disabled veteran–owned investment firm” means an investment  
12 firm certified by the department of ~~commerce~~ administration under s. ~~560.0335~~  
13 16.283 (3).

14          **SECTION 175.** 18.77 (1) (c) of the statutes is amended to read:

15          18.77 (1) (c) “Minority financial adviser” means a financial adviser certified by  
16 the department of ~~commerce~~ administration under s. ~~560.036~~ 16.287 (2).

17          **SECTION 176.** 18.77 (1) (d) of the statutes is amended to read:

18          18.77 (1) (d) “Minority investment firm” means an investment firm certified by  
19 the department of ~~commerce~~ administration under s. ~~560.036~~ 16.287 (2).

20          **SECTION 354y.** 19.36 (12) of the statutes is amended to read:

21          19.36 (12) INFORMATION RELATING TO CERTAIN EMPLOYEES. Unless access is  
22 specifically authorized or required by statute, an authority shall not provide access  
23 to a record prepared or provided by an employer performing work on a project to  
24 which s. 66.0903, ~~66.0904~~, 103.49, or 103.50 applies, or on which the employer is  
25 otherwise required to pay prevailing wages, if that record contains the name or other



1 personally identifiable information relating to an employee of that employer, unless  
2 the employee authorizes the authority to provide access to that information. In this  
3 subsection, “personally identifiable information” does not include an employee’s  
4 work classification, hours of work, or wage or benefit payments received for work on  
5 such a project.

6 **SECTION 355b.** 19.42 (13) (b) of the statutes is amended to read:

7 19.42 (13) (b) The positions of associate and assistant vice presidents of the  
8 University of Wisconsin System ~~and vice chancellors identified in s. 20.923 (5).~~

9 **SECTION 355g.** 19.42 (13) (c) of the statutes is amended to read:

10 19.42 (13) (c) All positions identified under s. 20.923 (2), (4), ~~(4g)~~, (6) (f) to (h),  
11 (7), and (8) to (10), except clerical positions.

12 **SECTION 356c.** 19.42 (13) (cm) of the statutes is created to read:

13 19.42 (13) (cm) The president and vice presidents of the University of  
14 Wisconsin System and the chancellors and vice chancellors of all University of  
15 Wisconsin institutions, the University of Wisconsin Colleges, and the University of  
16 Wisconsin–Extension.

17 **SECTION 356q.** 19.45 (11) (a) of the statutes is amended to read:

18 19.45 (11) (a) The administrator of the division of merit recruitment and  
19 selection in the office of state employment relations shall, with the board’s advice,  
20 promulgate rules to implement a code of ethics for classified and unclassified state  
21 employees except state public officials subject to this subchapter, ~~unclassified~~  
22 personnel in the University of Wisconsin System, and officers and employees of the  
23 judicial branch.

24 **SECTION 357b.** 19.45 (11) (b) of the statutes is amended to read:

1           19.45 (11) (b) The board of regents of the University of Wisconsin System shall  
2 establish a code of ethics for unclassified personnel in that system who are not  
3 subject to this subchapter.

4           **SECTION 357m.** 19.55 (1) of the statutes is amended to read:

5           19.55 (1) Except as provided in sub. (2) and s. 5.05 (5s), all records under this  
6 subchapter or subch. III of ch. 13 in the possession of the board are open to public  
7 inspection at all reasonable times. The board shall require each person wishing to  
8 examine or copy a statement of economic interests and any information contained  
9 therein to do so only at the office of the board, and shall require an individual wishing  
10 to examine or copy a statement of economic interests or the list of persons who inspect  
11 any statements which are in the board's possession to provide his or her full name  
12 and address, and if the individual is representing another person, the full name and  
13 address of the person which he or she represents. Such identification ~~may~~ shall be  
14 provided ~~in writing or~~ in person. The board shall record and retain for at least 3 years  
15 information obtained by it pursuant to this subsection. No individual may use a  
16 fictitious name or address or fail to identify a principal in making any request for  
17 inspection.

18           **SECTION 177.** 19.56 (2) (b) 6. of the statutes is amended to read:

19           19.56 (2) (b) 6. Is made available to the official by the ~~department of commerce~~  
20 Wisconsin Economic Development Corporation or the department of tourism in  
21 accordance with sub. (3) (e), (em) or (f).

22           **SECTION 178.** 19.56 (3) (e) (intro.) of the statutes is amended to read:

23           19.56 (3) (e) (intro.) A state public official who is an officer or employee of the  
24 ~~department of commerce~~ Wisconsin Economic Development Corporation may solicit,

1 receive and retain on behalf of the state anything of value for the purpose of any of  
2 the following:

3 **SECTION 179.** 19.56 (3) (e) 1. of the statutes is amended to read:

4 19.56 (3) (e) 1. The sponsorship by the ~~department of commerce~~ Wisconsin  
5 Economic Development Corporation of a trip to a foreign country primarily to  
6 promote trade between that country and this state that the ~~department of commerce~~  
7 Wisconsin Economic Development Corporation can demonstrate through clear and  
8 convincing evidence is primarily for the benefit of this state.

9 **SECTION 180.** 19.56 (3) (f) of the statutes is amended to read:

10 19.56 (3) (f) A state public official may receive and retain from the ~~department~~  
11 ~~of commerce~~ Wisconsin Economic Development Corporation anything of value which  
12 the ~~department of commerce~~ Wisconsin Economic Development Corporation is  
13 authorized to provide under par. (e) and may receive and retain from the department  
14 of tourism anything of value which the department of tourism is authorized to  
15 provide under par. (em).

16 **SECTION 181.** 19.57 of the statutes is amended to read:

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

25 **SECTION 182.** 19.85 (1) (i) of the statutes is repealed.

1           **SECTION 183.** 20.001 (5) of the statutes is amended to read:

2           **20.001 (5) REFUNDS OF EXPENDITURES.** Any amount not otherwise appropriated  
3 under this chapter that is received by a state agency as a result of an adjustment  
4 made to a previously recorded expenditure from a sum certain appropriation to that  
5 agency due to activities that are of a temporary nature or activities that could not be  
6 anticipated during budget development and which serves to reduce or eliminate the  
7 previously recorded expenditure in the same fiscal year in which the previously  
8 recorded expenditure was made, except as provided in ~~s.~~ ss. 20.435 (4) (gm) and  
9 20.437 (2) (md), may, upon request of the agency, be designated by the secretary of  
10 administration as a refund of an expenditure. Except as otherwise provided in this  
11 subsection, the secretary of administration may designate an amount received by a  
12 state agency as a refund of an expenditure only if the agency submits to the secretary  
13 a written explanation of the circumstances under which the amount was received  
14 that includes a specific reference in a statutory or nonstatutory law to a function of  
15 the agency under which the amount was received and the appropriation from which  
16 the previously recorded expenditure was made. A refund of an expenditure shall be  
17 deposited by the receiving state agency in the appropriation account from which the  
18 previously recorded expenditure was made. Except as otherwise provided in this  
19 subsection, a state agency which proposes to make an expenditure from moneys  
20 designated as a refund of an expenditure shall submit to the secretary of  
21 administration a written explanation of the purpose of the expenditure, including a  
22 specific reference in a statutory or nonstatutory law to a function of the agency under  
23 which the expenditure is to be made and the appropriation from which the  
24 expenditure is to be made. After submission and approval of an estimate of the  
25 amount proposed to be expended under s. 16.50 (2), a state agency may expend the

1 moneys received from the refund of the expenditure. The secretary of administration  
2 may waive submission of any explanation required by this subsection for categories  
3 of refunds of expenditures or proposed refunds of expenditures.

4 **SECTION 367m.** 20.002 (11) (b) 2. of the statutes is amended to read:

5 20.002 (11) (b) 2. Except as provided in subd. 3, the secretary of administration  
6 shall limit the total amount of any temporary reallocations to the general fund at any  
7 one time during a fiscal year to an amount equal to 5% of the total amounts shown  
8 in the schedule under s. 20.005 (3) of appropriations of general purpose revenues,  
9 calculated by the secretary as of that time and for that fiscal year. During the  
10 ~~2009–11~~ 2011–13 fiscal biennium, the amount that may be reallocated under this  
11 subdivision during a fiscal year may not exceed ~~7~~ 9 percent of such revenues.

12 **SECTION 184.** 20.003 (4) (gk) of the statutes is created to read:

13 20.003 (4) (gk) For fiscal year 2013–14, \$65,000,000.

14 **SECTION 185.** 20.003 (4) (gL) of the statutes is created to read:

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

16 **SECTION 186.** 20.003 (4) (L) of the statutes is amended to read:

17 20.003 (4) (L) For fiscal year ~~2013–14~~ 2015–16 and each fiscal year thereafter,  
18 2 percent.

19 **SECTION 187.** 20.005 (1) of the statutes is repealed and recreated to read:

20 20.005 (1) SUMMARY OF ALL FUNDS. The budget governing fiscal operations for  
21 the state of Wisconsin for all funds beginning on July 1, 2011, and ending on June  
22 30, 2013, is summarized as follows: [See Figure 20.005 (1) following]

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**Figure: 20.005 (1)**

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**GENERAL FUND SUMMARY**

	<b>2011–12</b>	<b>2012–13</b>
<b>Opening Balance, July 1</b>	\$ 279,556,000	\$ 69,344,000
<b>Revenues</b>		
Taxes	\$ 13,343,135,000	\$ 3,829,193,000
Departmental Revenues		
Tribal Gaming	26,537,600	28,073,800
Other	<u>647,882,500</u>	<u>584,602,100</u>
<b>Total Available</b>	<b>\$ 14,297,111,100</b>	<b>\$ 14,511,212,900</b>
<b>Appropriations and Reserves</b>		
Gross Appropriations	\$ 14,166,186,500	\$ 14,751,044,300
Transfer to Transportation Fund	22,500,000	137,627,000
Transfer to Veterans Trust Fund	5,000,000	–0–
Reserve for Legal Settlements	50,000,000	–0–
Reserve for Pending Legislation	258,309,600	64,500,000
Compensation Reserves	28,790,000	81,910,000
Less Lapses	<u>–303,019,000</u>	<u>–594,184,100</u>
<b>Total Expenditures</b>	<b>\$ 14,227,767,100</b>	<b>\$ 14,440,897,200</b>
<b>Balances</b>		
Gross Balance	\$ 69,344,000	\$ 70,315,700
Less Required Statutory Balance	<u>–65,000,000</u>	<u>–65,000,000</u>
<b>Net Balance, June 30</b>	<b>\$ 4,344,000</b>	<b>\$ 5,315,700</b>

**SUMMARY OF APPROPRIATIONS — ALL FUNDS**

	<b>2011-12</b>	<b>2012-13</b>
General Purpose Revenue	\$ 14,166,186,500	\$ 14,751,044,300
Federal Revenue	\$ 9,535,162,700	\$ 9,481,020,900
Program	8,635,594,800	8,575,578,600
Segregated	899,567,900	905,442,300
Program Revenue	\$ 1,701,713,700	\$ 1,693,755,600
Nonservice	951,641,400	952,327,200
Service	750,072,300	741,428,400
Segregated Revenue	\$ 6,302,571,000	\$ 6,468,813,200
State nonservice	6,001,113,500	6,162,355,700
Local	108,559,400	108,559,400
Service	192,898,100	197,898,100
<b>GRAND TOTAL</b>	<b>\$ 31,705,633,900</b>	<b>\$ 32,394,634,000</b>

**SUMMARY OF COMPENSATION RESERVES — ALL FUNDS**

General Purpose Revenue	\$ 28,790,000	\$ 81,910,000
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>
<b>TOTAL</b>	<b>\$ 58,388,100</b>	<b>\$ 163,881,000</b>

**LOTTERY FUND SUMMARY**

	<b>2011–12</b>	<b>2012–13</b>
<b>Gross Revenue</b>		
Ticket Sales	\$ 480,385,700	\$ 480,056,700
Miscellaneous Revenue	<u>198,500</u>	<u>239,600</u>
	\$ 480,584,200	\$ 480,296,300
 <b>Expenses</b>		
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
 <b>Net Proceeds</b>	 \$ 131,786,600	 \$ 131,538,200



	<b>2011–12</b>	<b>2012–13</b>
<b>Total Available for Property Tax Relief</b>		
Opening Balance	\$ 13,518,500	\$ 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>
	\$ 146,000,300	\$ 143,473,500
<b>Property Tax Relief</b>	\$ 136,388,600	\$ 133,867,400
<b>Gross Closing Balance</b>	\$ 9,611,700	\$ 9,605,900
<b>Reserve</b>	\$ 9,611,700	\$ 9,605,900
<b>Net Closing Balance</b>	\$ –0–	\$ –0–

1

2

**SECTION 188.** 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**

Administration

Energy conservation

\$ 100,000,000

<b>Source and Purpose</b>	<b>Amount</b>
Agriculture, Trade and Consumer Protection	
Soil and water	7,000,000
Agricultural conservation easements	–12,000,000
Building Commission	
Refunding tax–supported and self–amortizing general obligation debt before July 1, 2013	264,200,000
Other public purposes	195,420,700
Housing state departments	18,711,300
Lac du Flambeau Indian tribal cultural center	250,000
Corrections	
Correctional facilities	20,801,800
Self–amortizing facilities	–5,442,900
Educational Communications Board	
Communications facilities	521,700
Environmental Improvement Fund	
Safe drinking water loan program	9,400,000
Clean water fund	6,700,000
Health Services	
Mental health facilities	3,445,700
Historical Society	
History center	–10,000,000
Museum facility	10,000,000
Marquette University	
Dental clinic and education facilities	8,000,000
Military Affairs	

<b>Source and Purpose</b>	<b>Amount</b>
Armory facilities	–8,747,400
<b>Natural Resources</b>	
Stewardship 2000	–234,000,000
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
Environmental SEG administrative facilities	692,700
SEG supported facilities	9,346,500
<b>Public Instruction</b>	
Residential schools	4,982,900
<b>State Fair Park</b>	
Self–amortizing facilities	450,000
<b>Transportation</b>	
Southeast Wisconsin transit improvements	–100,000,000
Marquette interchange, Zoo Interchange, I 94 north–south corridor	151,200,000
Harbor improvements	10,700,000
Rail acquisitions and improvements	30,000,000
State highway rehabilitation projects	115,351,500
State highway rehabilitation certain projects	81,000,000
Major highway projects	50,000,000
<b>University of Wisconsin</b>	
Academic facilities	122,904,500
Self–amortizing facilities	157,578,100
<b>Veterans Affairs</b>	

<b>Source and Purpose</b>	<b>Amount</b>
Self-amortizing housing	<u>5,470,700</u>

<b>TOTAL General Obligation Bonds</b>	<b>\$ 1,038,937,800</b>
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### REVENUE OBLIGATIONS

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

Transportation	
Major highway projects, transportation facilities	<u>341,763,100</u>

<b>TOTAL Revenue Obligation Bonds</b>	<b>\$ 694,763,100</b>
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<b>GRAND TOTAL General and Revenue Obligation Bonding Authority Modifications</b>	<b>\$ 1,733,700,900</b>
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**Figure: 20.005 (2) (b)**

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### GENERAL OBLIGATION DEBT SERVICE FISCAL YEARS 2011–12 AND 2012–13

STATUTE, AGENCY AND PURPOSE	SOURCE	2011–12	2012–13
<i>20.115 Agriculture, trade and consumer protection, department of</i>			
(2) (d) Principal repayment and interest	GPR	\$ 4,600	\$ 12,900
(7) (b) Principal repayment and interest, conservation reserve enhancement	GPR	412,100	1,908,800
(7) (br) Principal repayment and interest; agricultural conservation easements	GPR	–0–	–0–

<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>2011–12</b>	<b>2012–13</b>
<b><i>20.190 State fair park board</i></b>			
(1) (c) Housing facilities principal repayment, interest and rebates	GPR	862,100	1,085,700
(1) (d) Principal repayment and interest	GPR	1,009,800	2,251,800
<b><i>20.225 Educational communications board</i></b>			
(1) (c) Principal repayment and interest	GPR	1,209,300	3,218,800
<b><i>20.245 Historical society</i></b>			
(1) (e) Principal repayment, interest, and rebates	GPR	1,119,500	2,447,500
<b><i>20.250 Medical College of Wisconsin</i></b>			
(1) (c) Principal repayment, interest, and rebates; biomedical research and technology incubator	GPR	1,286,000	2,912,600
(1) (e) Principal repayment and interest	GPR	–0–	–0–
<b><i>20.255 Public instruction, department of</i></b>			
(1) (d) Principal repayment and interest	GPR	455,800	944,700
<b><i>20.285 University of Wisconsin System</i></b>			
(1) (d) Principal repayment and interest	GPR	98,365,300	204,717,500
<b><i>20.320 Environmental improvement program</i></b>			
(1) (c) Principal repayment and interest – clean water fund program	GPR	25,535,300	34,403,500
(2) (c) Principal repayment and interest – safe drinking water loan program	GPR	2,583,500	4,441,100
<b><i>20.370 Natural resources, department of</i></b>			
(7) (aa) Resource acquisition and development – principal repayment and interest	GPR	33,650,800	67,013,000

<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>2011–12</b>	<b>2012–13</b>
(7) (ac) Principal repayment and interest – recreational boating bonds	GPR	–0–	–0–
(7) (cb) Principal repayment and interest – pollution abatement bonds	GPR	9,324,700	9,311,900
(7) (cc) Principal repayment and interest – combined sewer overflow; pollution abatement bonds	GPR	3,879,000	4,970,200
(7) (cd) Principal repayment and interest – municipal clean drinking water grants	GPR	975,400	270,500
(7) (ea) Administrative facilities – principal repayment and interest	GPR	427,800	888,800
<b><i>20.395 Transportation, department of</i></b>			
(6) (af) Principal repayment and interest, local roads for job preservation program and major highway and rehabilitation projects, state funds	GPR	43,066,300	162,296,000
<b><i>20.410 Corrections, department of</i></b>			
(1) (e) Principal repayment and interest	GPR	46,889,500	87,579,700
(1) (ec) Prison industries principal, interest and rebates	GPR	–0–	–0–
(3) (e) Principal repayment and interest	GPR	3,111,100	6,147,700
<b><i>20.435 Health services, department of</i></b>			
(2) (ee) Principal repayment and interest	GPR	10,658,500	21,301,200
<b><i>20.465 Military affairs, department of</i></b>			
(1) (d) Principal repayment and interest	GPR	3,441,300	6,089,300

STATUTE, AGENCY AND PURPOSE	SOURCE	2011–12	2012–13
<b><i>20.485 Veterans affairs, department of</i></b>			
(1) (f) Principal repayment and interest	GPR	1,147,400	1,814,200
<b><i>20.505 Administration, department of</i></b>			
(4) (es) Principal, interest, and rebates; general purpose revenue – schools	GPR	1,353,100	2,252,200
(4) (et) Principal, interest, and rebates; general purpose revenue – public library boards	GPR	8,400	15,200
(5) (c) Principal repayment and interest; Black Point Estate	GPR	81,100	170,200
<b><i>20.855 Miscellaneous appropriations</i></b>			
(8) (a) Dental clinic and education facility; principal repayment, interest and rebates	GPR	940,000	1,789,900
<b><i>20.867 Building commission</i></b>			
(1) (a) Principal repayment and interest; housing of state agencies	GPR	–0–	–0–
(1) (b) Principal repayment and interest; capitol and executive residence	GPR	6,896,600	13,367,700
(3) (a) Principal repayment and interest	GPR	6,816,100	28,051,100
(3) (b) Principal repayment, interest, and rebates	GPR	1,112,600	2,373,000
(3) (bb) Principal repayment, interest, and rebates; AIDS Network, Inc.	GPR	13,900	23,400
(3) (bc) Principal repayment, interest, and rebates; Grand Opera House in Oshkosh	GPR	12,500	40,200

<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>2011–12</b>	<b>2012–13</b>
(3) (bd) Principal repayment, interest, and rebates; Aldo Leopold climate change classroom and interactive laboratory	GPR	12,500	40,200
(3) (be) Principal repayment, interest, and rebates; Bradley Center Sports and Entertainment Corporation	GPR	176,400	390,600
(3) (bf) Principal repayment, interest, and rebates; AIDS Resource Center of Wisconsin, Inc.	GPR	36,900	62,200
(3) (bg) Principal repayment, interest, and rebates; Madison Children’s Museum	GPR	11,600	19,500
(3) (bh) Principal repayment, interest, and rebates; Myrick Hixon EcoPark, Inc.	GPR	31,000	41,100
(3) (bi) Principal repayment, interest, and rebates; Marshfield Clinic	GPR	125,000	526,300
(3) (bj) Principal repayment, interest, and rebates; Lac du Flambeau Indian Tribal Cultural Center	GPR	–0–	–0–
(3) (bk) Principal repayment, interest, and rebates; National Soldiers Home Historic District	GPR	–0–	–0–
(3) (bm) Principal repayment, interest, and rebates; HR Academy, Inc.	GPR	59,900	134,400
(3) (bn) Principal repayment, interest and rebates; Hmong cultural centers	GPR	12,300	22,000
(3) (bp) Principal repayment, interest and rebates	GPR	–0–	–0–



<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>2011-12</b>	<b>2012-13</b>
(3) (bq) Principal repayment, interest and rebates; children's research institute	GPR	501,300	1,037,500
(3) (br) Principal repayment, interest and rebates	GPR	61,200	99,100
(3) (bu) Principal repayment, interest and rebates; Civil War exhibit at the Kenosha Public Museums	GPR	26,900	43,800
(3) (bv) Principal repayment, interest, and rebates; Bond Health Center	GPR	-0-	40,200
(3) (e) Principal repayment, interest and rebates; parking ramp	GPR	<u>-0-</u>	<u>-0-</u>
<b>TOTAL General Purpose Revenue Debt Service</b>		<b>\$ 307,764,200</b>	<b>\$ 676,758,700</b>

***20.190 State Fair Park Board***

(1) (j) State fair principal repayment, interest and rebates	PR	\$ 4,826,900	\$ 4,841,100
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***20.225 Educational communications board***

(1) (i) Program revenue facilities; principal repayment, interest, and rebates	PR	14,100	13,800
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***20.245 Historical society***

(1) (j) Self-amortizing facilities; principal repayment, interest, and rebates	PR	8,400	6,900
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***20.370 Natural resources, department of***

(7) (ag) Land acquisition – principal repayment and interest	PR	-0-	-0-
(7) (cg) Principal repayment and interest – nonpoint repayments	PR	-0-	-0-

STATUTE, AGENCY AND PURPOSE	SOURCE	2011–12	2012–13
<b><i>20.410 Corrections, department of</i></b>			
(1) (ko) Prison industries principal repayment, interest and rebates	PR	91,300	96,100
<b><i>20.485 Veterans affairs, department of</i></b>			
(1) (go) Self–amortizing facilities; principal repayment and interest	PR	1,230,700	1,309,400
<b><i>20.505 Administration, department of</i></b>			
(4) (ha) Principal, interest, and rebates; program revenue – schools	PR	724,700	332,100
(4) (hb) Principal, interest, and rebates; program revenue – public library boards	PR	5,200	–0–
(5) (g) Principal repayment, interest and rebates; parking	PR	1,778,000	2,260,300
(5) (kc) Principal repayment, interest and rebates	PR	19,320,200	16,986,900
<b><i>20.867 Building commission</i></b>			
(3) (g) Principal repayment, interest and rebates; program revenues	PR	–0–	–0–
(3) (h) Principal repayment, interest, and rebates	PR	–0–	–0–
(3) (i) Principal repayment, interest and rebates; capital equipment	PR	–0–	–0–
(3) (kd) Energy conservation construction projects; principal repayment, interest and rebates	PR	<u>2,183,000</u>	<u>3,013,300</u>
<b>TOTAL Program Revenue Debt Service</b>		<b>\$ 30,182,500</b>	<b>\$ 28,859,900</b>

<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>2011–12</b>	<b>2012–13</b>
<b><i>20.115 Agriculture, trade and consumer protection, department of</i></b>			
(7) (s) Principal repayment and interest; soil and water, environmental fund	SEG	\$ 3,061,800	\$ 3,384,300
<b><i>20.285 University of Wisconsin System</i></b>			
(1) (xs) Self-amortizing facilities principal and interest	SEG	79,072,200	90,525,200
<b><i>20.320 Environmental improvement program</i></b>			
(1) (t) Principal repayment and interest – clean water fund program bonds	SEG	8,000,000	8,000,000
<b><i>20.370 Natural resources, department of</i></b>			
(7) (aq) Resource acquisition and development – principal repayment and interest	SEG	16,600	16,600
(7) (ar) Dam repair and removal – principal repayment and interest	SEG	481,200	515,600
(7) (at) Recreation development – principal repayment and interest	SEG	–0–	–0–
(7) (au) State forest acquisition and development – principal repayment and interest	SEG	13,500,000	13,500,000
(7) (bq) Principal repayment and interest – remedial action	SEG	3,865,600	4,062,600
(7) (br) Principal repayment and interest – contaminated sediment	SEG	696,100	1,045,600
(7) (cq) Principal repayment and interest – nonpoint source grants	SEG	8,437,600	8,508,000
(7) (cr) Principal repayment and interest – nonpoint source	SEG	832,000	1,036,200
(7) (cs) Principal repayment and interest – urban nonpoint source cost-sharing	SEG	2,403,000	2,537,400

<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>2011–12</b>	<b>2012–13</b>
(7) (ct) Principal repayment and interest – pollution abatement, environmental fund	SEG	8,000,000	8,000,000
(7) (eq) Administrative facilities – principal repayment and interest	SEG	4,713,200	5,148,300
(7) (er) Administrative facilities – principal repayment and interest; environmental fund	SEG	635,700	659,300
<b><i>20.395 Transportation, department of</i></b>			
(6) (aq) Principal repayment and interest, transportation facilities, state highway rehabilitation, major highway projects, state funds	SEG	21,705,300	27,783,900
(6) (ar) Principal repayment and interest, buildings, state funds	SEG	14,600	14,900
(6) (au) Principal repayment and interest, Marquette interchange, zoo interchange, southeast megaprojects, and I 94 north–south corridor reconstruction projects, state funds	SEG	41,826,400	49,284,700
<b><i>20.485 Veterans affairs, department of</i></b>			
(3) (t) Debt service	SEG	19,033,300	19,020,700
(4) (qm) Repayment of principal and interest	SEG	86,100	85,500
<b><i>20.866 Public debt</i></b>			
(1) (u) Principal repayment and interest	SEG	–0–	–0–
<b><i>20.867 Building commission</i></b>			
(3) (q) Principal repayment and interest; segregated revenues	SEG	–0–	–0–
<b>TOTAL Segregated Revenue Debt Service</b>		<b>\$ 137,308,500</b>	<b>\$ 152,603,600</b>

STATUTE, AGENCY AND PURPOSE	SOURCE	2011–12	2012–13
<b>GRAND TOTAL All Debt Service</b>		\$ 475,255,200	\$ 858,222,200

**SECTION 189.** 20.005 (3) of the statutes is repealed and recreated to read:

20.005 (3) APPROPRIATIONS. The following schedule sets forth all annual, biennial, and sum certain continuing appropriations and anticipated expenditures from other appropriations for the programs and other purposes indicated. All appropriations are made from the general fund unless otherwise indicated. The letter abbreviations shown designating the type of appropriation apply to both fiscal years in the schedule unless otherwise indicated. [See Figure 20.005 (3) following]

**Figure: 20.005 (3)**

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011–12	2012–13
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### Commerce

#### 20.115 Department of Agriculture, Trade and Consumer Protection

(1) FOOD SAFETY AND CONSUMER PROTECTION

(a)	General program operations	GPR	A	–0–	–0–
	Food inspection	GPR	A	3,398,800	3,398,800
	Meat and poultry inspection	GPR	A	3,789,600	4,048,200
	Trade and consumer protection	GPR	A	1,742,400	1,742,400
	NET APPROPRIATION			8,930,800	9,189,400
(g)	Related services	PR	A	42,700	42,700
(gb)	Food regulation	PR	A	5,603,300	5,644,900
(gf)	Fruit and vegetable inspection	PR	C	988,200	988,200

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011–12</b>	<b>2012–13</b>
1	(gh) Public warehouse regulation	PR	A	124,800	124,800
2	(gm) Dairy trade regulation	PR	A	156,300	156,300
3	(h) Grain inspection and certification	PR	C	1,400,800	1,400,800
4	(hm) Ozone–depleting refrigerants and				
5	products regulation	PR	A	463,200	466,500
6	(i) Sale of supplies	PR	A	25,400	25,400
7	(im) Consumer protection; telephone				
8	solicitor fees	PR	A	263,400	273,600
9	(ip) Bisphenol A enforcement	PR	C	–0–	–0–
10	(j) Weights and measures inspection	PR	A	1,342,400	1,343,600
11	(jb) Consumer protection, information,				
12	and education	PR	A	147,800	147,800
13	(jm) Telecommunications utility trade				
14	practices	PR	A	394,900	401,400
15	(m) Federal funds	PR–F	C	5,329,300	5,579,200
16	(q) Dairy, grain, and vegetable security	SEG	A	1,142,600	1,145,500
17	(r) Unfair sales act enforcement	SEG	A	213,600	213,600
18	(s) Weights and measures; petroleum				
19	inspection fund	SEG	A	771,400	771,400
20	(u) Recyclable and nonrecyclable				
21	products regulation	SEG	A	–0–	–0–
22	(v) Agricultural producer security;				
23	contingent financial backing	SEG	S	–0–	–0–

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13
1	(w) Agricultural producer security;				
2	payments	SEG	S	200,000	200,000
3	(wb) Agricultural producer security;				
4	proceeds of contingent financial				
5	backing	SEG	C	-0-	-0-
6	(wc) Agricultural producer security;				
7	repayment of contingent financial				
8	backing	SEG	S	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			8,930,800	9,189,400
	PROGRAM REVENUE			16,282,500	16,595,200
	FEDERAL			(5,329,300)	(5,579,200)
	OTHER			(10,953,200)	(11,016,000)
	SEGREGATED REVENUE			2,327,600	2,330,500
	OTHER			(2,327,600)	(2,330,500)
	TOTAL-ALL SOURCES			27,540,900	28,115,100
9	(2) ANIMAL HEALTH SERVICES				
10	(a) General program operations	GPR	A	2,691,000	2,691,000
11	(b) Animal disease indemnities	GPR	S	108,600	108,600
12	(c) Financial assistance for				
13	paratuberculosis testing	GPR	A	211,200	211,200
14	(d) Principal repayment and interest	GPR	S	4,600	12,900
15	(g) Related services	PR	C	-0-	-0-
16	(h) Sale of supplies	PR	A	28,400	28,400
17	(ha) Inspection, testing and enforcement	PR	C	566,300	566,300
18	(j) Dog licenses, rabies control, and				
19	related services	PR	C	506,700	516,800

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(m) Federal funds	PR-F	C	2,721,400	2,588,800
2	(q) Animal health inspection, testing				
3	and enforcement	SEG	A	351,700	351,700
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			3,015,400	3,023,700
	PROGRAM REVENUE			3,822,800	3,700,300
	FEDERAL			(2,721,400)	(2,588,800)
	OTHER			(1,101,400)	(1,111,500)
	SEGREGATED REVENUE			351,700	351,700
	OTHER			(351,700)	(351,700)
	TOTAL-ALL SOURCES			7,189,900	7,075,700
4	(3) AGRICULTURAL DEVELOPMENT SERVICES				
5	(a) General program operations	GPR	A	2,205,000	2,205,000
6	(at) Farm to school program				
7	administration	GPR	A	64,900	64,900
8	(g) Related services	PR	A	-0-	-0-
9	(h) Loans for rural development	PR	C	58,700	58,700
10	(i) Marketing orders and agreements	PR	C	95,200	95,200
11	(j) Stray voltage program	PR	A	534,400	534,400
12	(ja) Agricultural development services				
13	and materials	PR	C	147,300	147,300
14	(jm) Stray voltage program; rural				
15	electric cooperatives	PR	A	22,300	22,300
16	(L) Something special from Wisconsin				
17	promotion	PR	A	49,200	58,000
18	(m) Federal funds	PR-F	C	4,980,500	4,980,500
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			2,269,900	2,269,900



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
	PROGRAM REVENUE			5,887,600	5,896,400
	FEDERAL			(4,980,500)	(4,980,500)
	OTHER			(907,100)	(915,900)
	TOTAL-ALL SOURCES			8,157,500	8,166,300
1	(4) AGRICULTURAL ASSISTANCE				
2	(a) Aid to Wisconsin livestock breeders				
3	association	GPR	A	-0-	-0-
4	(am) Buy local grants	GPR	B	200,000	200,000
5	(as) Farm to school grants	GPR	A	-0-	-0-
6	(b) Aids to county and district fairs	GPR	A	356,400	356,400
7	(c) Agricultural investment aids	GPR	B	321,000	321,000
8	(d) Dairy industry promotion	GPR	A	200,000	200,000
9	(e) Aids to World Dairy Expo, Inc.	GPR	A	20,100	20,100
10	(f) Exposition center grants	GPR	A	182,700	182,700
11	(q) Grants for agriculture in the				
12	classroom program	SEG	A	93,900	93,900
13	(qm) Grants for agricultural facilities	SEG	B	-0-	-0-
14	(r) Agricultural investment aids,				
15	agricultural management fund	SEG	B	-0-	-0-
16	(s) Grazing lands conservation	SEG	A	375,500	375,500
	(4) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			1,280,200	1,280,200
	SEGREGATED REVENUE			469,400	469,400
	OTHER			(469,400)	(469,400)
	TOTAL-ALL SOURCES			1,749,600	1,749,600
17	(7) AGRICULTURAL RESOURCE MANAGEMENT				

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011–12</b>	<b>2012–13</b>
1	(a) General program operations	GPR	A	768,200	768,200
2	(b) Principal repayment and interest,				
3	conservation reserve enhancement	GPR	S	412,100	1,908,800
4	(c) Soil and water resource				
5	management program	GPR	C	3,843,100	3,843,100
6	(dm) Farmland preservation planning				
7	grants	GPR	A	374,200	374,200
8	(g) Agricultural impact statements	PR	C	295,200	295,200
9	(ga) Related services	PR	C	344,400	346,700
10	(gm) Seed testing and labeling	PR	C	87,800	87,800
11	(h) Fertilizer research assessments	PR	C	135,600	233,600
12	(ha) Liming material research funds	PR	C	21,100	21,100
13	(i) Agricultural conservation				
14	easements; gifts and grants	PR	C	–0–	–0–
15	(ja) Plant protection	PR	C	324,800	324,800
16	(k) Agricultural resource management				
17	services	PR–S	C	666,000	666,000
18	(m) Federal funds	PR–F	C	4,066,100	4,075,000
19	(qc) Plant protection; conservation fund	SEG	A	1,570,600	1,570,600
20	(qd) Soil and water administration;				
21	environmental fund	SEG	A	2,189,500	2,189,500
22	(qe) Soil and water management; local				
23	assistance	SEG	A	5,036,900	5,036,900

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(qf) Soil and water management; aids	SEG	A	5,356,700	5,356,700
2	(r) General program operations;				
3	agricultural management	SEG	A	6,607,800	6,713,100
4	(s) Principal repayment and interest;				
5	soil and water, environmental fund	SEG	S	3,061,800	3,384,300
6	(tg) Agricultural conservation				
7	easements	SEG	A	-0-	-0-
8	(tm) Farmland preservation planning				
9	grants; working lands fund	SEG	A	-0-	-0-
10	(ts) Working lands programs	SEG	A	-0-	-0-
11	(va) Clean sweep grants	SEG	A	750,000	750,000
12	(wm) Agricultural chemical cleanup				
13	reimbursement	SEG	C	2,200,000	2,200,000
	(7) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			5,397,600	6,894,300
	PROGRAM REVENUE			5,941,000	6,050,200
	FEDERAL			(4,066,100)	(4,075,000)
	OTHER			(1,208,900)	(1,309,200)
	SERVICE			(666,000)	(666,000)
	SEGREGATED REVENUE			26,773,300	27,201,100
	OTHER			(26,773,300)	(27,201,100)
	TOTAL-ALL SOURCES			38,111,900	40,145,600
14	(8) CENTRAL ADMINISTRATIVE SERVICES				
15	(a) General program operations	GPR	A	5,718,400	5,718,400
16	(g) Gifts and grants	PR	C	1,273,300	1,178,000
17	(ge) Agricultural education and				
18	workforce development council,				
19	gifts and grants	PR	C	19,300	19,300

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(gm) Enforcement cost recovery	PR	A	4,600	4,600
2	(h) Sale of material and supplies	PR	C	9,600	9,600
3	(ha) General laboratory related services	PR	C	74,100	74,100
4	(hm) Restitution	PR	C	-0-	-0-
5	(i) Related services	PR	A	85,600	85,600
6	(j) Electronic processing	PR	C	-0-	-0-
7	(jm) Telephone solicitation regulation	PR	C	764,600	767,600
8	(k) Computer system equipment, staff				
9	and services	PR-S	A	1,944,900	1,945,600
10	(kL) Central services	PR-S	C	927,500	927,500
11	(km) General laboratory services	PR-S	B	2,956,500	2,982,000
12	(ks) State services	PR-S	C	187,900	187,900
13	(m) Federal funds	PR-F	C	1,899,900	1,899,900
14	(pz) Indirect cost reimbursements	PR-F	C	2,132,100	2,065,400
	<b>(8) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUE			5,718,400	5,718,400
	PROGRAM REVENUE			12,279,900	12,147,100
	FEDERAL			(4,032,000)	(3,965,300)
	OTHER			(2,231,100)	(2,138,800)
	SERVICE			(6,016,800)	(6,043,000)
	TOTAL-ALL SOURCES			17,998,300	17,865,500
	<b>20.115 DEPARTMENT TOTALS</b>				
	GENERAL PURPOSE REVENUE			26,612,300	28,375,900
	PROGRAM REVENUE			44,213,800	44,389,200
	FEDERAL			(21,129,300)	(21,188,800)
	OTHER			(16,401,700)	(16,491,400)
	SERVICE			(6,682,800)	(6,709,000)
	SEGREGATED REVENUE			29,922,000	30,352,700
	OTHER			(29,922,000)	(30,352,700)
	TOTAL-ALL SOURCES			100,748,100	103,117,800

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13
1	<b>20.144 Department of Financial Institutions</b>				
2	(1) SUPERVISION OF FINANCIAL INSTITUTIONS, SECURITIES REGULATION AND OTHER FUNCTIONS				
3	(a) Losses on public deposits	GPR	S	-0-	-0-
4	(g) General program operations	PR	A	16,563,900	16,606,600
5	(h) Gifts, grants, settlements and				
6	publications	PR	C	58,500	58,500
7	(i) Investor education and training				
8	fund	PR	A	84,500	84,500
9	(j) Payday loan database and financial				
10	literacy	PR	C	900,000	900,000
11	(m) Credit union examinations, federal				
12	funds	PR-F	C	-0-	-0-
13	(u) State deposit fund	SEG	S	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	PROGRAM REVENUE			17,606,900	17,649,600
	FEDERAL			(-0-)	(-0-)
	OTHER			(17,606,900)	(17,649,600)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			17,606,900	17,649,600
	20.144 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	PROGRAM REVENUE			17,606,900	17,649,600
	FEDERAL			(-0-)	(-0-)
	OTHER			(17,606,900)	(17,649,600)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			17,606,900	17,649,600

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011–12</b>	<b>2012–13</b>	
1	<b>20.145 Office of the Commissioner of Insurance</b>					
2	(1) SUPERVISION OF THE INSURANCE INDUSTRY					
3	(g) General program operations	PR	A	16,823,200	16,823,200	
4	(gm) Gifts and grants	PR	C	-0-	-0-	
5	(h) Holding company restructuring					
6	expenses	PR	C	-0-	-0-	
7	(m) Federal funds	PR-F	C	-0-	-0-	
		(1) PROGRAM TOTALS				
	PROGRAM REVENUE			16,823,200	16,823,200	
	FEDERAL			(-0-)	(-0-)	
	OTHER			(16,823,200)	(16,823,200)	
	TOTAL-ALL SOURCES			16,823,200	16,823,200	
8	(2) INJURED PATIENTS AND FAMILIES COMPENSATION FUND					
9	(q) Interest earned on future medical					
10	expenses	SEG	S	-0-	-0-	
11	(u) Administration	SEG	A	1,216,400	1,216,400	
12	(um) Peer review council	SEG	A	153,500	153,500	
13	(v) Specified responsibilities,					
14	investment board payments, and					
15	future medical expenses	SEG	C	54,150,400	54,150,400	
		(2) PROGRAM TOTALS				
	SEGREGATED REVENUE			55,520,300	55,520,300	
	OTHER			(55,520,300)	(55,520,300)	
	TOTAL-ALL SOURCES			55,520,300	55,520,300	
16	(3) LOCAL GOVERNMENT PROPERTY INSURANCE FUND					
17	(u) Administration	SEG	A	1,352,800	1,389,100	

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13
1	(v) Specified payments, fire dues and				
2	reinsurance	SEG	C	26,195,700	26,159,400
		(3) PROGRAM TOTALS			
	SEGREGATED REVENUE			27,548,500	27,548,500
	OTHER			(27,548,500)	(27,548,500)
	TOTAL-ALL SOURCES			27,548,500	27,548,500
3	(4) STATE LIFE INSURANCE FUND				
4	(u) Administration	SEG	A	664,300	664,300
5	(v) Specified payments and losses	SEG	C	3,528,400	3,528,400
		(4) PROGRAM TOTALS			
	SEGREGATED REVENUE			4,192,700	4,192,700
	OTHER			(4,192,700)	(4,192,700)
	TOTAL-ALL SOURCES			4,192,700	4,192,700
		20.145 DEPARTMENT TOTALS			
	PROGRAM REVENUE			16,823,200	16,823,200
	FEDERAL			(-0-)	(-0-)
	OTHER			(16,823,200)	(16,823,200)
	SEGREGATED REVENUE			87,261,500	87,261,500
	OTHER			(87,261,500)	(87,261,500)
	TOTAL-ALL SOURCES			104,084,700	104,084,700
6	<b>20.155 Public Service Commission</b>				
7	(1) REGULATION OF PUBLIC UTILITIES				
8	(g) Utility regulation	PR	A	14,421,300	14,421,300
9	(h) Holding company and nonutility				
10	affiliate regulation	PR	C	679,200	679,200
11	(j) Intervenor financing and grants	PR	B	1,042,500	1,042,500
12	(L) Stray voltage program	PR	A	200,000	200,000
13	(Lb) Gifts for stray voltage program	PR	C	-0-	-0-
14	(Lm) Consumer education and awareness	PR	C	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(m) Federal funds	PR-F	C	538,000	538,000
2	(n) Indirect costs reimbursement	PR-F	C	50,000	50,000
3	(q) Universal telecommunications				
4	service	SEG	A	5,940,000	5,940,000
5	(r) Nuclear waste escrow fund	SEG	S	-0-	-0-
	(1) PROGRAM TOTALS				
	PROGRAM REVENUE			16,931,000	16,931,000
	FEDERAL			(588,000)	(588,000)
	OTHER			(16,343,000)	(16,343,000)
	SEGREGATED REVENUE			5,940,000	5,940,000
	OTHER			(5,940,000)	(5,940,000)
	TOTAL-ALL SOURCES			22,871,000	22,871,000
6	(2) OFFICE OF THE COMMISSIONER OF RAILROADS				
7	(g) Railroad and water carrier				
8	regulation and general program				
9	operations	PR	A	583,000	583,000
10	(m) Railroad and water carrier				
11	regulation; federal funds	PR-F	C	-0-	-0-
	(2) PROGRAM TOTALS				
	PROGRAM REVENUE			583,000	583,000
	FEDERAL			(-0-)	(-0-)
	OTHER			(583,000)	(583,000)
	TOTAL-ALL SOURCES			583,000	583,000
12	(3) OTHER PROGRAMS				
13	(q) General program operations and				
14	grants	SEG	C	-0-	-0-
15	(s) Energy efficiency and renewable				
16	resource programs	SEG	A	452,500	452,500



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(t) Police and fire protection fee				
2	administration	SEG	A	166,600	166,600
	(3) PROGRAM TOTALS				
	SEGREGATED REVENUE			619,100	619,100
	OTHER			(619,100)	(619,100)
	TOTAL-ALL SOURCES			619,100	619,100
	20.155 DEPARTMENT TOTALS				
	PROGRAM REVENUE			17,514,000	17,514,000
	FEDERAL			(588,000)	(588,000)
	OTHER			(16,926,000)	(16,926,000)
	SEGREGATED REVENUE			6,559,100	6,559,100
	OTHER			(6,559,100)	(6,559,100)
	TOTAL-ALL SOURCES			24,073,100	24,073,100
3	<b>20.165 Department of Safety and Professional Services</b>				
4	(1) PROFESSIONAL REGULATION AND ADMINISTRATIVE SERVICES				
5	(a) General program operations –				
6	executive and administrative				
7	services	GPR	A	–0–	–0–
8	(g) General program operations	PR	A	10,171,100	10,171,100
9	(gk) Bail bond surities and agents	PR	A	–0–	–0–
10	(gm) Applicant investigation				
11	reimbursement	PR	C	113,000	113,000
12	(h) Technical assistance; nonstate				
13	agencies and organizations	PR	C	–0–	–0–
14	(hg) General program operations;				
15	medical examining board	PR	B	1,864,900	1,864,900
16	(i) Examinations; general program				
17	operations	PR	C	1,271,300	1,271,300

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(im) Boxing and mixed martial arts				
2	fighting; enforcement	PR	C	-0-	-0-
3	(jm) Nursing workforce survey				
4	administration	PR	B	9,000	9,000
5	(k) Technical assistance; state agencies	PR-S	C	-0-	-0-
6	(ka) Sale of materials and services –				
7	local assistance	PR-S	C	-0-	-0-
8	(kb) Sale of materials and services –				
9	individuals and organizations	PR-S	C	-0-	-0-
10	(kc) Sale of materials and services	PR-S	C	35,600	35,600
11	(kd) Administrative services	PR-S	A	3,196,400	3,196,400
12	(ke) Transfer of unappropriated				
13	balances	PR-S	C	-0-	-0-
14	(m) Federal funds	PR-F	C	-0-	-0-
15	(n) Federal aid, local assistance	PR-F	C	-0-	-0-
16	(o) Federal aid, individuals and				
17	organizations	PR-F	C	-0-	-0-
18	(pz) Indirect cost reimbursement	PR-F	C	242,300	242,300
19	(s) Wholesale drug distributor bonding	SEG	C	-0-	-0-

## (1) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	-0-	-0-
PROGRAM REVENUE	16,903,600	16,903,600
FEDERAL	(242,300)	(242,300)
OTHER	(13,429,300)	(13,429,300)
SERVICE	(3,232,000)	(3,232,000)
SEGREGATED REVENUE	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			16,903,600	16,903,600
1	(2) REGULATION OF INDUSTRY, SAFETY AND BUILDINGS				
2	(a) General program operations	GPR	A	74,600	74,600
3	(de) Private sewage system replacement				
4	and rehabilitation	GPR	C	2,338,600	2,338,600
5	(dm) Storage tank inventory	GPR	A	-0-	-0-
6	(g) Gifts and grants	PR	C	18,000	18,000
7	(ga) Auxiliary services	PR	C	21,000	21,000
8	(gb) Local agreements	PR	C	-0-	-0-
9	(h) Local energy resource system fees	PR	A	-0-	-0-
10	(j) Safety and building operations	PR	A	15,620,600	15,620,600
11	(ka) Interagency agreements	PR-S	C	113,500	113,500
12	(kg) Construction career academy grant	PR	B	-0-	-0-
13	(km) Crex Meadows Youth Conservation				
14	Camp grant	PR	B	-0-	-0-
15	(ks) Data processing	PR-S	C	-0-	-0-
16	(L) Fire dues distribution	PR	C	15,150,000	15,400,000
17	(La) Fire prevention and fire dues				
18	administration	PR	A	608,900	608,900
19	(Lm) Petroleum storage remedial action				
20	fees	PR	A	-0-	-0-
21	(m) Federal funds	PR-F	C	1,687,700	1,687,700

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>	
1	(ma) Federal aid – program					
2	administration	PR-F	C	-0-	-0-	
3	(pz) Indirect cost reimbursements	PR-F	C	-0-	-0-	
4	(q) Groundwater – standards;					
5	implementation	SEG	A	-0-	-0-	
6	(r) Safety and building operations;					
7	petroleum inspection fund	SEG	A	5,192,300	5,192,300	
8	(sm) Diesel truck idling reduction grants	SEG	A	1,000,000	1,000,000	
9	(sn) Diesel truck idling reduction grant					
10	administration	SEG	A	76,000	76,000	
11	(t) Petroleum inspection fund –					
12	revenue obligation repayment	SEG	S	-0-	-0-	
13	(v) Petroleum storage environmental					
14	remedial action; awards	SEG	B	4,550,000	4,550,000	
15	(vm) Removal of underground petroleum					
16	storage tanks	SEG	A	100,000	100,000	
17	(w) Petroleum storage environmental					
18	remedial action; administration	SEG	A	2,549,600	2,549,600	
	(2) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUE			2,413,200	2,413,200	
	PROGRAM REVENUE			33,219,700	33,469,700	
	FEDERAL			(1,687,700)	(1,687,700)	
	OTHER			(31,418,500)	(31,668,500)	
	SERVICE			(113,500)	(113,500)	
	SEGREGATED REVENUE			13,467,900	13,467,900	
	OTHER			(13,467,900)	(13,467,900)	
	TOTAL-ALL SOURCES			49,100,800	49,350,800	
	20.165 DEPARTMENT TOTALS					
	GENERAL PURPOSE REVENUE			2,413,200	2,413,200	

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13
	PROGRAM REVENUE			50,123,300	50,373,300
	FEDERAL			(1,930,000)	(1,930,000)
	OTHER			(44,847,800)	(45,097,800)
	SERVICE			(3,345,500)	(3,345,500)
	SEGREGATED REVENUE			13,467,900	13,467,900
	OTHER			(13,467,900)	(13,467,900)
	TOTAL-ALL SOURCES			66,004,400	66,254,400
<b>1</b>	<b>20.190 State Fair Park Board</b>				
<b>2</b>	(1) STATE FAIR PARK				
<b>3</b>	(c) Housing facilities principal				
<b>4</b>	repayment, interest and rebates	GPR	S	862,100	1,085,700
<b>5</b>	(d) Principal repayment and interest	GPR	S	1,009,800	2,251,800
<b>6</b>	(h) State fair operations	PR	C	13,585,300	13,825,400
<b>7</b>	(i) State fair capital expenses	PR	C	180,000	180,000
<b>8</b>	(j) State fair principal repayment,				
<b>9</b>	interest and rebates	PR	S	4,826,900	4,841,100
<b>10</b>	(jm) Gifts and grants	PR	C	-0-	-0-
<b>11</b>	(m) Federal funds	PR-F	C	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			1,871,900	3,337,500
	PROGRAM REVENUE			18,592,200	18,846,500
	FEDERAL			(-0-)	(-0-)
	OTHER			(18,592,200)	(18,846,500)
	TOTAL-ALL SOURCES			20,464,100	22,184,000
	20.190 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			1,871,900	3,337,500
	PROGRAM REVENUE			18,592,200	18,846,500
	FEDERAL			(-0-)	(-0-)
	OTHER			(18,592,200)	(18,846,500)
	TOTAL-ALL SOURCES			20,464,100	22,184,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13
1	<b>20.192 Wisconsin Economic Development Corporation</b>				
2	(1) PROMOTION OF ECONOMIC DEVELOPMENT				
3	(a) Operations and programs	GPR	C	34,134,700	32,790,600
4	(k) Transferred general fund moneys				
5	from department of commerce	PR-S	C	6,500,000	-0-
6	(m) Federal aids; programs	PR-F	C	20,000,000	20,000,000
7	(r) Economic development fund;				
8	programs	SEG	C	23,189,200	23,189,200
9	(s) Brownfield site assessment grants	SEG	B	1,000,000	1,000,000
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			34,134,700	32,790,600
	PROGRAM REVENUE			26,500,000	20,000,000
	FEDERAL			(20,000,000)	(20,000,000)
	SERVICE			(6,500,000)	(-0-)
	SEGREGATED REVENUE			24,189,200	24,189,200
	OTHER			(24,189,200)	(24,189,200)
	TOTAL-ALL SOURCES			84,823,900	76,979,800
	20.192 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			34,134,700	32,790,600
	PROGRAM REVENUE			26,500,000	20,000,000
	FEDERAL			(20,000,000)	(20,000,000)
	SERVICE			(6,500,000)	(-0-)
	SEGREGATED REVENUE			24,189,200	24,189,200
	OTHER			(24,189,200)	(24,189,200)
	TOTAL-ALL SOURCES			84,823,900	76,979,800
	Commerce				
	FUNCTIONAL AREA TOTALS				
	GENERAL PURPOSE REVENUE			65,032,100	66,917,200
	PROGRAM REVENUE			191,373,400	185,595,800
	FEDERAL			(43,647,300)	(43,706,800)
	OTHER			(131,197,800)	(131,834,500)
	SERVICE			(16,528,300)	(10,054,500)
	SEGREGATED REVENUE			161,399,700	161,830,400
	FEDERAL			(-0-)	(-0-)
	OTHER			(161,399,700)	(161,830,400)
	SERVICE			(-0-)	(-0-)

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13
	LOCAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			417,805,200	414,343,400
<b>1</b>	<b>20.220 Wisconsin Artistic Endowment Foundation</b>				
<b>2</b>	(1) SUPPORT OF THE ARTS				
<b>3</b>	(a) Education and marketing	GPR	C	-0-	-0-
<b>4</b>	(q) General program operations	SEG	A	-0-	-0-
<b>5</b>	(r) Support of the arts	SEG	C	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
	20.220 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
<b>6</b>	<b>20.225 Educational Communications Board</b>				
<b>7</b>	(1) INSTRUCTIONAL TECHNOLOGY				
<b>8</b>	(a) General program operations	GPR	A	2,775,100	2,775,100
<b>9</b>	(b) Energy costs; energy-related				
<b>10</b>	assessments	GPR	A	725,100	755,800
<b>11</b>	(c) Principal repayment and interest	GPR	S	1,209,300	3,218,800
<b>12</b>	(d) Milwaukee area technical college	GPR	A	211,900	211,900
<b>13</b>	(er) Transmitter operation	GPR	A	16,000	16,000
<b>14</b>	(f) Programming	GPR	A	1,026,700	1,026,700

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(g) Gifts, grants, contracts, leases,				
2	instructional material, and				
3	copyrights	PR	C	9,831,000	9,831,000
4	(i) Program revenue facilities;				
5	principal repayment, interest, and				
6	rebates	PR	S	14,100	13,800
7	(k) Funds received from other state				
8	agencies	PR-S	C	-0-	-0-
9	(kb) Emergency weather warning				
10	system operation	PR-S	A	134,300	134,300
11	(m) Federal grants	PR-F	C	1,171,800	1,171,800
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			5,964,100	8,004,300
	PROGRAM REVENUE			11,151,200	11,150,900
	FEDERAL			(1,171,800)	(1,171,800)
	OTHER			(9,845,100)	(9,844,800)
	SERVICE			(134,300)	(134,300)
	TOTAL-ALL SOURCES			17,115,300	19,155,200
	20.225 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			5,964,100	8,004,300
	PROGRAM REVENUE			11,151,200	11,150,900
	FEDERAL			(1,171,800)	(1,171,800)
	OTHER			(9,845,100)	(9,844,800)
	SERVICE			(134,300)	(134,300)
	TOTAL-ALL SOURCES			17,115,300	19,155,200
12	<b>20.235 Higher Educational Aids Board</b>				
13	(1) STUDENT SUPPORT ACTIVITIES				
14	(b) Tuition grants	GPR	B	26,870,300	26,870,300
15	(cg) Nursing student loans	GPR	A	-0-	-0-
16	(cm) Nursing student loan program	GPR	A	445,500	445,500



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011–12</b>	<b>2012–13</b>
1	(cr) Minority teacher loans	GPR	A	259,500	259,500
2	(cu) Teacher education loan program	GPR	A	272,200	272,200
3	(cx) Loan program for teachers and				
4	orientation and mobility instructors				
5	of visually impaired pupils	GPR	A	99,000	99,000
6	(d) Dental education contract	GPR	A	1,386,400	1,386,400
7	(e) Minnesota–Wisconsin student				
8	reciprocity agreement	GPR	S	10,800,000	8,600,000
9	(fc) Independent student grants				
10	program	GPR	B	–0–	–0–
11	(fd) Talent incentive grants	GPR	B	4,458,800	4,458,800
12	(fe) Wisconsin higher education grants;				
13	University of Wisconsin–Madison				
14	and University of Wisconsin System				
15	students	GPR	S	58,345,400	58,345,400
16	(ff) Wisconsin higher education grants;				
17	technical college students	GPR	B	18,797,900	18,797,900
18	(fg) Minority undergraduate retention				
19	grants program	GPR	B	819,000	819,000
20	(fj) Handicapped student grants	GPR	B	122,600	122,600
21	(fm) Wisconsin covenant scholars grants	GPR	A	3,930,000	7,990,000
22	(fy) Academic excellence higher				
23	education scholarship program	GPR	S	3,309,300	3,309,300

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011–12</b>	<b>2012–13</b>
1	(fz) Remission of fees and				
2	reimbursement for veterans and				
3	dependents	GPR	B	6,496,700	6,496,700
4	(g) Student loans	PR	A	–0–	–0–
5	(gg) Nursing student loan repayments	PR	C	–0–	–0–
6	(gm) Indian student assistance;				
7	contributions	PR	C	–0–	–0–
8	(i) Gifts and grants	PR	C	–0–	–0–
9	(k) Indian student assistance	PR–S	B	779,700	779,700
10	(km) Wisconsin higher education grants;				
11	tribal college students	PR–S	B	454,200	454,200
12	(no) Federal aid; aids to individuals and				
13	organizations	PR–F	C	1,567,700	1,567,700
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			136,412,600	138,272,600
	PROGRAM REVENUE			2,801,600	2,801,600
	FEDERAL			(1,567,700)	(1,567,700)
	OTHER			(–0–)	(–0–)
	SERVICE			(1,233,900)	(1,233,900)
	TOTAL–ALL SOURCES			139,214,200	141,074,200
14	(2) ADMINISTRATION				
15	(aa) General program operations	GPR	A	980,000	981,500
16	(bb) Student loan interest, loans sold or				
17	conveyed	GPR	S	–0–	–0–
18	(bc) Write–off of uncollectible student				
19	loans	GPR	A	–0–	–0–
20	(bd) Purchase of defective student loans	GPR	S	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(ga) Student interest payments	PR	C	900	900
2	(gb) Student interest payments, loans				
3	sold or conveyed	PR	C	-0-	-0-
4	(ia) Student loans; collection and				
5	administration	PR	C	-0-	-0-
6	(ja) Write-off of defaulted student loans	PR	A	-0-	-0-
7	(n) Federal aid; state operations	PR-F	C	-0-	-0-
8	(qa) Student loan revenue obligation				
9	repayment	SEG	C	-0-	-0-
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			980,000	981,500
	PROGRAM REVENUE			900	900
	FEDERAL			(-0-)	(-0-)
	OTHER			(900)	(900)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			980,900	982,400
	20.235 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			137,392,600	139,254,100
	PROGRAM REVENUE			2,802,500	2,802,500
	FEDERAL			(1,567,700)	(1,567,700)
	OTHER			(900)	(900)
	SERVICE			(1,233,900)	(1,233,900)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			140,195,100	142,056,600
10	<b>20.245 Historical Society</b>				
11	(1) HISTORY SERVICES				
12	(a) General program operations	GPR	A	10,318,300	10,320,700
13	(b) Wisconsin black historical society				
14	and museum	GPR	A	84,500	84,500

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(c) Energy costs; energy-related				
2	assessments	GPR	A	1,036,000	1,075,700
3	(e) Principal repayment, interest, and				
4	rebates	GPR	S	1,119,500	2,447,500
5	(h) Gifts, grants, and membership				
6	sales	PR	C	452,700	448,300
7	(j) Self-amortizing facilities; principal				
8	repayment, interest and rebates	PR	S	8,400	6,900
9	(k) Storage facility	PR-S	B	199,100	199,100
10	(km) Northern great lakes center	PR-S	A	239,700	239,700
11	(ks) General program operations –				
12	service funds	PR-S	C	1,541,200	1,541,200
13	(kw) Records management — service				
14	funds	PR-S	C	227,500	227,500
15	(m) General program operations;				
16	federal funds	PR-F	C	1,098,700	1,098,700
17	(n) Federal aids	PR-F	C	–0–	–0–
18	(pz) Indirect cost reimbursements	PR-F	C	98,200	98,200
19	(q) Endowment	SEG	C	588,000	588,000
20	(r) History preservation partnership				
21	trust fund	SEG	C	3,200,300	3,200,300
22	(y) Northern great lakes center;				
23	interpretive programming	SEG	A	47,200	47,200
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			12,558,300	13,928,400

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13
PROGRAM REVENUE			3,865,500	3,859,600
FEDERAL			(1,196,900)	(1,196,900)
OTHER			(461,100)	(455,200)
SERVICE			(2,207,500)	(2,207,500)
SEGREGATED REVENUE			3,835,500	3,835,500
OTHER			(3,835,500)	(3,835,500)
TOTAL-ALL SOURCES			20,259,300	21,623,500

## 20.245 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUE			12,558,300	13,928,400
PROGRAM REVENUE			3,865,500	3,859,600
FEDERAL			(1,196,900)	(1,196,900)
OTHER			(461,100)	(455,200)
SERVICE			(2,207,500)	(2,207,500)
SEGREGATED REVENUE			3,835,500	3,835,500
OTHER			(3,835,500)	(3,835,500)
TOTAL-ALL SOURCES			20,259,300	21,623,500

1     **20.250 Medical College of Wisconsin**

## 2     (1)    TRAINING OF HEALTH PERSONNEL

3	(a)	General program operations	GPR	A	1,926,600	1,926,600
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4	(b)	Family medicine education	GPR	A	2,848,500	2,848,500
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5	(c)	Principal repayment, interest, and				
6		rebates; biomedical research and				

7		technology incubator	GPR	S	1,181,300	2,917,400
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8	(e)	Principal repayment and interest	GPR	S	164,500	186,800
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9	(k)	Tobacco-related illnesses	PR-S	C	-0-	-0-
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## (1) PROGRAM TOTALS

GENERAL PURPOSE REVENUE			6,120,900	7,879,300
PROGRAM REVENUE			-0-	-0-
SERVICE			(-0-)	(-0-)
TOTAL-ALL SOURCES			6,120,900	7,879,300

## 10    (2)    RESEARCH

11	(g)	Breast cancer research	PR	C	247,500	247,500
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	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(h) Prostate cancer research	PR	C	-0-	-0-
	(2) PROGRAM TOTALS				
	PROGRAM REVENUE			247,500	247,500
	OTHER			(247,500)	(247,500)
	TOTAL-ALL SOURCES			247,500	247,500
	20.250 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			6,120,900	7,879,300
	PROGRAM REVENUE			247,500	247,500
	OTHER			(247,500)	(247,500)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			6,368,400	8,126,800
2	<b>20.255 Department of Public Instruction</b>				
3	(1) EDUCATIONAL LEADERSHIP				
4	(a) General program operations	GPR	A	10,868,100	10,868,100
5	(b) General program operations;				
6	Wisconsin Educational Services				
7	Program for the Deaf and Hard of				
8	Hearing and Wisconsin Center for				
9	the Blind and Visually Impaired	GPR	A	11,210,300	11,210,300
10	(c) Energy costs; Wisconsin				
11	Educational Services Program for				
12	the Deaf and Hard of Hearing and				
13	Wisconsin Center for the Blind and				
14	Visually Impaired; energy-related				
15	assessments	GPR	A	577,000	622,100
16	(d) Principal repayment and interest	GPR	S	455,800	944,700
17	(dw) Pupil assessment	GPR	A	2,795,800	4,578,300
18	(e) Student information system	GPR	B	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(g) Student activity therapy	PR	A	800	800
2	(gb) Wisconsin Educational Services				
3	Program for the Deaf and Hard of				
4	Hearing and Wisconsin Center for				
5	the Blind and Visually Impaired;				
6	nonresident fees	PR	C	49,500	49,500
7	(gL) Wisconsin Educational Services				
8	Program for the Deaf and Hard of				
9	Hearing and Wisconsin Center for				
10	the Blind and Visually Impaired;				
11	leasing of space	PR	C	8,100	8,100
12	(gs) Wisconsin Educational Services				
13	Program for the Deaf and Hard of				
14	Hearing and Wisconsin Center for				
15	the Blind and Visually Impaired;				
16	services	PR	C	32,400	32,400
17	(gt) Wisconsin Educational Services				
18	Program for the Deaf and Hard of				
19	Hearing and Wisconsin Center for				
20	the Blind and Visually Impaired;				
21	pupil transportation	PR	A	1,140,300	1,140,300
22	(hg) Personnel licensure, teacher supply,				
23	information and analysis and				
24	teacher improvement	PR	A	3,132,500	3,132,500

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(hj) General educational development				
2	and high school graduation				
3	equivalency	PR	A	121,100	120,700
4	(hm) Services for drivers	PR-S	A	253,600	253,600
5	(i) Publications	PR	A	171,900	171,900
6	(im) Library products and services	PR	C	141,100	141,100
7	(j) Milwaukee, Racine, and Green Bay				
8	parental choice programs; financial				
9	audits	PR	C	129,900	132,000
10	(jg) School lunch handling charges	PR	A	13,386,200	13,386,200
11	(jm) Professional services center charges	PR	A	147,800	147,800
12	(jr) Gifts, grants and trust funds	PR	C	2,050,000	2,050,000
13	(jz) School district boundary appeal				
14	proceedings	PR	C	10,000	10,000
15	(kd) Alcohol and other drug abuse				
16	program	PR-S	A	599,800	599,800
17	(ke) Funds transferred from other state				
18	agencies; program operations	PR-S	C	2,768,700	2,768,700
19	(km) State agency library processing				
20	center	PR-S	A	29,500	29,500
21	(ks) Data processing	PR-S	C	4,493,500	4,693,500
22	(me) Federal aids; program operations	PR-F	C	43,224,300	43,733,100
23	(pz) Indirect cost reimbursements	PR-F	C	3,472,500	3,527,600
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			25,907,000	28,223,500



STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011–12	2012–13
	PROGRAM REVENUE			75,363,500	76,129,100
	FEDERAL			(46,696,800)	(47,260,700)
	OTHER			(20,521,600)	(20,523,300)
	SERVICE			(8,145,100)	(8,345,100)
	TOTAL–ALL SOURCES			101,270,500	104,352,600
1	(2) AIDS FOR LOCAL EDUCATIONAL PROGRAMMING				
2	(ac) General equalization aids	GPR	A	4,261,954,000	4,293,658,000
3	(ad) Supplemental aid	GPR	A	100,000	100,000
4	(ae) Sparsity aid	GPR	A	13,453,300	13,453,300
5	(ap) Per pupil adjustment aid	GPR	A	–0–	42,500,000
6	(ar) Low revenue adjustment aid	GPR	A	6,200,000	–0–
7	(b) Aids for special education and				
8	school age parents programs	GPR	A	368,939,100	368,939,100
9	(bb) Aid for high poverty school districts	GPR	A	16,830,000	16,830,000
10	(bd) Additional special education aid	GPR	A	3,500,000	3,500,000
11	(be) Supplemental special education aid	GPR	A	1,750,000	1,750,000
12	(bh) Aid to county children with				
13	disabilities education boards	GPR	A	4,067,300	4,067,300
14	(cc) Bilingual–bicultural education aids	GPR	A	8,589,800	8,589,800
15	(cg) Tuition payments; full–time open				
16	enrollment transfer payments	GPR	A	8,242,900	8,242,900
17	(cm) Reimbursement for school				
18	breakfast programs	GPR	C	2,510,500	2,510,500
19	(cn) Aids for school lunches and				
20	nutritional improvement	GPR	A	4,218,100	4,218,100

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011–12</b>	<b>2012–13</b>
1	(cp) Wisconsin school day milk program	GPR	A	617,100	617,100
2	(cr) Aid for pupil transportation	GPR	A	23,703,600	23,703,600
3	(cs) Aid for debt service	GPR	A	133,700	133,700
4	(cu) Achievement guarantee contracts	GPR	A	109,184,500	109,184,500
5	(cw) Aid for transportation; youth				
6	options program	GPR	A	17,400	17,400
7	(cy) Aid for transportation; open				
8	enrollment	GPR	A	434,200	434,200
9	(dp) Four-year-old kindergarten grants	GPR	A	1,350,000	1,350,000
10	(eh) Head start supplement	GPR	A	6,264,100	6,264,100
11	(ep) Second chance partnership	GPR	S	132,800	132,800
12	(fg) Aid for cooperative educational				
13	service agencies	GPR	A	260,600	260,600
14	(fk) Grant program for peer review and				
15	mentoring	GPR	A	434,300	1,606,700
16	(fm) Charter schools	GPR	S	61,645,000	66,060,000
17	(fn) Green Bay parental choice program	GPR	S	–0–	–0–
18	(fr) Racine parental choice program	GPR	S	1,610,500	3,221,000
19	(fu) Milwaukee parental choice program	GPR	S	139,147,200	147,521,800
20	(fv) Milwaukee, Racine, and Green Bay				
21	parental choice programs; transfer				
22	pupils	GPR	S	–0–	–0–

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13
1	(fy) Grants to support gifted and				
2	talented pupils	GPR	A	237,200	237,200
3	(k) Funds transferred from other state				
4	agencies; local aids	PR-S	C	9,490,500	9,490,500
5	(kd) Aid for alcohol and other drug				
6	abuse programs	PR-S	A	1,284,700	1,284,700
7	(kg) Mentoring grants for initial				
8	educators	GPR	A	1,172,400	-0-
9	(km) Tribal language revitalization				
10	grants	PR-S	A	222,800	222,800
11	(m) Federal aids; local aid	PR-F	C	664,923,500	664,923,500
12	(n) Federal aid; economic stimulus				
13	funds	PR-F	C	20,100,000	-0-
14	(p) Federal aids; state allocations	PR-F	C	-0-	-0-
15	(s) School library aids	SEG	C	35,000,000	37,000,000
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			5,046,699,600	5,129,103,700
	PROGRAM REVENUE			696,021,500	675,921,500
	FEDERAL			(685,023,500)	(664,923,500)
	SERVICE			(10,998,000)	(10,998,000)
	SEGREGATED REVENUE			35,000,000	37,000,000
	OTHER			(35,000,000)	(37,000,000)
	TOTAL-ALL SOURCES			5,777,721,100	5,842,025,200
16	(3) AIDS TO LIBRARIES, INDIVIDUALS AND ORGANIZATIONS				
17	(b) Adult literacy grants	GPR	A	62,400	62,400

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011–12</b>	<b>2012–13</b>
1	(c) Grants for national teacher				
2	certification or master educator				
3	licensure	GPR	S	1,963,800	2,224,900
4	(d) Elks and Easter Seals Center for				
5	Respite and Recreation	GPR	A	73,900	73,900
6	(dn) Project Lead the Way Grants	GPR	A	–0–	–0–
7	(eg) Milwaukee Public Museum	GPR	A	42,200	42,200
8	(f) Interstate compact on educational				
9	opportunity for military children	GPR	S	900	900
10	(fa) Very special arts	GPR	A	63,300	63,300
11	(fg) Special Olympics	GPR	A	67,500	67,500
12	(fz) Precollege scholarships	GPR	A	1,931,500	1,931,500
13	(mm) Federal funds; local assistance	PR–F	C	1,199,300	1,199,300
14	(ms) Federal funds; individuals and				
15	organizations	PR–F	C	56,644,900	56,644,900
16	(q) Periodical and reference				
17	information databases; newslines for				
18	the blind	SEG	A	2,560,000	2,560,000
19	(qm) Aid to public library systems	SEG	A	15,013,100	15,013,100
20	(r) Library service contracts	SEG	A	1,144,500	1,144,500
	<b>(3) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUE			4,205,500	4,466,600
	PROGRAM REVENUE			57,844,200	57,844,200
	FEDERAL			(57,844,200)	(57,844,200)
	SEGREGATED REVENUE			18,717,600	18,717,600
	OTHER			(18,717,600)	(18,717,600)
	TOTAL–ALL SOURCES			80,767,300	81,028,400

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13
20.255 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			5,076,812,100	5,161,793,800
PROGRAM REVENUE			829,229,200	809,894,800
FEDERAL			(789,564,500)	(770,028,400)
OTHER			(20,521,600)	(20,523,300)
SERVICE			(19,143,100)	(19,343,100)
SEGREGATED REVENUE			53,717,600	55,717,600
OTHER			(53,717,600)	(55,717,600)
TOTAL-ALL SOURCES			5,959,758,900	6,027,406,200

**1 20.285 University of Wisconsin System**

<b>2</b>	(1)	UNIVERSITY EDUCATION, RESEARCH AND PUBLIC SERVICE				
<b>3</b>	(a)	General program operations	GPR	A	865,602,900	883,602,900
<b>4</b>	(d)	Principal repayment and interest	GPR	S	98,365,300	204,717,500
<b>5</b>	(fd)	State laboratory of hygiene; general				
<b>6</b>		program operations	GPR	A	9,374,300	9,374,300
<b>7</b>	(fj)	Veterinary diagnostic laboratory	GPR	A	5,018,200	5,018,200
<b>8</b>	(i)	State laboratory of hygiene	PR	C	21,871,300	21,871,300
<b>9</b>	(ia)	State laboratory of hygiene; drivers	PR-S	C	1,619,200	1,619,200
<b>10</b>	(je)	Veterinary diagnostic laboratory,				
<b>11</b>		fees	PR	C	3,948,900	3,948,900
<b>12</b>	(kg)	Veterinary diagnostic laboratory,				
<b>13</b>		state agencies	PR-S	C	831,100	831,100
<b>14</b>	(m)	Federal aid	PR-F	C	649,301,400	649,301,400
<b>15</b>	(ma)	Federal aid; loans and grants	PR-F	C	956,958,800	956,958,800
<b>16</b>	(mc)	Veterinary diagnostic laboratory —				
<b>17</b>		federal aid	PR-F	C	1,675,900	1,675,900

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011–12</b>	<b>2012–13</b>
1	(n) Federal indirect cost				
2	reimbursement	PR–F	C	132,714,000	132,714,000
3	(q) Telecommunications services	SEG	A	1,054,800	1,054,800
4	(qe) Rural physician residency				
5	assistance program	SEG	B	750,000	750,000
6	(qj) Dentist and dental hygienist loan				
7	assistance programs; critical access				
8	hospital assessment fund	SEG	B	250,000	250,000
9	(qm) Grants for forestry programs	SEG	A	133,300	133,300
10	(qr) Discovery farm grants	SEG	A	248,400	248,400
11	(r) Environmental education;				
12	environmental assessments	SEG	C	130,500	130,500
13	(rc) Environmental education; forestry	SEG	A	200,000	200,000
14	(rm) Environmental scholarships	SEG	C	300,000	300,000
15	(s) Wisconsin Bioenergy Initiative	SEG	A	4,050,000	4,050,000
16	(tb) Extension recycling education	SEG	A	388,200	388,200
17	(tm) Solid waste research and				
18	experiments	SEG	A	155,400	155,400
19	(u) Trust fund income	SEG	C	26,063,200	26,063,200
20	(xq) General program operations	SEG	C	1,972,592,400	2,009,572,300
21	(xr) Gifts and non–federal grants and				
22	contracts	SEG	C	539,817,600	538,417,600
23	(xs) Self–amortizing facilities principal				
24	and interest	SEG	S	79,072,200	90,525,200

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13
1	(xt) Funds transferred from other state				
2	agencies	SEG	C	37,820,700	37,820,700
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			978,360,700	1,102,712,900
	PROGRAM REVENUE			1,768,920,600	1,768,920,600
	FEDERAL			(1,740,650,100)	(1,740,650,100)
	OTHER			(25,820,200)	(25,820,200)
	SERVICE			(2,450,300)	(2,450,300)
	SEGREGATED REVENUE			2,663,026,700	2,710,059,600
	OTHER			(2,663,026,700)	(2,710,059,600)
	TOTAL-ALL SOURCES			5,410,308,000	5,581,693,100
3	(3) UNIVERSITY SYSTEM ADMINISTRATION				
4	(a) General program operations	GPR	A	7,089,000	7,089,000
5	(n) Federal indirect cost				
6	reimbursement	PR-F	C	2,500,000	2,500,000
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			7,089,000	7,089,000
	PROGRAM REVENUE			2,500,000	2,500,000
	FEDERAL			(2,500,000)	(2,500,000)
	TOTAL-ALL SOURCES			9,589,000	9,589,000
	20.285 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			985,449,700	1,109,801,900
	PROGRAM REVENUE			1,771,420,600	1,771,420,600
	FEDERAL			(1,743,150,100)	(1,743,150,100)
	OTHER			(25,820,200)	(25,820,200)
	SERVICE			(2,450,300)	(2,450,300)
	SEGREGATED REVENUE			2,663,026,700	2,710,059,600
	OTHER			(2,663,026,700)	(2,710,059,600)
	TOTAL-ALL SOURCES			5,419,897,000	5,591,282,100
7	<b>20.292 Wisconsin Technical College System</b>				
8	(1) TECHNICAL COLLEGE SYSTEM				
9	(a) General program operations	GPR	A	2,753,500	2,753,500
10	(am) Fee remissions	GPR	A	14,200	14,200

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011–12</b>	<b>2012–13</b>
1	(b) Displaced homemakers' program	GPR	A	805,300	805,300
2	(c) Minority student participation and				
3	retention grants	GPR	A	583,300	583,300
4	(ce) Basic skills grants	GPR	A	–0–	–0–
5	(ch) Health care education programs	GPR	A	5,395,500	5,395,500
6	(d) State aid for technical colleges;				
7	statewide guide	GPR	A	83,534,900	83,534,900
8	(dc) Incentive grants	GPR	C	6,418,300	6,418,300
9	(dd) Farm training program tuition				
10	grants	GPR	A	141,800	141,800
11	(de) Services for handicapped students;				
12	local assistance	GPR	A	378,200	378,200
13	(dm) Aid for special collegiate transfer				
14	programs	GPR	A	1,063,000	1,063,000
15	(e) Technical college instructor				
16	occupational competency program	GPR	A	67,400	67,400
17	(ef) School-to-work programs for				
18	children at risk	GPR	A	282,100	282,100
19	(eg) Faculty development grants	GPR	A	786,700	786,700
20	(eh) Training program grants	GPR	B	3,970,000	3,970,000
21	(em) Apprenticeship curriculum				
22	development	GPR	A	70,900	70,900
23	(fc) Driver education, local assistance	GPR	A	304,400	304,400
24	(fg) Chauffeur training grants	GPR	C	189,100	189,100



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011–12</b>	<b>2012–13</b>
1	(fm) Supplemental aid	GPR	A	1,418,200	1,418,200
2	(fp) Emergency medical technician –				
3	basic training; state operations	GPR	A	–0–	–0–
4	(g) Text materials	PR	A	115,500	115,500
5	(ga) Auxiliary services	PR	C	15,200	15,200
6	(gm) Fire schools; state operations	PR	A	406,200	406,200
7	(gr) Fire schools; local assistance	PR	A	600,000	600,000
8	(h) Gifts and grants	PR	C	20,600	20,600
9	(hm) Truck driver training	PR–S	C	150,000	150,000
10	(i) Conferences	PR	C	72,600	72,600
11	(j) Personnel certification	PR	A	259,200	259,200
12	(k) Gifts and grants	PR	C	30,200	30,200
13	(ka) Interagency projects; local				
14	assistance	PR–S	A	2,000,000	2,000,000
15	(kb) Interagency projects; state				
16	operations	PR–S	A	238,000	238,000
17	(kd) Transfer of Indian gaming receipts;				
18	work–based learning programs	PR–S	A	594,000	594,000
19	(km) Master logger apprenticeship				
20	grants	PR–S	C	–0–	–0–
21	(kx) Interagency and intra–agency				
22	programs	PR–S	C	79,200	79,200
23	(L) Services for district boards	PR	A	45,500	45,500

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(m) Federal aid, state operations	PR-F	C	3,421,100	3,421,100
2	(n) Federal aid, local assistance	PR-F	C	28,424,300	28,424,300
3	(o) Federal aid, aids to individuals and				
4	organizations	PR-F	C	800,000	800,000
5	(pz) Indirect cost reimbursements	PR-F	C	196,000	196,000
6	(q) Agricultural education consultant	GPR	A	70,500	70,500
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			108,247,300	108,247,300
	PROGRAM REVENUE			37,467,600	37,467,600
	FEDERAL			(32,841,400)	(32,841,400)
	OTHER			(1,565,000)	(1,565,000)
	SERVICE			(3,061,200)	(3,061,200)
	TOTAL-ALL SOURCES			145,714,900	145,714,900
7	(2) EDUCATIONAL APPROVAL BOARD				
8	(g) Proprietary school programs	PR	A	511,700	511,700
9	(gm) Student protection	PR	C	56,600	56,600
10	(i) Closed schools; preservaton of				
11	student records	PR	C	12,100	12,100
	(2) PROGRAM TOTALS				
	PROGRAM REVENUE			580,400	580,400
	OTHER			(580,400)	(580,400)
	TOTAL-ALL SOURCES			580,400	580,400
	20.292 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			108,247,300	108,247,300
	PROGRAM REVENUE			38,048,000	38,048,000
	FEDERAL			(32,841,400)	(32,841,400)
	OTHER			(2,145,400)	(2,145,400)
	SERVICE			(3,061,200)	(3,061,200)
	TOTAL-ALL SOURCES			146,295,300	146,295,300
	Education				
	FUNCTIONAL AREA TOTALS				
	GENERAL PURPOSE REVENUE			6,332,545,000	6,548,909,100
	PROGRAM REVENUE			2,656,764,500	2,637,423,900

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13
FEDERAL			(2,569,492,400)	(2,549,956,300)
OTHER			(59,041,800)	(59,037,300)
SERVICE			(28,230,300)	(28,430,300)
SEGREGATED REVENUE			2,720,579,800	2,769,612,700
FEDERAL			(-0-)	(-0-)
OTHER			(2,720,579,800)	(2,769,612,700)
SERVICE			(-0-)	(-0-)
LOCAL			(-0-)	(-0-)
TOTAL-ALL SOURCES			11,709,889,300	11,955,945,700

1	<b>20.320 Environmental Improvement Fund Program</b>			
2	(1) CLEAN WATER FUND PROGRAM OPERATIONS			
3	(a) Environmental aids — clean water			
4	fund program	GPR	A	-0- -0-
5	(c) Principal repayment and			
6	interest — clean water fund			
7	program	GPR	S	25,535,300 34,403,500
8	(r) Clean water fund program			
9	repayment of revenue obligations	SEG	S	-0- -0-
10	(s) Clean water fund program financial			
11	assistance	SEG	S	-0- -0-
12	(sm) Land recycling loan program			
13	financial assistance	SEG	S	-0- -0-
14	(t) Principal repayment and			
15	interest — clean water fund			
16	program bonds	SEG	A	8,000,000 8,000,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13
1	(u) Principal repayment and				
2	interest — clean water fund				
3	program revenue obligation				
4	repayment	SEG	C	-0-	-0-
5	(x) Clean water fund program financial				
6	assistance; federal	SEG-F	C	-0-	-0-
7	(y) Clean water fund program federal				
8	financial hardship assistance	SEG-F	C	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			25,535,300	34,403,500
	SEGREGATED REVENUE			8,000,000	8,000,000
	FEDERAL			(-0-)	(-0-)
	OTHER			(8,000,000)	(8,000,000)
	TOTAL-ALL SOURCES			33,535,300	42,403,500
9	(2) SAFE DRINKING WATER LOAN PROGRAM OPERATIONS				
10	(c) Principal repayment and				
11	interest — safe drinking water loan				
12	program	GPR	S	2,583,500	4,441,100
13	(s) Safe drinking water loan programs				
14	financial assistance	SEG	S	-0-	-0-
15	(x) Safe drinking water loan programs				
16	financial assistance; federal	SEG-F	C	-0-	-0-
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			2,583,500	4,441,100
	SEGREGATED REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			2,583,500	4,441,100
17	(3) PRIVATE SEWAGE SYSTEM PROGRAM				

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13
1	(q) Private sewage system loans	SEG	C	-0-	-0-
	(3) PROGRAM TOTALS				
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
	20.320 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			28,118,800	38,844,600
	SEGREGATED REVENUE			8,000,000	8,000,000
	FEDERAL			(-0-)	(-0-)
	OTHER			(8,000,000)	(8,000,000)
	TOTAL-ALL SOURCES			36,118,800	46,844,600
2	<b>20.360 Lower Wisconsin State Riverway Board</b>				
3	(1) CONTROL OF LAND DEVELOPMENT AND USE IN THE LOWER WISCONSIN STATE RIVERWAY				
4	(g) Gifts and grants	PR	C	-0-	-0-
5	(q) General program operations —				
6	conservation fund	SEG	A	202,600	202,600
	(1) PROGRAM TOTALS				
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SEGREGATED REVENUE			202,600	202,600
	OTHER			(202,600)	(202,600)
	TOTAL-ALL SOURCES			202,600	202,600
	20.360 DEPARTMENT TOTALS				
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SEGREGATED REVENUE			202,600	202,600
	OTHER			(202,600)	(202,600)
	TOTAL-ALL SOURCES			202,600	202,600
7	<b>20.370 Department of Natural Resources</b>				
8	(1) LAND				
9	(cq) Forestry — reforestation	SEG	C	100,500	100,500
10	(cr) Forestry — recording fees	SEG	C	89,100	89,100

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(cs) Forestry — forest fire emergencies	SEG	C	-0-	-0-
2	(ct) Timber sales contracts – repair and				
3	reimbursement costs	SEG	C	-0-	-0-
4	(cu) Forestry – forestry education				
5	curriculum	SEG	A	350,000	350,000
6	(cx) Forestry–management plans	SEG	C	316,800	316,800
7	(cy) Forestry – cooperating foresters	SEG	C	-0-	-0-
8	(ea) Parks — general program				
9	operations	GPR	A	2,551,600	4,911,000
10	(eq) Parks and forests – operation and				
11	maintenance	SEG	S	-0-	-0-
12	(er) Parks and forests – campground				
13	reservation fees	SEG	C	1,250,000	1,250,000
14	(es) Parks – interpretive programs	SEG	C	-0-	-0-
15	(fb) Endangered resources — general				
16	program operations	GPR	A	-0-	-0-
17	(fc) Endangered resources — Wisconsin				
18	stewardship program	GPR	A	-0-	-0-
19	(fd) Endangered resources — natural				
20	heritage inventory program	GPR	A	257,200	257,200
21	(fe) Endangered resources — general				
22	fund	GPR	S	500,000	500,000
23	(fs) Endangered resources — voluntary				
24	payments; sales, leases, and fees	SEG	C	1,463,700	1,463,700

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(ft) Endangered resources —				
2	application fees	SEG	C	–0–	–0–
3	(gr) Endangered resources program —				
4	gifts and grants; sale of				
5	state-owned lands	SEG	C	–0–	–0–
6	(gt) Habitat conservation plan fees	SEG	C	9,900	9,900
7	(hc) Indemnification agreements	GPR	S	–0–	–0–
8	(hk) Elk management	PR-S	A	92,100	92,100
9	(hq) Elk hunting fees	SEG	C	–0–	–0–
10	(hr) Pheasant restoration	SEG	C	239,200	239,200
11	(hs) Chronic wasting disease				
12	management	SEG	A	–0–	–0–
13	(ht) Wild turkey restoration	SEG	C	784,000	784,000
14	(hu) Wetlands habitat improvement	SEG	C	362,100	362,100
15	(hv) Aquatic and terrestrial resources				
16	inventory	SEG	A	121,600	121,600
17	(hw) Pheasant stocking and propagation	SEG	C	345,600	345,600
18	(iu) Gravel pit reclamation	SEG	C	–0–	–0–
19	(iv) Utility terrain vehicle fees	SEG	C	20,000	–0–
20	(jr) Rental property and equipment —				
21	maintenance and replacement	SEG	C	519,400	519,400
22	(kq) Taxes and assessments;				
23	conservation fund	SEG	A	297,000	297,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(Lk) Reintroduction of whooping cranes	PR-S	A	62,300	62,300
2	(Lq) Trapper education program	SEG	C	49,700	49,700
3	(Lr) Beaver control; fish and wildlife				
4	account	SEG	C	36,200	36,200
5	(Ls) Control of wild animals	SEG	C	283,600	283,600
6	(Lt) Wildlife management	SEG	A	-0-	-0-
7	(Lu) Fish and wildlife habitat	SEG	S	-0-	-0-
8	(ma) General program operations —				
9	state funds	GPR	A	5,200	5,200
10	(mi) General program operations —				
11	private and public sources	PR	C	727,600	745,400
12	(mk) General program operations —				
13	service funds	PR-S	C	774,800	774,800
14	(mq) General program operations —				
15	state snowmobile trails and areas	SEG	A	209,700	209,700
16	(ms) General program operations —				
17	state all-terrain vehicle projects	SEG	A	310,500	310,500
18	(mt) Land preservation and				
19	management – endowment fund	SEG	S	-0-	-0-
20	(mu) General program operations —				
21	state funds	SEG	A	-0-	-0-
22	Land program management	SEG	A	1,063,300	1,063,300
23	Wildlife management	SEG	A	12,653,100	12,653,100
24	Southern forests	SEG	A	5,322,900	5,322,900



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	Parks and recreation	SEG	A	14,286,700	11,824,000
2	Endangered resources	SEG	A	768,800	768,800
3	Facilities and lands	SEG	A	7,413,500	7,413,500
	NET APPROPRIATION			41,508,300	39,045,600
4	(mv) General program operations – state				
5	funds; forestry	SEG	A	51,242,200	51,242,200
6	(my) General program operations —				
7	federal funds	SEG-F	C	-0-	-0-
8	Wildlife management	SEG-F	C	5,499,000	5,499,000
9	Forestry	SEG-F	C	1,461,000	1,461,000
10	Southern forests	SEG-F	C	127,500	127,500
11	Parks and recreation	SEG-F	C	808,700	808,700
12	Endangered resources	SEG-F	C	2,122,500	2,068,400
13	Facilities and lands	SEG-F	C	2,244,700	2,244,700
	NET APPROPRIATION			12,263,400	12,209,300
14	(mz) Forest fire emergencies — federal				
15	funds	SEG-F	C	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			3,314,000	5,673,400
	PROGRAM REVENUE			1,656,800	1,674,600
	OTHER			(727,600)	(745,400)
	SERVICE			(929,200)	(929,200)
	SEGREGATED REVENUE			112,172,500	109,635,700
	FEDERAL			(12,263,400)	(12,209,300)
	OTHER			(99,909,100)	(97,426,400)
	TOTAL-ALL SOURCES			117,143,300	116,983,700
16	(2) AIR AND WASTE				

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(bg) Air management — stationary				
2	sources	PR	A	6,932,900	6,932,900
3	(bh) Air management — state permit				
4	sources	PR	A	2,386,300	2,386,300
5	(bi) Air management — asbestos				
6	management	PR	C	563,800	563,800
7	(bq) Air management — vapor recovery				
8	administration	SEG	A	95,400	95,400
9	(br) Air management — mobile sources	SEG	A	1,393,800	1,393,800
10	(cf) Air management — motor vehicle				
11	emission inspection and				
12	maintenance program, state funds	GPR	A	67,700	67,700
13	(cg) Air management — recovery of				
14	ozone-depleting refrigerants	PR	A	158,000	158,000
15	(ch) Air management — emission				
16	analysis	PR	C	-0-	-0-
17	(ci) Air management — permit review				
18	and enforcement	PR	A	2,243,600	2,243,600
19	(cL) Air waste management —				
20	incinerator operator certification	PR	C	-0-	-0-
21	(dg) Solid waste management — solid				
22	and hazardous waste disposal				
23	administration	PR	C	2,579,900	2,579,900

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011–12</b>	<b>2012–13</b>
1	(dh) Solid waste				
2	management–remediated property	PR	C	872,200	872,200
3	(dq) Solid waste management — waste				
4	management fund	SEG	C	–0–	–0–
5	(dt) Solid waste management — closure				
6	and long–term care	SEG	C	–0–	–0–
7	(du) Solid waste management –				
8	site–specific remediation	SEG	C	–0–	–0–
9	(dv) Solid waste management —				
10	environmental repair; spills;				
11	abandoned containers	SEG	C	2,292,700	2,292,700
12	(dw) Solid waste management —				
13	environmental repair; petroleum				
14	spills; administration	SEG	A	1,674,500	1,674,500
15	(dy) Solid waste management —				
16	corrective action; proofs of financial				
17	responsibility	SEG	C	–0–	–0–
18	(dz) Solid waste management –				
19	assessments and legal action	SEG	C	–0–	–0–
20	(eg) Solid waste facility siting board fee	PR	C	–0–	–0–
21	(eh) Solid waste management — source				
22	reduction review	PR	C	–0–	–0–
23	(eq) Solid waste management – dry				
24	cleaner environmental response	SEG	A	177,700	177,700
25	(fq) Indemnification agreements	SEG	S	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(gh) Mining — mining regulation and				
2	administration	PR	A	76,300	76,300
3	(gr) Solid waste management — mining				
4	programs	SEG	C	-0-	-0-
5	(hq) Recycling; administration	SEG	A	1,606,300	1,582,600
6	(hr) Electronic waste recycling	SEG	C	152,300	128,600
7	(ma) General program operations —				
8	state funds	GPR	A	1,782,300	1,782,300
9	(mi) General program operations —				
10	private and public sources	PR	C	-0-	-0-
11	(mk) General program operations —				
12	service funds	PR-S	C	84,500	84,500
13	(mm) General program operations —				
14	federal funds	PR-F	C	8,494,700	8,468,400
15	(mq) General program operations –				
16	environmental fund	SEG	A	3,406,700	3,406,700
17	(mr) General program operations –				
18	brownfields	SEG	A	304,500	304,500
19	(mu) Petroleum inspection fund				
20	supplement to environmental fund;				
21	environmental repair and well				
22	compensation	SEG	A	985,000	985,000
23	(my) General program operations —				
24	environmental fund; federal funds	SEG-F	C	606,300	606,300

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			1,850,000	1,850,000
	PROGRAM REVENUE			24,392,200	24,365,900
	FEDERAL			(8,494,700)	(8,468,400)
	OTHER			(15,813,000)	(15,813,000)
	SERVICE			(84,500)	(84,500)
	SEGREGATED REVENUE			12,695,200	12,647,800
	FEDERAL			(606,300)	(606,300)
	OTHER			(12,088,900)	(12,041,500)
	TOTAL-ALL SOURCES			38,937,400	38,863,700
1	(3) ENFORCEMENT AND SCIENCE				
2	(ad) Law enforcement – car killed deer;				
3	general fund	GPR	A	400,000	400,000
4	(ak) Law enforcement – snowmobile				
5	enforcement and safety training;				
6	service funds	PR-S	A	1,197,900	1,197,900
7	(aq) Law enforcement — snowmobile				
8	enforcement and safety training	SEG	A	122,000	122,000
9	(ar) Law enforcement — boat				
10	enforcement and safety training	SEG	A	2,984,700	2,951,100
11	(as) Law enforcement — all-terrain				
12	vehicle enforcement	SEG	A	1,293,200	1,278,800
13	(at) Education and safety programs	SEG	C	337,600	337,600
14	(aw) Law enforcement — car kill deer	SEG	A	400,000	400,000
15	(ax) Law enforcement – water resources				
16	enforcement	SEG	A	192,600	189,100
17	(bg) Enforcement — stationary sources	PR	A	106,900	106,900
18	(bL) Operator certification — fees	PR	A	89,800	89,800

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(dg) Environmental impact —				
2	consultant services; printing and				
3	postage costs	PR	C	-0-	-0-
4	(dh) Environmental impact — power				
5	projects	PR	C	26,900	26,900
6	(di) Environmental consulting costs —				
7	federal power projects	PR	A	-0-	-0-
8	(fj) Environmental quality – laboratory				
9	certification	PR	A	754,100	754,100
10	(is) Aquatic invasive species control;				
11	voluntary contributions	SEG	C	69,300	69,300
12	(ma) General program operations —				
13	state funds	GPR	A	3,329,000	3,329,000
14	(mi) General program operations —				
15	private and public sources	PR	C	350,300	350,300
16	(mk) General program operations —				
17	service funds	PR-S	C	1,582,100	1,514,100
18	(mm) General program operations —				
19	federal funds	PR-F	C	554,000	554,000
20	(mq) General program operations —				
21	environmental fund	SEG	A	1,194,000	1,181,100
22	(mr) Recycling; enforcement and				
23	research	SEG	A	298,600	294,800

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13
1	(ms) General program operations –				
2	pollution prevention	SEG	A	84,900	84,900
3	(mt) General program operations,				
4	nonpoint source — environmental				
5	fund	SEG	A	424,500	424,500
6	(mu) General program operations —				
7	state funds	SEG	A	20,302,100	20,082,300
8	(mw) Water resources – public health	SEG	A	24,700	24,700
9	(my) General program operations —				
10	federal funds	SEG-F	C	7,089,500	7,089,500
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			3,729,000	3,729,000
	PROGRAM REVENUE			4,662,000	4,594,000
	FEDERAL			(554,000)	(554,000)
	OTHER			(1,328,000)	(1,328,000)
	SERVICE			(2,780,000)	(2,712,000)
	SEGREGATED REVENUE			34,817,700	34,529,700
	FEDERAL			(7,089,500)	(7,089,500)
	OTHER			(27,728,200)	(27,440,200)
	TOTAL-ALL SOURCES			43,208,700	42,852,700
11	(4) WATER				
12	(ac) Wisconsin River monitoring and				
13	study	GPR	A	150,000	150,000
14	(af) Water resources – remedial action	GPR	C	120,400	120,400
15	(ag) Water resources – pollution credits	PR	C	–0–	–0–
16	(ah) Water resources – Great Lakes				
17	protection fund	PR	C	214,900	214,900
18	(ai) Water resources — water use fees	PR	C	780,800	780,800

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(aj) Water resources — ballast water				
2	discharge permits	PR	C	246,900	246,900
3	(aq) Water resources management –				
4	lake, river and invasive species				
5	management	SEG	A	3,079,100	3,079,100
6	(ar) Water resources – groundwater				
7	management	SEG	B	91,900	91,900
8	(as) Water resources — trading water				
9	pollution credits	SEG	C	–0–	–0–
10	(at) Watershed — nonpoint source				
11	contracts	SEG	B	997,600	997,600
12	(au) Cooperative remedial action;				
13	contributions	SEG	C	–0–	–0–
14	(av) Cooperative remedial action;				
15	interest on contributions	SEG	S	–0–	–0–
16	(bg) Water regulation and zoning –				
17	computer access fees	PR	C	–0–	–0–
18	(bh) Water regulation and zoning —				
19	dam inspections and safety				
20	administration; general fund	PR	A	–0–	–0–
21	(bi) Water regulation and zoning – fees	PR	C	1,025,300	1,025,300
22	(bj) Storm water management – fees	PR	A	1,909,300	1,909,300
23	(bL) Wastewater management – fees	PR	C	133,200	133,200



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(br) Water regulation and zoning —				
2	dam safety & wetland mapping;				
3	conservation fund	SEG	A	673,400	673,400
4	(cg) Groundwater quantity				
5	administration	PR	A	505,200	505,200
6	(ch) Groundwater quantity research	PR	B	84,500	84,500
7	(kk) Fishery resources for ceded				
8	territories	PR-S	A	167,600	167,600
9	(kr) Commercial fish protection and				
10	Great Lakes resource surcharges	SEG	C	25,000	25,000
11	(ku) Great Lakes trout and salmon	SEG	C	1,632,600	1,632,600
12	(kv) Trout habitat improvement	SEG	C	1,405,500	1,405,500
13	(kw) Sturgeon stock and habitat	SEG	C	199,700	199,700
14	(ky) Sturgeon stock and habitat – inland				
15	waters	SEG	C	60,000	60,000
16	(ma) General program operations – state				
17	funds	GPR	A	-0-	-0-
18	Watershed management	GPR	A	11,719,200	11,719,200
19	Fisheries management	GPR	A	126,200	126,200
20	Drinking water and groundwater	GPR	A	2,474,700	2,474,700
21	Water program management	GPR	A	1,118,200	1,118,200
	NET APPROPRIATION			15,438,300	15,438,300
22	(mi) General program operations –				
23	private and public sources	PR	C	238,800	238,800

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(mk) General program operations —				
2	service funds	PR-S	C	516,300	516,300
3	(mm) General program operations –				
4	federal funds	PR-F	C	-0-	-0-
5		PR-F	C	-0-	-0-
6	Watershed management	PR-F	C	11,275,100	11,275,100
7	Fisheries management	PR-F	C	229,300	229,300
8	Drinking water and groundwater	PR-F	C	4,997,700	4,997,700
	NET APPROPRIATION			16,502,100	16,502,100
9	(mq) General program operations –				
10	environmental fund	SEG	A	-0-	-0-
11	Watershed management	SEG	A	1,997,500	1,997,500
12	Drinking water and groundwater	SEG	A	2,289,600	2,289,600
13	Water program management	SEG	A	-0-	-0-
	NET APPROPRIATION			4,287,100	4,287,100
14	(mr) General program operations,				
15	nonpoint source	SEG	A	583,500	583,500
16	(mt) General program				
17	operations–environmental				
18	improvement programs; state funds	SEG	A	738,200	738,200
19	(mu) General program operations – state				
20	funds	SEG	A	16,406,400	16,406,400

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13	
1	(mw) Petroleum inspection fund					
2	supplement to environmental fund;					
3	groundwater management	SEG	A	719,800	719,800	
4	(mx) General program operations – clean					
5	water fund program; federal funds	SEG-F	C	802,300	802,300	
6	(my) General program operations –					
7	environmental fund – federal funds	SEG-F	C	-0-	-0-	
8	(mz) General program operations –					
9	federal funds	SEG-F	C	5,677,300	5,677,300	
10	(nz) General program operations–safe					
11	drinking water loan programs;					
12	federal funds	SEG-F	C	2,026,700	2,026,700	
	(4) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUE			15,708,700	15,708,700	
	PROGRAM REVENUE			22,324,900	22,324,900	
	FEDERAL			(16,502,100)	(16,502,100)	
	OTHER			(5,138,900)	(5,138,900)	
	SERVICE			(683,900)	(683,900)	
	SEGREGATED REVENUE			39,406,100	39,406,100	
	FEDERAL			(8,506,300)	(8,506,300)	
	OTHER			(30,899,800)	(30,899,800)	
	TOTAL-ALL SOURCES			77,439,700	77,439,700	
13	(5) CONSERVATION AIDS					
14	(ac) Resource aids – Milwaukee Public					
15	Museum	GPR	A	-0-	-0-	
16	(ad) Resource aids — interpretive center	GPR	A	22,800	22,800	
17	(aq) Resource aids – Canadian agencies					
18	migratory waterfowl aids	SEG	C	167,500	167,500	

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(ar) Resource aids – county				
2	conservation aids	SEG	C	148,500	148,500
3	(as) Recreation aids – fish, wildlife and				
4	forestry recreation aids	SEG	C	112,200	112,200
5	(at) Ice age trail area grants	SEG	A	74,200	74,200
6	(au) Resource aids – Ducks Unlimited,				
7	Inc., payments	SEG	C	–0–	–0–
8	(av) Resource aids – forest grants	SEG	B	1,147,900	1,147,900
9	(aw) Resource aids — nonprofit				
10	conservation organizations	SEG	C	222,400	222,400
11	(ax) Resource aids – forestry	SEG	A	148,500	148,500
12	(ay) Resource aids – urban land				
13	conservation	SEG	A	74,200	74,200
14	(az) Resource aids — urban forestry				
15	grants	SEG	B	524,600	524,600
16	(bq) Resource aids – county forest loans;				
17	severance share payments	SEG	C	100,000	100,000
18	(br) Resource aids – forest croplands				
19	and managed forest land aids	SEG	A	1,237,500	1,237,500
20	(bs) Resource aids – county forest loans	SEG	A	616,200	616,200
21	(bt) Resource aids – county forest				
22	project loans	SEG	C	396,000	396,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(bu) Resource aids – county forest				
2	project loans; severance share				
3	payments	SEG	C	350,000	350,000
4	(bv) Resource aids — county forests,				
5	forest croplands and managed				
6	forest land aids	SEG	S	1,416,400	1,416,400
7	(bw) Resource aids — county sustainable				
8	forestry and county forest adm.				
9	grants	SEG	B	1,576,900	1,576,900
10	(bx) Resource aids – national forest				
11	income aids	SEG-F	C	782,200	782,200
12	(by) Resource aids — fire suppression				
13	grants	SEG	A	170,000	170,000
14	(bz) Resource aids – forestry outdoor				
15	activity grants	SEG	C	-0-	-0-
16	(cb) Recreation aids – snowmobile trail				
17	and area aids; general fund	GPR	A	-0-	-0-
18	(cq) Recreation aids – recreational				
19	boating and other projects	SEG	C	400,000	400,000
20	(cr) Recreation aids – county				
21	snowmobile trail and area aids	SEG	C	2,475,400	2,475,400
22	(cs) Recreation aids – snowmobile trail				
23	areas	SEG	C	5,078,100	5,104,700

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011–12</b>	<b>2012–13</b>
1	(ct) Recreation aids – all-terrain				
2	vehicle project aids; gas tax				
3	payment	SEG	C	1,880,100	1,892,600
4	(cu) Recreation aids — all-terrain				
5	vehicle project aids	SEG	C	1,670,000	1,670,000
6	(cv) Recreation aids — all terrain				
7	vehicle landowner incentive				
8	program	SEG	B	405,900	405,900
9	(cw) Recreation aids – supplemental				
10	snowmobile trail aids	SEG	C	784,000	800,000
11	(cx) Recreation aids — all-terrain				
12	vehicle safety program	SEG	A	297,000	297,000
13	(cy) Recreation and resource aids,				
14	federal funds	SEG–F	C	3,162,100	3,162,100
15	(da) Aids in lieu of taxes – general fund	GPR	S	8,240,000	8,240,000
16	(dq) Aids in lieu of taxes – sum				
17	sufficient	SEG	S	780,000	780,000
18	(dr) Aids in lieu of taxes – sum certain	SEG	A	4,843,000	5,470,000
19	(dx) Resource aids — payment in lieu of				
20	taxes; federal	SEG–F	C	440,000	440,000
21	(ea) Enforcement aids — spearfishing				
22	enforcement	GPR	C	–0–	–0–
23	(eq) Enforcement aids — boating				
24	enforcement	SEG	A	1,386,000	1,386,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(er) Enforcement aids — all-terrain				
2	vehicle enforcement	SEG	A	495,000	495,000
3	(es) Enforcement aids — snowmobiling				
4	enforcement	SEG	A	396,000	396,000
5	(ex) Enforcement aids — federal funds	SEG-F	C	-0-	-0-
6	(fq) Wildlife damage claims and				
7	abatement	SEG	C	3,300,000	3,300,000
8	(fr) Wildlife abatement and control				
9	grants	SEG	B	24,700	24,700
10	(fs) Venison processing	SEG	B	594,000	594,000
11	(ft) Venison processing; voluntary				
12	contributions	SEG	C	14,800	14,800
	(5) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			8,262,800	8,262,800
	SEGREGATED REVENUE			37,691,300	38,373,400
	FEDERAL			(4,384,300)	(4,384,300)
	OTHER			(33,307,000)	(33,989,100)
	TOTAL-ALL SOURCES			45,954,100	46,636,200
13	(6) ENVIRONMENTAL AIDS				
14	(aa) Environmental aids – nonpoint				
15	source	GPR	B	709,100	709,100
16	(ac) Lake Koshkonong study	GPR	A	-0-	-0-
17	(ar) Environmental aids – lake				
18	protection	SEG	C	2,452,600	2,452,600
19	(as) Environmental aids — invasive				
20	aquatic species and lake monitoring	SEG	B	4,029,100	4,029,100

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011–12</b>	<b>2012–13</b>
1	(au) Environmental aids — river				
2	protection; environmental fund	SEG	A	–0–	–0–
3	(av) Environmental aids – river				
4	protection; conservation fund	SEG	A	289,500	289,500
5	(aw) Environmental aids – river				
6	protection, nonprofit organization				
7	contracts	SEG	C	69,200	69,200
8	(bj) Environmental aids — waste				
9	reduction and recycling grants and				
10	gifts	PR	C	–0–	–0–
11	(bk) Environmental aids — wastewater				
12	and drinking water grant	PR–S	A	–0–	–0–
13	(bu) Financial assistance for responsible				
14	units	SEG	A	19,000,000	19,000,000
15	(bw) Recycling consolidation grants	SEG	A	1,000,000	1,000,000
16	(ca) Environmental aids – scenic urban				
17	waterways	GPR	C	–0–	–0–
18	(cm) Environmental aids – federal funds	PR–F	C	–0–	–0–
19	(cr) Environmental aids – compensation				
20	for well contamination and				
21	abandonment	SEG	C	276,000	276,000
22	(da) Environmental planning aids –				
23	local water quality planning	GPR	A	227,400	227,400
24	(dm) Environmental planning aids –				
25	federal funds	PR–F	C	150,000	150,000



	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13
1	(dq) Environmental aids — urban				
2	nonpoint source	SEG	B	1,313,200	1,313,200
3	(ef) Brownfields revolving loan				
4	repayments	PR	C	-0-	-0-
5	(eg) Groundwater mitigation and local				
6	assistance	PR	C	432,600	432,600
7	(eh) Brownfields revolving loan funds				
8	administered for other entity	PR	C	-0-	-0-
9	(em) Federal brownfields revolving loan				
10	funds	PR-F	C	1,000,000	1,000,000
11	(eq) Environmental aids – dry cleaner				
12	environmental response	SEG	B	2,236,400	763,600
13	(ev) Reimbursement for disposal of				
14	contaminated sediment	SEG	A	-0-	-0-
	(6) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			936,500	936,500
	PROGRAM REVENUE			1,582,600	1,582,600
	FEDERAL			(1,150,000)	(1,150,000)
	OTHER			(432,600)	(432,600)
	SERVICE			(-0-)	(-0-)
	SEGREGATED REVENUE			30,666,000	29,193,200
	OTHER			(30,666,000)	(29,193,200)
	TOTAL-ALL SOURCES			33,185,100	31,712,300
15	(7) DEBT SERVICE AND DEVELOPMENT				
16	(aa) Resource acquisition and				
17	development – principal repayment				
18	and interest	GPR	S	33,650,800	67,013,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(ac) Principal repayment and interest –				
2	recreational boating bonds	GPR	S	–0–	–0–
3	(ag) Land acquisition – principal				
4	repayment and interest	PR	C	–0–	–0–
5	(aq) Resource acquisition and				
6	development – principal repayment				
7	and interest	SEG	S	16,600	16,600
8	(ar) Dam repair and removal – principal				
9	repayment and interest	SEG	S	481,200	515,600
10	(at) Recreation development – principal				
11	repayment and interest	SEG	S	–0–	–0–
12	(au) State forest acquisition and				
13	development — principal				
14	repayment and interest	SEG	A	13,500,000	13,500,000
15	(bq) Principal repayment and interest –				
16	remedial action	SEG	S	3,865,600	4,062,600
17	(br) Principal repayment and interest –				
18	contaminated sediment	SEG	S	696,100	1,045,600
19	(cb) Principal repayment and interest –				
20	pollution abatement bonds	GPR	S	9,324,700	9,311,900
21	(cc) Principal repayment and				
22	interest — combined sewer				
23	overflow; pollution abatement				
24	bonds	GPR	S	3,879,000	4,970,200

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(cd) Principal repayment and interest –				
2	municipal clean drinking water				
3	grants	GPR	S	975,400	270,500
4	(cg) Principal repayment and interest –				
5	nonpoint repayments	PR	C	-0-	-0-
6	(cq) Principal repayment and				
7	interest — nonpoint source grants	SEG	S	8,437,600	8,508,000
8	(cr) Principal repayment and				
9	interest — nonpoint source	SEG	S	832,000	1,036,200
10	(cs) Principal repayment and				
11	interest — urban nonpoint source				
12	cost-sharing	SEG	S	2,403,000	2,537,400
13	(ct) Principal and interest — pollution				
14	abatement, environmental fund	SEG	A	8,000,000	8,000,000
15	(ea) Administrative facilities – principal				
16	repayment and interest	GPR	S	427,800	888,800
17	(eq) Administrative facilities – principal				
18	repayment and interest	SEG	S	4,713,200	5,148,300
19	(er) Administrative facilities —				
20	principal repayment and interest;				
21	environmental fund	SEG	S	635,700	659,300
22	(fa) Resource maintenance and				
23	development – state funds	GPR	C	755,600	755,600

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(fk) Resource acquisition and				
2	development – service funds;				
3	transportation moneys	PR-S	C	990,000	990,000
4	(fr) Resource acquisition and				
5	development — boating access to				
6	southeastern lakes	SEG	C	92,400	92,400
7	(fs) Resource acquisition and				
8	development – state funds	SEG	C	889,100	889,100
9	(ft) Resource acquisition and				
10	development – boating access	SEG	C	184,800	184,800
11	(fu) Resource acquisition and				
12	development — nonmotorized				
13	boating improvements	SEG	C	-0-	-0-
14	(fw) Resource acquisition and				
15	development — Mississippi and St.				
16	Croix rivers management	SEG	C	57,700	57,700
17	(fy) Resource acquisition and				
18	development — federal funds	SEG-F	C	9,120,000	9,120,000
19	(gg) Ice age trail – gifts and grants	PR	C	-0-	-0-
20	(gq) State trails – gifts and grants	SEG	C	-0-	-0-
21	(ha) Facilities acquisition, development				
22	and maintenance	GPR	C	144,400	144,400
23	(hq) Facilities acquisition, development				
24	and maintenance — conservation				
25	fund	SEG	C	372,400	372,400

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13	
1	(jr) Rental property and equipment –					
2	maintenance and replacement	SEG	C	180,000	180,000	
3	(mc) Resource maintenance and					
4	development – state park, forest,					
5	and riverway roads	GPR	C	2,658,100	2,658,100	
6	(mi) General program operations –					
7	private and public sources	PR	C	–0–	–0–	
8	(mk) General program operations –					
9	service funds	PR-S	C	–0–	–0–	
	(7) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUE			51,815,800	86,012,500	
	PROGRAM REVENUE			990,000	990,000	
	OTHER			(–0–)	(–0–)	
	SERVICE			(990,000)	(990,000)	
	SEGREGATED REVENUE			54,477,400	55,926,000	
	FEDERAL			(9,120,000)	(9,120,000)	
	OTHER			(45,357,400)	(46,806,000)	
	TOTAL-ALL SOURCES			107,283,200	142,928,500	
10	(8) ADMINISTRATION AND TECHNOLOGY					
11	(ir) Promotional activities and					
12	publications	SEG	C	82,200	82,200	
13	(iw) Statewide recycling administration	SEG	A	407,200	407,200	
14	(ma) General program operations —					
15	state funds	GPR	A	2,638,600	2,638,600	
16	(mg) General program operations —					
17	stationary sources	PR	A	–0–	–0–	
18	(mi) General program operations —					
19	private and public sources	PR	C	–0–	–0–	

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>	
1	(mk) General program operations —					
2	service funds	PR-S	C	4,364,600	4,364,600	
3	(mq) General program operations —					
4	mobile sources	SEG	A	878,100	878,100	
5	(mr) General program operations –					
6	environmental improvement fund	SEG	A	343,500	343,500	
7	(mt) Equipment pool operations	SEG-S	C	-0-	-0-	
8	(mu) General program operations —					
9	state funds	SEG	A	15,528,400	15,528,400	
10	(mv) General program operations —					
11	environmental fund	SEG	A	1,443,300	1,443,300	
12	(mz) Indirect cost reimbursements	SEG-F	C	7,175,100	7,102,700	
13	(ni) Geographic information systems,					
14	general program operations – other					
15	funds	PR	C	32,700	32,700	
16	(nk) Geographic information systems,					
17	general program operations —					
18	service funds	PR-S	C	1,464,100	1,464,100	
19	(zq) Gifts and donations	SEG	C	-0-	-0-	
	(8) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUE			2,638,600	2,638,600	
	PROGRAM REVENUE			5,861,400	5,861,400	
	OTHER			(32,700)	(32,700)	
	SERVICE			(5,828,700)	(5,828,700)	
	SEGREGATED REVENUE			25,857,800	25,785,400	
	FEDERAL			(7,175,100)	(7,102,700)	
	OTHER			(18,682,700)	(18,682,700)	
	SERVICE			(-0-)	(-0-)	
	TOTAL-ALL SOURCES			34,357,800	34,285,400	

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(9) CUSTOMER ASSISTANCE AND EXTERNAL RELATIONS				
2	(eg) Gifts and grants; environmental				
3	management systems	PR	C	-0-	-0-
4	(gb) Education programs – program fees	PR	B	94,400	94,400
5	(hk) Approval fees to Lac du Flambeau				
6	band–service funds	PR-S	A	84,500	84,500
7	(hs) Approval fees from Lac du				
8	Flambeau band	SEG	C	-0-	-0-
9	(ht) Approval fees to Lac du Flambeau				
10	band	SEG	S	-0-	-0-
11	(hu) Handling and other fees	SEG	C	152,500	152,500
12	(hv) Fee amounts for statewide				
13	automated issuing system	SEG	C	2,863,100	2,863,100
14	(iq) Natural resources magazine	SEG	C	979,700	979,700
15	(is) Statewide recycling administration	SEG	A	210,500	210,500
16	(ma) General program operations – state				
17	funds	GPR	A	1,573,400	1,573,400
18	(mh) General programs operations —				
19	stationary sources	PR	A	185,300	185,300
20	(mi) General program operations —				
21	private and public sources	PR	C	79,700	79,700
22	(mk) General program operations —				
23	service funds	PR-S	C	1,500,000	1,500,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(mm) General program operations –				
2	federal funds	PR-F	C	1,033,000	1,033,000
3	(mq) General program operations –				
4	mobile sources	SEG	A	30,400	30,400
5	(mt) Aids administration —				
6	environmental improvement				
7	programs; state funds	SEG	A	1,313,000	1,313,000
8	(mu) General program operations – state				
9	funds	SEG	A	9,512,400	9,512,400
10	(mv) General program operations —				
11	environmental fund	SEG	A	1,054,200	1,054,200
12	(mw) Aids administration – snowmobile				
13	recreation	SEG	A	191,500	191,500
14	(mx) Aids administration – clean water				
15	fund program; federal funds	SEG-F	C	1,196,700	1,196,700
16	(my) General program operations –				
17	federal funds	SEG-F	C	302,600	302,600
18	(mz) Indirect cost reimbursements	SEG-F	C	963,400	963,400
19	(nq) Aids administration – dry cleaner				
20	environmental response	SEG	A	83,900	83,900
21	(ny) Aids administration – safe drinking				
22	water loan programs; federal funds	SEG-F	C	166,800	166,800
	(9) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			1,573,400	1,573,400
	PROGRAM REVENUE			2,976,900	2,976,900
	FEDERAL			(1,033,000)	(1,033,000)
	OTHER			(359,400)	(359,400)



STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13
SERVICE			(1,584,500)	(1,584,500)
SEGREGATED REVENUE			19,020,700	19,020,700
FEDERAL			(2,629,500)	(2,629,500)
OTHER			(16,391,200)	(16,391,200)
TOTAL-ALL SOURCES			23,571,000	23,571,000
20.370 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			89,828,800	126,384,900
PROGRAM REVENUE			64,446,800	64,370,300
FEDERAL			(27,733,800)	(27,707,500)
OTHER			(23,832,200)	(23,850,000)
SERVICE			(12,880,800)	(12,812,800)
SEGREGATED REVENUE			366,804,700	364,518,000
FEDERAL			(51,774,400)	(51,647,900)
OTHER			(315,030,300)	(312,870,100)
SERVICE			(-0-)	(-0-)
TOTAL-ALL SOURCES			521,080,300	555,273,200
<b>1 20.373 Fox River Navigational System Authority</b>				
2 (1) INITIAL COSTS				
3 (g) Administration, operation, repair,				
4 and rehabilitation	PR	C	-0-	-0-
5 (r) Establishment and operation	SEG	C	125,400	125,400
(1) PROGRAM TOTALS				
PROGRAM REVENUE			-0-	-0-
OTHER			(-0-)	(-0-)
SEGREGATED REVENUE			125,400	125,400
OTHER			(125,400)	(125,400)
TOTAL-ALL SOURCES			125,400	125,400
20.373 DEPARTMENT TOTALS				
PROGRAM REVENUE			-0-	-0-
OTHER			(-0-)	(-0-)
SEGREGATED REVENUE			125,400	125,400
OTHER			(125,400)	(125,400)
TOTAL-ALL SOURCES			125,400	125,400
<b>6 20.375 Lower Fox River Remediation Authority</b>				
7 (1) INITIAL COSTS				

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(a) Initial costs	GPR	B	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
	20.375 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
2	<b>20.380 Department of Tourism</b>				
3	(1) TOURISM DEVELOPMENT AND PROMOTION				
4	(a) General program operations	GPR	A	2,756,100	2,756,100
5	(b) Tourism marketing; general				
6	purpose revenue	GPR	B	1,172,000	1,172,100
7	(g) Gifts, grants and proceeds	PR	C	7,300	7,300
8	(h) Tourism promotion; sale of surplus				
9	property receipts	PR	C	-0-	-0-
10	(ig) Golf promotion	PR	C	-0-	-0-
11	(ir) Payments to the WPGA Junior				
12	Foundation	PR	C	-0-	-0-
13	(j) Tourism promotion – private and				
14	public sources	PR	C	99,000	99,000
15	(k) Sale of materials or services	PR-S	C	-0-	-0-
16	(ka) Sale of materials and services–local				
17	assistance	PR-S	C	-0-	-0-
18	(kb) Sale of materials and				
19	services–individuals and				
20	organizations	PR-S	C	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>	
1	(kc) Marketing clearinghouse charges	PR-S	A	-0-	-0-	
2	(kg) Tourism marketing; gaming					
3	revenue	PR-S	B	9,397,900	9,397,900	
4	(km) Grants for regional tourist					
5	information centers	PR-S	A	160,000	160,000	
6	(m) Federal aid, state operations	PR-F	C	-0-	-0-	
7	(n) Federal aid, local assistance	PR-F	C	-0-	-0-	
8	(o) Federal aid, individuals and					
9	organizations	PR-F	C	-0-	-0-	
10	(q) Administrative					
11	services-conservation fund	SEG	A	12,100	12,100	
12	(w) Tourism marketing; transportation					
13	fund	SEG	B	1,595,900	1,595,900	
	(1) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUE			3,928,100	3,928,200	
	PROGRAM REVENUE			9,664,200	9,664,200	
	FEDERAL			(-0-)	(-0-)	
	OTHER			(106,300)	(106,300)	
	SERVICE			(9,557,900)	(9,557,900)	
	SEGREGATED REVENUE			1,608,000	1,608,000	
	OTHER			(1,608,000)	(1,608,000)	
	TOTAL-ALL SOURCES			15,200,300	15,200,400	
14	(2) KICKAPOO VALLEY RESERVE					
15	(ip) Kickapoo reserve management					
16	board; program services	PR	C	160,500	160,500	
17	(ir) Kickapoo reserve management					
18	board; gifts and grants	PR	C	-0-	-0-	

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>	
1	(kc) Kickapoo valley reserve; law					
2	enforcement services	PR-S	A	30,100	30,100	
3	(ms) Kickapoo reserve management					
4	board; federal aid	PR-F	C	-0-	-0-	
5	(q) Kickapoo reserve management					
6	board; general program operations	SEG	A	420,300	420,300	
7	(r) Kickapoo valley reserve; aids in lieu					
8	of taxes	SEG	S	351,000	356,000	
		(2) PROGRAM TOTALS				
	PROGRAM REVENUE			190,600	190,600	
	FEDERAL			(-0-)	(-0-)	
	OTHER			(160,500)	(160,500)	
	SERVICE			(30,100)	(30,100)	
	SEGREGATED REVENUE			771,300	776,300	
	OTHER			(771,300)	(776,300)	
	TOTAL-ALL SOURCES			961,900	966,900	
9	(3) SUPPORT OF ART PROJECTS					
10	(a) General program operations	GPR	A	270,000	270,000	
11	(b) State aid for the arts	GPR	A	359,300	359,300	
12	(c) Portraits of governors	GPR	A	-0-	-0-	
13	(d) Challenge grant program	GPR	A	-0-	-0-	
14	(e) High Point fund	GPR	A	-0-	-0-	
15	(f) Wisconsin regranting program	GPR	A	116,700	116,700	
16	(g) Gifts and grants; state operations	PR	C	20,000	20,000	
17	(h) Gifts and grants; aids to individuals					
18	and organizations	PR	C	-0-	-0-	
19	(j) Support of arts programs	PR	C	-0-	-0-	

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13
1	(km) State aid for the arts; Indian				
2	gaming receipts	PR-S	A	24,900	24,900
3	(m) Federal grants; state operations	PR-F	C	231,000	231,000
4	(o) Federal grants; aids to individuals				
5	and organizations	PR-F	C	524,500	524,500
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			746,000	746,000
	PROGRAM REVENUE			800,400	800,400
	FEDERAL			(755,500)	(755,500)
	OTHER			(20,000)	(20,000)
	SERVICE			(24,900)	(24,900)
	TOTAL-ALL SOURCES			1,546,400	1,546,400
	20.380 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			4,674,100	4,674,200
	PROGRAM REVENUE			10,655,200	10,655,200
	FEDERAL			(755,500)	(755,500)
	OTHER			(286,800)	(286,800)
	SERVICE			(9,612,900)	(9,612,900)
	SEGREGATED REVENUE			2,379,300	2,384,300
	OTHER			(2,379,300)	(2,384,300)
	TOTAL-ALL SOURCES			17,708,600	17,713,700
6	<b>20.395 Department of Transportation</b>				
7	(1) AIDs				
8	(ar) Corrections of transportation aid				
9	payments	SEG	S	-0-	-0-
10	(as) Transportation aids to counties,				
11	state funds	SEG	A	103,966,500	102,615,600
12	(at) Transportation aids to				
13	municipalities, state funds	SEG	A	318,705,800	308,904,300
14	(bq) Intercity bus assistance; state				
15	funds	SEG	C	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011–12</b>	<b>2012–13</b>
1	(br) Milwaukee urban area rail transit				
2	system planning study; state funds	SEG	A	–0–	–0–
3	(bs) Transportation employment and				
4	mobility, state funds	SEG	C	332,600	332,600
5	(bt) Urban rail transit system grants	SEG	C	–0–	–0–
6	(bv) Transit and other				
7	transportation–related aids, local				
8	funds	SEG–L	C	110,000	110,000
9	(bx) Transit and other				
10	transportation–related aids, federal				
11	funds	SEG–F	C	38,000,000	38,000,000
12	(ck) Tribal elderly transportation grants	PR–S	A	247,500	247,500
13	(cq) Elderly and disabled capital aids,				
14	state funds	SEG	C	912,700	912,700
15	(cr) Elderly and disabled county aids,				
16	state funds	SEG	A	13,623,400	13,623,400
17	(cv) Elderly and disabled aids, local				
18	funds	SEG–L	C	605,500	605,500
19	(cx) Elderly and disabled aids, federal				
20	funds	SEG–F	C	1,500,000	1,500,000
21	(ex) Highway safety, local assistance,				
22	federal funds	SEG–F	C	1,700,000	1,700,000
23	(fq) Connecting highways aids, state				
24	funds	SEG	A	12,063,500	12,063,500

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011–12</b>	<b>2012–13</b>	
1	(fs) Flood damage aids, state funds	SEG	S	600,000	600,000	
2	(ft) Lift bridge aids, state funds	SEG	B	2,659,200	2,659,200	
3	(fu) County forest road aids, state funds	SEG	A	284,700	284,700	
4	(gq) Expressway policing aids, state					
5	funds	SEG	A	1,023,900	1,023,900	
6	(gt) Soo Locks improvements, state					
7	funds	SEG	A	–0–	–0–	
8	(hq) Paratransit aids	SEG	A	2,500,000	2,500,000	
9	(hr) Tier B transit operating aids, state					
10	funds	SEG	A	25,206,200	23,267,200	
11	(hs) Tier C transit operating aids, state					
12	funds	SEG	A	5,705,900	5,267,000	
13	(ht) Tier A–1 transit operating aids,					
14	state funds	SEG	A	66,868,600	61,724,900	
15	(hu) Tier A–2 transit operating aids,					
16	state funds	SEG	A	17,570,800	16,219,200	
17	(hw) Tier A–3 transit operating aids,					
18	state funds	SEG	A	–0–	–0–	
19	(ig) Professional football stadium					
20	maintenance and operating costs,					
21	state funds	PR	C	–0–	–0–	
22	(ih) Child abuse and neglect prevention,					
23	state funds	PR	C	–0–	–0–	
		(1) PROGRAM TOTALS				
	PROGRAM REVENUE			247,500	247,500	
	OTHER			(–0–)	(–0–)	

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
	SERVICE			(247,500)	(247,500)
	SEGREGATED REVENUE			613,939,300	593,913,700
	FEDERAL			(41,200,000)	(41,200,000)
	OTHER			(572,023,800)	(551,998,200)
	LOCAL			(715,500)	(715,500)
	TOTAL-ALL SOURCES			614,186,800	594,161,200
1	(2) LOCAL TRANSPORTATION ASSISTANCE				
2	(aq) Accelerated local bridge				
3	improvement assistance, state				
4	funds	SEG	C	-0-	-0-
5	(av) Accelerated local bridge				
6	improvement assistance, local				
7	funds	SEG-L	C	-0-	-0-
8	(ax) Accelerated local bridge				
9	improvement assistance, federal				
10	funds	SEG-F	C	-0-	-0-
11	(bq) Rail service assistance, state funds	SEG	C	596,200	646,200
12	(bu) Freight rail infrastructure				
13	improvements, state funds	SEG	C	-0-	-0-
14	(bv) Rail service assistance, local funds	SEG-L	C	500,000	500,000
15	(bw) Freight rail assistance loan				
16	repayments, local funds	SEG-L	C	4,000,000	4,000,000
17	(bx) Rail service assistance, federal				
18	funds	SEG-F	C	50,000	50,000
19	(cq) Harbor assistance, state funds	SEG	C	571,200	571,200
20	(cr) Rail passenger service, state funds	SEG	C	4,600,000	7,198,800



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(cs) Harbor assistance, federal funds	SEG-F	C	-0-	-0-
2	(ct) Passenger railroad station				
3	improvement and commuter rail				
4	transit system grants, state funds	SEG	B	-0-	-0-
5	(cu) Passenger railroad station				
6	improvement and commuter rail				
7	transit system grants, local funds	SEG-L	C	-0-	-0-
8	(cv) Rail passenger service, local funds	SEG-L	C	-0-	-0-
9	(cw) Harbor assistance, local funds	SEG-L	C	-0-	-0-
10	(cx) Rail passenger service, federal				
11	funds	SEG-F	C	4,300,000	4,488,700
12	(dq) Aeronautics assistance, state funds	SEG	C	13,145,100	13,145,100
13	(ds) Aviation career education, state				
14	funds	SEG	A	157,300	157,300
15	(dv) Aeronautics assistance, local funds	SEG-L	C	42,000,000	42,000,000
16	(dx) Aeronautics assistance, federal				
17	funds	SEG-F	C	73,939,900	73,939,900
18	(eq) Highway and local bridge				
19	improvement assistance, state				
20	funds	SEG	C	8,459,000	8,459,000
21	(ev) Local bridge improvement and				
22	traffic marking enhancement				
23	assistance, local and transferred				
24	funds	SEG-L	C	8,780,400	8,780,400

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(ex) Local bridge improvement				
2	assistance, federal funds	SEG-F	C	24,409,600	24,409,600
3	(fb) Local roads for job preservation,				
4	state funds	GPR	C	-0-	-0-
5	(fr) Local roads improvement program,				
6	state funds	SEG	C	16,197,000	16,197,000
7	(ft) Local roads improvement program;				
8	discretionary grants, state funds	SEG	C	16,836,000	16,836,000
9	(fv) Local transportation facility				
10	improvement assistance, local				
11	funds	SEG-L	C	38,895,500	38,895,500
12	(fx) Local transportation facility				
13	improvement assistance, federal				
14	funds	SEG-F	C	72,238,000	72,238,000
15	(fz) Local roads for job preservation,				
16	federal funds	SEG-F	C	-0-	-0-
17	(gj) Railroad crossing protection				
18	installation and maintenance, state				
19	funds	SEG	C	-0-	-0-
20	(gq) Railroad crossing improvement and				
21	protection maintenance, state funds	SEG	A	2,112,000	2,112,000
22	(gr) Railroad crossing improvement and				
23	protection installation, state funds	SEG	C	1,595,700	1,595,700
24	(gs) Railroad crossing repair assistance,				
25	state funds	SEG	C	234,700	234,700

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(gv) Railroad crossing improvement,				
2	local funds	SEG-L	C	-0-	-0-
3	(gx) Railroad crossing improvement,				
4	federal funds	SEG-F	C	3,291,800	3,291,800
5	(hq) Multimodal transportation studies,				
6	state funds	SEG	C	-0-	-0-
7	(hx) Multimodal transportation studies,				
8	federal funds	SEG-F	C	-0-	-0-
9	(iq) Transportation facilities economic				
10	assistance and development, state				
11	funds	SEG	C	3,402,600	3,402,600
12	(iv) Transportation facilities economic				
13	assistance and development, local				
14	funds	SEG-L	C	3,588,700	3,588,700
15	(iw) Transportation facility				
16	improvement loans, local funds	SEG-L	C	-0-	-0-
17	(ix) Transportation facilities economic				
18	assistance and development,				
19	federal funds	SEG-F	C	-0-	-0-
20	(kv) Congestion mitigation and air				
21	quality improvement, local funds	SEG-L	C	3,124,700	3,124,700
22	(kx) Congestion mitigation and air				
23	quality improvement, federal funds	SEG-F	C	11,619,000	11,619,000
24	(mq) Astronautics assistance, state funds	SEG	C	10,000	-0-
25	(mv) Astronautics assistance, local funds	SEG-L	C	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011–12</b>	<b>2012–13</b>
1	(mx) Astronautics assistance, federal				
2	funds	SEG–F	C	–0–	–0–
3	(nv) Transportation enhancement				
4	activities, local funds	SEG–L	C	1,682,600	1,682,600
5	(nx) Transportation enhancement				
6	activities, federal funds	SEG–F	C	6,251,600	6,251,600
7	(ny) Milwaukee lakeshore walkway,				
8	federal funds	SEG–F	B	–0–	–0–
9	(oq) Bicycle and pedestrian facilities,				
10	state funds	SEG	C	–0–	–0–
11	(ov) Bicycle and pedestrian facilities,				
12	local funds	SEG–L	C	680,000	680,000
13	(ox) Bicycle and pedestrian facilities,				
14	federal funds	SEG–F	C	3,720,000	3,720,000
15	(ph) Transportation infrastructure				
16	loans, gifts and grants	SEG	C	–0–	–0–
17	(pq) Transportation infrastructure				
18	loans, state funds	SEG	C	4,600	4,600
19	(pu) Transportation infrastructure				
20	loans, service funds	SEG–S	C	–0–	–0–
21	(pv) Transportation infrastructure				
22	loans, local funds	SEG–L	C	–0–	–0–
23	(px) Transportation infrastructure				
24	loans, federal funds	SEG–F	C	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(qv) Safe routes to school, local funds	SEG-L	C	323,000	323,000
2	(qx) Safe routes to school, federal funds	SEG-F	C	3,230,100	3,230,100
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	SEGREGATED REVENUE			374,546,300	377,373,800
	FEDERAL			(203,050,000)	(203,238,700)
	OTHER			(67,921,400)	(70,560,200)
	SERVICE			(-0-)	(-0-)
	LOCAL			(103,574,900)	(103,574,900)
	TOTAL-ALL SOURCES			374,546,300	377,373,800
3	(3) STATE HIGHWAY FACILITIES				
4	(aq) Southeast Wisconsin freeway				
5	megaprojects, state funds	SEG	C	32,946,900	45,747,000
6	(ax) Southeast Wisconsin freeway				
7	megaprojects, federal funds	SEG-F	C	95,053,100	95,053,100
8	(bq) Major highway development, state				
9	funds	SEG	C	112,039,100	110,577,700
10	(br) Major highway development,				
11	service funds	SEG-S	C	154,721,600	159,721,600
12	(bv) Major highway development, local				
13	funds	SEG-L	C	-0-	-0-
14	(bx) Major highway development,				
15	federal funds	SEG-F	C	78,263,500	78,263,500
16	(ck) West Canal Street reconstruction				
17	and extension, service funds	PR-S	C	-0-	-0-
18	(cq) State highway rehabilitation, state				
19	funds	SEG	C	259,150,900	345,561,500

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(cr) Southeast Wisconsin freeway				
2	rehabilitation, state funds	SEG	C	-0-	-0-
3	(ct) Owner controlled insurance				
4	program, service funds	SEG-S	C	-0-	-0-
5	(cv) State highway rehabilitation, local				
6	funds	SEG-L	C	2,000,000	2,000,000
7	(cw) Southeast Wisconsin freeway				
8	rehabilitation, local funds	SEG-L	C	-0-	-0-
9	(cx) State highway rehabilitation,				
10	federal funds	SEG-F	C	395,320,800	401,232,200
11	(cy) Southeast Wisconsin freeway				
12	rehabilitation, federal funds	SEG-F	C	-0-	-0-
13	(dq) Major interstate bridge				
14	construction, state funds	SEG	C	-0-	-0-
15	(dr) High — cost state highway bridge				
16	projects, state funds	SEG	C	-0-	-0-
17	(dw) High — cost state highway bridge				
18	projects, local funds	SEG-L	C	-0-	-0-
19	(dy) High — cost state highway bridge				
20	projects, federal funds	SEG-F	C	-0-	-0-
21	(eq) Highway maintenance, repair, and				
22	traffic operations, state funds	SEG	C	213,446,700	217,347,900
23	(er) State-owned lift bridge operations				
24	and maintenance, state funds	SEG	A	2,210,100	2,210,100

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13
1	(ev) Highway maintenance, repair, and				
2	traffic operations, local funds	SEG-L	C	1,900,000	1,900,000
3	(ex) Highway maintenance, repair, and				
4	traffic operations, federal funds	SEG-F	C	1,102,900	1,102,900
5	(iq) Administration and planning, state				
6	funds	SEG	A	13,866,600	14,672,300
7	(ir) Disadvantaged business				
8	mobilization assistance, state funds	SEG	C	-0-	-0-
9	(iv) Administration and planning, local				
10	funds	SEG-L	C	-0-	-0-
11	(ix) Administration and planning,				
12	federal funds	SEG-F	C	3,785,400	3,785,400
13	(jh) Utility facilities within highway				
14	rights-of-way, state funds	PR	C	-0-	-0-
15	(jj) Damage claims	PR	C	2,553,400	2,553,400
16	(js) Telecommunications services,				
17	service funds	SEG-S	C	-0-	-0-
		(3) PROGRAM TOTALS			
	PROGRAM REVENUE			2,553,400	2,553,400
	OTHER			(2,553,400)	(2,553,400)
	SERVICE			(-0-)	(-0-)
	SEGREGATED REVENUE			1,365,807,600	1,479,175,200
	FEDERAL			(573,525,700)	(579,437,100)
	OTHER			(633,660,300)	(736,116,500)
	SERVICE			(154,721,600)	(159,721,600)
	LOCAL			(3,900,000)	(3,900,000)
	TOTAL-ALL SOURCES			1,368,361,000	1,481,728,600
18	(4) GENERAL TRANSPORTATION OPERATIONS				

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(aq) Departmental management and				
2	operations, state funds	SEG	A	58,159,200	60,564,600
3	(ar) Minor construction projects, state				
4	funds	SEG	C	-0-	-0-
5	(at) Capital building projects, service				
6	funds	SEG-S	C	5,940,000	5,940,000
7	(av) Departmental management and				
8	operations, local funds	SEG-L	C	369,000	369,000
9	(ax) Departmental management and				
10	operations, federal funds	SEG-F	C	14,198,800	14,153,700
11	(ch) Gifts and grants	SEG	C	-0-	-0-
12	(dq) Demand management	SEG	A	351,600	351,600
13	(eq) Data processing services, service				
14	funds	SEG-S	C	15,007,100	15,007,100
15	(er) Fleet operations, service funds	SEG-S	C	12,027,900	12,027,900
16	(es) Other department services,				
17	operations, service funds	SEG-S	C	5,201,500	5,201,500
18	(et) Equipment acquisition	SEG	A	-0-	-0-
19	(ew) Operating budget supplements,				
20	state funds	SEG	C	-0-	-0-
		(4) PROGRAM TOTALS			
	SEGREGATED REVENUE			111,255,100	113,615,400
	FEDERAL			(14,198,800)	(14,153,700)
	OTHER			(58,510,800)	(60,916,200)
	SERVICE			(38,176,500)	(38,176,500)
	LOCAL			(369,000)	(369,000)
	TOTAL-ALL SOURCES			111,255,100	113,615,400



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(5) MOTOR VEHICLE SERVICES AND ENFORCEMENT				
2	(cg) Convenience fees, state funds	PR	C	-0-	-0-
3	(ch) Repaired salvage vehicle				
4	examinations, state funds	PR	C	-0-	-0-
5	(ci) Breath screening instruments,				
6	state funds	PR-S	C	299,200	299,200
7	(cj) Vehicle registration, special group				
8	plates, state funds	PR	C	-0-	-0-
9	(cL) Football plate licensing fees, state				
10	funds	PR	C	-0-	-0-
11	(cq) Vehicle registration, inspection and				
12	maintenance, driver licensing and				
13	aircraft registration, state funds	SEG	A	73,669,200	73,343,300
14	(cx) Vehicle registration and driver				
15	licensing, federal funds	SEG-F	C	393,800	339,700
16	(dg) Escort, security and traffic				
17	enforcement services, state funds	PR	C	155,200	155,200
18	(dh) Traffic academy tuition payments,				
19	state funds	PR	C	474,800	474,800
20	(di) Chemical testing training and				
21	services, state funds	PR-S	A	1,425,000	1,425,000
22	(dk) Public safety radio management,				
23	service funds	PR-S	C	181,400	181,400

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(dL) Public safety radio management,				
2	state funds	PR	C	22,000	22,000
3	(dq) Vehicle inspection, traffic				
4	enforcement and radio				
5	management, state funds	SEG	A	61,455,400	60,491,300
6	(dr) Transportation safety, state funds	SEG	A	1,533,000	1,533,000
7	(dx) Vehicle inspection and traffic				
8	enforcement, federal funds	SEG-F	C	8,667,500	8,667,500
9	(dy) Transportation safety, federal funds	SEG-F	C	3,845,100	3,845,100
10	(ej) Baseball plate licensing fees, state				
11	funds	PR	C	-0-	-0-
12	(ek) Safe-ride grant program; state				
13	funds	PR-S	C	-0-	-0-
14	(hq) Motor vehicle emission inspection				
15	and maintenance program;				
16	contractor costs and equipment				
17	grants; state funds	SEG	A	3,193,300	3,193,300
18	(hx) Motor vehicle emission inspection				
19	and maintenance programs, federal				
20	funds	SEG-F	C	-0-	-0-
21	(iv) Municipal and county registration				
22	fee, local funds	SEG-L	C	-0-	-0-
23	(jr) Pretrial intoxicated driver				
24	intervention grants, state funds	SEG	A	731,600	731,600
	(5) PROGRAM TOTALS				
	PROGRAM REVENUE			2,557,600	2,557,600

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13
	OTHER			(652,000)	(652,000)
	SERVICE			(1,905,600)	(1,905,600)
	SEGREGATED REVENUE			153,488,900	152,144,800
	FEDERAL			(12,906,400)	(12,852,300)
	OTHER			(140,582,500)	(139,292,500)
	LOCAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			156,046,500	154,702,400
1	(6) DEBT SERVICES				
2	(af) Principal repayment and interest,				
3	local roads for job preservation				
4	program and major highway and				
5	rehabilitation projects, state funds	GPR	S	43,066,300	162,296,000
6	(aq) Principal repayment and interest,				
7	transportation facilities, state				
8	highway rehabilitation, major				
9	highway projects, state funds	SEG	S	21,705,300	28,472,400
10	(ar) Principal repayment and interest,				
11	buildings, state funds	SEG	S	14,600	14,900
12	(au) Principal repayment and interest,				
13	Marquette interchange, zoo				
14	interchange, southeast				
15	megaprojects, and I 94 north-south				
16	corridor reconstruction projects,				
17	state funds	SEG	S	41,826,400	49,284,700
	(6) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			43,066,300	162,296,000
	SEGREGATED REVENUE			63,546,300	77,772,000
	OTHER			(63,546,300)	(77,772,000)
	TOTAL-ALL SOURCES			106,612,600	240,068,000
18	(9) GENERAL PROVISIONS				

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13
1	(qd) Freeway land disposal				
2	reimbursement clearing account	SEG	C	-0-	-0-
3	(qh) Highways, bridges and local				
4	transportation assistance clearing				
5	account	SEG	C	-0-	-0-
6	(qj) Highways, bridges and local				
7	transportation assistance clearing				
8	account, federally funded positions	SEG-F	C	-0-	-0-
9	(qn) Motor vehicle financial				
10	responsibility	SEG	C	-0-	-0-
11	(th) Temporary funding of projects				
12	financed by revenue bonds	SEG	S	-0-	-0-

## (9) PROGRAM TOTALS

SEGREGATED REVENUE	-0-	-0-
FEDERAL	(-0-)	(-0-)
OTHER	(-0-)	(-0-)
TOTAL-ALL SOURCES	-0-	-0-

## 20.395 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUE	43,066,300	162,296,000
PROGRAM REVENUE	5,358,500	5,358,500
OTHER	(3,205,400)	(3,205,400)
SERVICE	(2,153,100)	(2,153,100)
SEGREGATED REVENUE	2,682,583,500	2,793,994,900
FEDERAL	(844,880,900)	(850,881,800)
OTHER	(1,536,245,100)	(1,636,655,600)
SERVICE	(192,898,100)	(197,898,100)
LOCAL	(108,559,400)	(108,559,400)
TOTAL-ALL SOURCES	2,731,008,300	2,961,649,400

Environmental Resources  
FUNCTIONAL AREA TOTALS

GENERAL PURPOSE REVENUE	165,688,000	332,199,700
PROGRAM REVENUE	80,460,500	80,384,000
FEDERAL	(28,489,300)	(28,463,000)
OTHER	(27,324,400)	(27,342,200)
SERVICE	(24,646,800)	(24,578,800)

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011–12</b>	<b>2012–13</b>
	SEGREGATED REVENUE			3,060,095,500	3,169,225,200
	FEDERAL			(896,655,300)	(902,529,700)
	OTHER			(1,861,982,700)	(1,960,238,000)
	SERVICE			(192,898,100)	(197,898,100)
	LOCAL			(108,559,400)	(108,559,400)
	TOTAL–ALL SOURCES			3,306,244,000	3,581,808,900
<b>1</b>	<b>20.410 Department of Corrections</b>				
<b>2</b>	(1) ADULT CORRECTIONAL SERVICES				
<b>3</b>	(a) General program operations	GPR	A	688,799,800	684,289,900
<b>4</b>	(aa) Institutional repair and				
<b>5</b>	maintenance	GPR	A	4,194,800	4,194,800
<b>6</b>	(ab) Corrections contracts and				
<b>7</b>	agreements	GPR	A	16,882,100	16,892,400
<b>8</b>	(b) Services for community corrections	GPR	A	145,028,500	145,227,000
<b>9</b>	(bd) Services for drunken driving				
<b>10</b>	offenders	GPR	A	8,932,100	9,162,400
<b>11</b>	(bm) Pharmacological treatment for				
<b>12</b>	certain child sex offenders	GPR	A	108,900	108,900
<b>13</b>	(bn) Reimbursing counties for probation,				
<b>14</b>	extended supervision and parole				
<b>15</b>	holds	GPR	A	4,885,700	4,885,700
<b>16</b>	(c) Reimbursement claims of counties				
<b>17</b>	containing state prisons	GPR	S	70,000	70,000
<b>18</b>	(cw) Mother–young child care program	GPR	A	198,000	198,000
<b>19</b>	(d) Purchased services for offenders	GPR	A	30,851,600	30,851,600

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011–12</b>	<b>2012–13</b>
1	(ds) Becky Young community				
2	corrections; recidivism reduction				
3	community services	GPR	A	10,603,500	10,604,400
4	(e) Principal repayment and interest	GPR	S	46,889,500	87,579,700
5	(ec) Prison industries principal, interest				
6	and rebates	GPR	S	–0–	–0–
7	(ed) Correctional facilities rental	GPR	A	–0–	–0–
8	(ef) Lease rental payments	GPR	S	–0–	–0–
9	(f) Energy costs; energy–related				
10	assessments	GPR	A	31,958,200	33,401,800
11	(g) Loan fund for persons on probation,				
12	extended supervision or parole	PR	A	–0–	–0–
13	(gb) Drug testing	PR	C	–0–	–0–
14	(gc) Sex offender honesty testing	PR	C	340,800	340,800
15	(gd) Sex offender management	PR	A	1,053,800	1,053,800
16	(ge) Administrative and minimum				
17	supervision	PR	A	–0–	–0–
18	(gf) Probation, parole and extended				
19	supervision	PR	A	11,757,400	11,757,400
20	(gg) Supervision of defendants and				
21	offenders	PR	A	–0–	–0–
22	(gh) Supervision of persons on lifetime				
23	supervision	PR	A	–0–	–0–
24	(gi) General operations	PR	A	3,814,600	3,814,600

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011–12</b>	<b>2012–13</b>
1	(gj) General operations; child				
2	pornography surcharge	PR	C	5,000	5,000
3	(gk) Global positioning system tracking				
4	devices	PR	C	65,400	65,400
5	(gm) Sale of fuel and water service	PR	A	–0–	–0–
6	(gr) Home detention services	PR	A	424,300	424,700
7	(gt) Telephone company commissions	PR	A	1,105,100	1,105,100
8	(h) Administration of restitution	PR	A	701,900	702,800
9	(hm) Private business employment of				
10	inmates and residents	PR	A	–0–	–0–
11	(i) Gifts and grants	PR	C	33,400	33,400
12	(jz) Operations and maintenance	PR	C	450,000	461,300
13	(kc) Correctional institution enterprises;				
14	inmate activities and employment	PR–S	C	2,829,800	2,829,800
15	(kd) Victim notification	PR–S	A	511,900	682,300
16	(kf) Correctional farms	PR–S	A	5,793,700	5,794,300
17	(kh) Victim services and programs	PR–S	A	245,200	245,200
18	(kk) Institutional operations and				
19	charges	PR–S	A	14,754,000	14,754,100
20	(km) Prison industries	PR–S	A	15,301,500	15,440,800
21	(ko) Prison industries principal				
22	repayment, interest and rebates	PR–S	S	91,300	96,100
23	(kp) Correctional officer training	PR–S	A	2,043,500	2,050,800

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(kx) Interagency and intra-agency				
2	programs	PR-S	C	3,451,000	2,991,800
3	(ky) Interagency and intra-agency aids	PR-S	C	1,427,700	1,427,700
4	(kz) Interagency and intra-agency local				
5	assistance	PR-S	C	-0-	-0-
6	(m) Federal project operations	PR-F	C	2,473,600	2,473,600
7	(n) Federal program operations	PR-F	C	86,800	86,800
8	(qm) Computer recycling	SEG	A	257,500	257,500
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			989,402,700	1,027,466,600
	PROGRAM REVENUE			68,761,700	68,637,600
	FEDERAL			(2,560,400)	(2,560,400)
	OTHER			(19,751,700)	(19,764,300)
	SERVICE			(46,449,600)	(46,312,900)
	SEGREGATED REVENUE			257,500	257,500
	OTHER			(257,500)	(257,500)
	TOTAL-ALL SOURCES			1,058,421,900	1,096,361,700
9	(2) PAROLE COMMISSION				
10	(a) General program operations	GPR	A	1,096,400	1,096,400
11	(kx) Interagency and intra-agency				
12	programs	PR-S	C	-0-	-0-
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			1,096,400	1,096,400
	PROGRAM REVENUE			-0-	-0-
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			1,096,400	1,096,400
13	(3) JUVENILE CORRECTIONAL SERVICES				
14	(a) General program operations	GPR	A	2,825,000	2,735,200
15	(ba) Mendota juvenile treatment center	GPR	A	1,365,500	1,365,500



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(c) Reimbursement claims of counties				
2	containing juvenile correctional				
3	facilities	GPR	A	198,000	198,000
4	(cd) Community youth and family aids	GPR	A	88,506,900	88,506,900
5	(cg) Serious juvenile offenders	GPR	B	15,192,200	14,284,700
6	(dm) Interstate compact for juveniles				
7	assessments	GPR	A	–0–	–0–
8	(e) Principal repayment and interest	GPR	S	3,111,100	6,147,700
9	(f) Community intervention program	GPR	A	3,712,500	3,712,500
10	(g) Legal service collections	PR	C	–0–	–0–
11	(gg) Collection remittances to local units				
12	of government	PR	C	–0–	–0–
13	(hm) Juvenile correctional services	PR	A	32,010,300	32,327,500
14	(ho) Juvenile residential aftercare	PR	A	5,449,500	5,697,400
15	(hr) Juvenile corrective sanctions				
16	program	PR	A	4,652,200	4,670,000
17	(i) Gifts and grants	PR	C	7,700	7,700
18	(j) State-owned housing maintenance	PR	A	34,600	34,600
19	(jr) Institutional operations and				
20	charges	PR	A	215,900	215,900
21	(jv) Secure detention services	PR	C	200,000	200,000
22	(ko) Interagency programs; community				
23	youth and family aids	PR-S	C	2,449,200	2,449,200

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>	
1	(kp) Indian juvenile placements	PR-S	A	75,000	75,000	
2	(kx) Interagency and intra-agency					
3	programs	PR-S	C	1,697,900	1,697,900	
4	(ky) Interagency and intra-agency aids	PR-S	C	-0-	-0-	
5	(kz) Interagency and intra-agency local					
6	assistance	PR-S	C	-0-	-0-	
7	(m) Federal project operations	PR-F	C	55,300	-0-	
8	(n) Federal program operations	PR-F	C	30,000	30,000	
9	(q) Girls school benevolent trust fund	SEG	C	-0-	-0-	
	<b>(3) PROGRAM TOTALS</b>					
	GENERAL PURPOSE REVENUE			114,911,200	116,950,500	
	PROGRAM REVENUE			46,877,600	47,405,200	
	FEDERAL			(85,300)	(30,000)	
	OTHER			(42,570,200)	(43,153,100)	
	SERVICE			(4,222,100)	(4,222,100)	
	SEGREGATED REVENUE			-0-	-0-	
	OTHER			(-0-)	(-0-)	
	TOTAL-ALL SOURCES			161,788,800	164,355,700	
	<b>20.410 DEPARTMENT TOTALS</b>					
	GENERAL PURPOSE REVENUE			1,105,410,300	1,145,513,500	
	PROGRAM REVENUE			115,639,300	116,042,800	
	FEDERAL			(2,645,700)	(2,590,400)	
	OTHER			(62,321,900)	(62,917,400)	
	SERVICE			(50,671,700)	(50,535,000)	
	SEGREGATED REVENUE			257,500	257,500	
	OTHER			(257,500)	(257,500)	
	TOTAL-ALL SOURCES			1,221,307,100	1,261,813,800	
10	<b>20.425 Employment Relations Commission</b>					
11	(1) LABOR RELATIONS					
12	(a) General program operations	GPR	A	2,574,800	2,574,800	

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(i) Fees, collective bargaining training,				
2	publications, and appeals	PR	A	623,200	623,200
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			2,574,800	2,574,800
	PROGRAM REVENUE			623,200	623,200
	OTHER			(623,200)	(623,200)
	TOTAL-ALL SOURCES			3,198,000	3,198,000
	20.425 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			2,574,800	2,574,800
	PROGRAM REVENUE			623,200	623,200
	OTHER			(623,200)	(623,200)
	TOTAL-ALL SOURCES			3,198,000	3,198,000
3	<b>20.432 Board on Aging and Long-Term Care</b>				
4	(1) IDENTIFICATION OF THE NEEDS OF THE AGED AND DISABLED				
5	(a) General program operations	GPR	A	1,077,200	1,077,200
6	(i) Gifts and grants	PR	C	-0-	-0-
7	(k) Contracts with other state agencies	PR-S	C	1,079,800	1,079,800
8	(kb) Insurance and other information,				
9	counseling and assistance	PR-S	A	473,600	473,600
10	(m) Federal aid	PR-F	C	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			1,077,200	1,077,200
	PROGRAM REVENUE			1,553,400	1,553,400
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(1,553,400)	(1,553,400)
	TOTAL-ALL SOURCES			2,630,600	2,630,600
	20.432 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			1,077,200	1,077,200
	PROGRAM REVENUE			1,553,400	1,553,400
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13
SERVICE			(1,553,400)	(1,553,400)
TOTAL-ALL SOURCES			2,630,600	2,630,600
<b>1 20.433 Child Abuse and Neglect Prevention Board</b>				
<b>2 (1) PREVENTION OF CHILD ABUSE AND NEGLECT</b>				
<b>3 (b) Grants to organizations</b>	GPR	A	999,600	999,600
<b>4 (g) General program operations</b>	PR	A	395,200	395,200
<b>5 (h) Grants to organizations</b>	PR	C	965,200	965,200
<b>6 (i) Gifts and grants</b>	PR	C	-0-	-0-
<b>7 (k) Interagency programs</b>	PR-S	C	-0-	-0-
<b>8 (m) Federal project operations</b>	PR-F	C	165,100	165,100
<b>9 (ma) Federal project aids</b>	PR-F	C	450,000	450,000
<b>10 (q) Children's trust fund; gifts and</b>				
<b>11 grants</b>	SEG	C	23,100	23,100
	(1) PROGRAM TOTALS			
GENERAL PURPOSE REVENUE			999,600	999,600
PROGRAM REVENUE			1,975,500	1,975,500
FEDERAL			(615,100)	(615,100)
OTHER			(1,360,400)	(1,360,400)
SERVICE			(-0-)	(-0-)
SEGREGATED REVENUE			23,100	23,100
OTHER			(23,100)	(23,100)
TOTAL-ALL SOURCES			2,998,200	2,998,200
	20.433 DEPARTMENT TOTALS			
GENERAL PURPOSE REVENUE			999,600	999,600
PROGRAM REVENUE			1,975,500	1,975,500
FEDERAL			(615,100)	(615,100)
OTHER			(1,360,400)	(1,360,400)
SERVICE			(-0-)	(-0-)
SEGREGATED REVENUE			23,100	23,100
OTHER			(23,100)	(23,100)
TOTAL-ALL SOURCES			2,998,200	2,998,200

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	<b>20.435 Department of Health Services</b>				
2	(1) PUBLIC HEALTH SERVICES PLANNING, REGULATION AND DELIVERY				
3	(a) General program operations	GPR	A	4,282,800	4,282,800
4	(am) Services, reimbursement, and				
5	payment related to human				
6	immunodeficiency virus	GPR	A	5,747,900	5,747,900
7	(b) General aids and local assistance	GPR	A	543,600	543,600
8	(c) Public health emergency				
9	quarantine costs	GPR	S	–0–	–0–
10	(cb) Well-woman program	GPR	A	2,228,200	2,228,200
11	(cc) Cancer control and prevention	GPR	A	333,900	333,900
12	(ce) Primary health for homeless				
13	individuals	GPR	C	–0–	–0–
14	(ch) Emergency medical services; aids	GPR	A	1,960,200	1,960,200
15	(cm) Immunization	GPR	S	–0–	–0–
16	(de) Dental services	GPR	A	2,724,300	2,724,300
17	(dg) Clinic aids	GPR	B	66,800	66,800
18	(dk) Low-income dental clinics	GPR	A	850,000	850,000
19	(dm) Rural health dental clinics	GPR	A	895,500	895,500
20	(dn) Food distribution grants	GPR	A	288,000	288,000
21	(ds) Statewide poison control program	GPR	A	382,500	382,500
22	(e) Public health dispensaries and				
23	drugs	GPR	B	661,000	661,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011–12</b>	<b>2012–13</b>
1	(ed) Radon aids	GPR	A	26,700	26,700
2	(ef) Lead–poisoning or lead–exposure				
3	services	GPR	A	894,700	894,700
4	(eg) Pregnancy counseling	GPR	A	69,100	69,100
5	(em) Supplemental food program for				
6	women, infants and children				
7	benefits	GPR	C	161,400	161,400
8	(eu) Reducing fetal and infant mortality				
9	and morbidity	GPR	B	222,700	222,700
10	(ev) Pregnancy outreach and infant				
11	health	GPR	A	188,200	188,200
12	(f) Women's health block grant	GPR	A	1,742,000	1,742,000
13	(fh) Community health services	GPR	A	5,490,000	5,490,000
14	(fm) Tobacco use control	GPR	C	5,315,000	5,315,000
15	(gd) American Red Cross, Badger				
16	Chapter	PR	C	–0–	–0–
17	(gm) Licensing, review and certifying				
18	activities; fees; supplies and				
19	services	PR	A	15,612,300	15,612,300
20	(gp) Cancer information	PR	C	18,000	18,000
21	(gr) Supplemental food program for				
22	women, infants and children				
23	administration	PR	C	84,000	84,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011–12</b>	<b>2012–13</b>
1	(hg) General program operations; health				
2	care information	PR	A	1,239,600	1,207,200
3	(hi) Compilations and special reports;				
4	health care information	PR	C	–0–	–0–
5	(i) Gifts and grants	PR	C	14,999,700	14,999,700
6	(ja) Congenital disorders; diagnosis,				
7	special dietary treatment and				
8	counseling	PR	A	2,872,600	2,986,300
9	(jb) Congenital disorders; operations	PR	A	78,000	78,000
10	(jd) Fees for administrative services	PR	C	112,500	112,500
11	(kb) Minority health	PR–S	A	133,600	133,600
12	(ke) American Indian health projects	PR–S	A	106,900	106,900
13	(kf) American Indian diabetes				
14	prevention and control	PR–S	A	22,500	22,500
15	(kx) Interagency and intra–agency				
16	programs	PR–S	C	2,984,900	2,984,900
17	(ky) Interagency and intra–agency aids	PR–S	C	914,700	914,700
18	(kz) Interagency and intra–agency local				
19	assistance	PR–S	C	–0–	–0–
20	(m) Federal project operations	PR–F	C	24,334,600	24,716,000
21	(ma) Federal project aids	PR–F	C	60,381,100	60,381,100
22	(mc) Federal block grant operations	PR–F	C	4,938,300	5,137,600
23	(md) Federal block grant aids	PR–F	C	6,961,000	6,943,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011–12</b>	<b>2012–13</b>
1	(n) Federal program operations	PR–F	C	5,912,300	5,912,300
2	(na) Federal program aids	PR–F	C	93,000,000	93,000,000
3	(q) Groundwater and air quality				
4	standards	SEG	A	315,900	315,900
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			35,074,500	35,074,500
	PROGRAM REVENUE			234,706,600	235,350,600
	FEDERAL			(195,527,300)	(196,090,000)
	OTHER			(35,016,700)	(35,098,000)
	SERVICE			(4,162,600)	(4,162,600)
	SEGREGATED REVENUE			315,900	315,900
	OTHER			(315,900)	(315,900)
	TOTAL–ALL SOURCES			270,097,000	270,741,000
5	(2) MENTAL HEALTH AND DEVELOPMENTAL DISABILITIES SERVICES; FACILITIES				
6	(a) General program operations	GPR	A	71,830,600	72,055,500
7	(aa) Institutional repair and				
8	maintenance	GPR	A	715,200	715,200
9	(bj) Competency examinations and				
10	treatment, and conditional release,				
11	supervised release, and community				
12	supervision services	GPR	B	8,647,200	9,195,600
13	(bm) Secure mental health units or				
14	facilities	GPR	A	95,635,800	96,209,700
15	(ee) Principal repayment and interest	GPR	S	10,658,500	21,301,200
16	(f) Energy costs; energy–related				
17	assessments	GPR	A	5,904,200	6,136,400
18	(g) Alternative services of institutes				
19	and centers	PR	C	11,526,300	11,529,500



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(gk) Institutional operations and				
2	charges	PR	A	155,332,300	156,739,000
3	(gL) Extended intensive treatment				
4	surcharge	PR	C	500,000	500,000
5	(i) Gifts and grants	PR	C	188,600	188,600
6	(km) Indian mental health placement	PR-S	A	250,000	250,000
7	(kx) Interagency and intra-agency				
8	programs	PR-S	C	7,225,900	7,299,200
9	(m) Federal project operations	PR-F	C	-0-	-0-
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			193,391,500	205,613,600
	PROGRAM REVENUE			175,023,100	176,506,300
	FEDERAL			(-0-)	(-0-)
	OTHER			(167,547,200)	(168,957,100)
	SERVICE			(7,475,900)	(7,549,200)
	TOTAL-ALL SOURCES			368,414,600	382,119,900
10	(4) HEALTH CARE ACCESS AND ACCOUNTABILITY				
11	(a) General program operations	GPR	A	31,711,100	29,535,800
12	(b) Medical Assistance program				
13	benefits	GPR	B	1,988,131,800	1,958,789,500
14	(bm) Medical Assistance, food stamps,				
15	and Badger Care administration;				
16	contract costs, insurer reports, and				
17	resource centers	GPR	B	45,170,400	39,654,400
18	(bn) Income maintenance; food stamp				
19	employment and training program	GPR	B	19,301,700	16,856,400

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011–12</b>	<b>2012–13</b>
1	(br) Cemetery, funeral, and burial				
2	expenses program	GPR	B	8,447,200	8,594,000
3	(bt) Relief block grants to counties	GPR	A	128,000	128,000
4	(bv) Prescription drug assistance for				
5	elderly; aids	GPR	B	29,231,600	30,880,200
6	(e) Disease aids	GPR	B	5,041,500	5,505,600
7	(ed) State supplement to federal				
8	supplemental security income				
9	program	GPR	S	146,314,800	149,230,800
10	(g) Family care benefit; cost sharing	PR	C	–0–	–0–
11	(gm) Medical assistance; provider				
12	refunds and collections	PR	C	–0–	–0–
13	(gr) Income maintenance; county				
14	payments	PR	A	–0–	–0–
15	(h) BadgerCare Plus Childless Adults				
16	Program; intergovernmental				
17	transfer	PR	C	–0–	–0–
18	(hm) BadgerCare Plus Basic Plan;				
19	benefits and administration	PR	C	11,484,200	12,844,600
20	(i) Gifts and grants; health care				
21	financing	PR	C	27,115,800	27,115,800
22	(iL) Medical assistance provider				
23	assessments	PR	C	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011–12</b>	<b>2012–13</b>
1	(im) Medical assistance; correct				
2	payment recovery; collections; other				
3	recoveries	PR	C	23,822,600	23,822,600
4	(in) Community options program;				
5	family care; recovery of costs				
6	administration	PR	A	79,200	79,200
7	(j) Prescription drug assistance for				
8	elderly; manufacturer rebates	PR	C	55,089,700	58,077,700
9	(jb) Prescription drug assistance for				
10	elderly; enrollment fees	PR	C	2,773,000	2,825,700
11	(je) Disease aids; drug manufacturer				
12	rebates	PR	C	389,400	389,400
13	(jt) Care management organization,				
14	insolvency assistance	PR	C	–0–	–0–
15	(jw) BadgerCare Plus, hospital				
16	assessment, and pharmacy benefits				
17	purchasing pool administrative				
18	costs	PR	C	5,530,200	5,530,200
19	(jz) Medical Assistance and Badger				
20	Care cost sharing, employer penalty				
21	assessments, and pharmacy				
22	benefits purchasing pool operations	PR	C	37,513,700	37,557,000
23	(kb) Relief block grants to tribal				
24	governing bodies	PR–S	A	712,800	712,800

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011–12</b>	<b>2012–13</b>
1	(kt) Medical assistance outreach and				
2	reimbursements for tribes	PR–S	B	961,700	961,700
3	(kv) Care management organization;				
4	oversight	PR–S	C	–0–	–0–
5	(kx) Interagency and intra–agency				
6	programs	PR–S	C	3,069,100	3,069,100
7	(ky) Interagency and intra–agency aids	PR–S	C	48,242,200	48,242,200
8	(kz) Interagency and intra–agency local				
9	assistance	PR–S	C	1,145,300	1,145,300
10	(L) Fraud and error reduction	PR	C	855,000	855,000
11	(m) Federal project operations	PR–F	C	1,254,600	1,254,600
12	(ma) Federal project aids	PR–F	C	1,000,000	1,000,000
13	(md) Federal block grant aids	PR–F	C	–0–	–0–
14	(n) Federal program operations	PR–F	C	60,522,000	58,462,300
15	(na) Federal program aids	PR–F	C	12,485,000	12,485,000
16	(nn) Federal aid; income maintenance	PR–F	C	45,187,100	37,041,800
17	(np) Federal supplemental funding for				
18	food stamp administration	PR–F	A	–0–	–0–
19	(o) Federal aid; medical assistance	PR–F	C	4,266,834,000	4,266,905,600
20	(pa) Federal aid; Medical Assistance and				
21	food stamps contracts				
22	administration	PR–F	C	98,574,500	89,200,600
23	(pg) Federal aid; prescription drug				
24	assistance for elderly	PR–F	C	30,118,500	31,689,100

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(w) Medical Assistance trust fund	SEG	B	378,028,700	393,332,000
2	(wm) Medical assistance trust fund;				
3	nursing homes	SEG	S	-0-	-0-
4	(wp) Medical Assistance trust fund;				
5	county reimbursement	SEG	S	-0-	-0-
6	(xc) Hospital assessment fund; hospital				
7	payments	SEG	A	414,507,300	414,507,300
8	(xe) Critical access hospital assessment				
9	fund; hospital payments	SEG	C	10,579,500	10,579,500
	(4) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			2,273,478,100	2,239,174,700
	PROGRAM REVENUE			4,734,759,600	4,721,267,300
	FEDERAL			(4,515,975,700)	(4,498,039,000)
	OTHER			(164,652,800)	(169,097,200)
	SERVICE			(54,131,100)	(54,131,100)
	SEGREGATED REVENUE			803,115,500	818,418,800
	OTHER			(803,115,500)	(818,418,800)
	TOTAL-ALL SOURCES			7,811,353,200	7,778,860,800
10	(5) MENTAL HEALTH AND SUBSTANCE ABUSE SERVICES				
11	(a) General program operations	GPR	A	1,778,100	1,778,100
12	(bc) Grants for community programs	GPR	A	5,340,100	5,340,100
13	(be) Mental health treatment services	GPR	A	9,565,200	9,565,200
14	(bf) Brighter futures initiative	GPR	A	865,000	865,000
15	(bL) Community support programs and				
16	psychosocial services	GPR	A	3,757,500	3,757,500
17	(co) Initiatives for coordinated services	GPR	A	181,800	181,800

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011–12</b>	<b>2012–13</b>
1	(da) Reimbursements to local units of				
2	government	GPR	S	346,800	346,800
3	(gb) Alcohol and drug abuse initiatives	PR	C	656,200	656,200
4	(gg) Collection remittances to local units				
5	of government	PR	C	4,400	4,400
6	(hy) Services for drivers, local assistance	PR	A	891,000	891,000
7	(i) Gifts and grants	PR	C	237,100	237,100
8	(jb) Fees for administrative services	PR	C	23,900	23,900
9	(kc) Severely emotionally disturbed				
10	children	PR–S	C	724,500	724,500
11	(kg) Compulsive gambling awareness				
12	campaigns	PR–S	A	396,000	396,000
13	(kL) Indian aids	PR–S	A	242,000	242,000
14	(km) Indian drug abuse prevention and				
15	education	PR–S	A	445,500	445,500
16	(kx) Interagency and intra–agency				
17	programs	PR–S	C	2,726,000	2,735,700
18	(ky) Interagency and intra–agency aids	PR–S	C	–0–	–0–
19	(m) Federal project operations	PR–F	C	750,000	750,000
20	(ma) Federal project aids	PR–F	C	8,500,000	8,500,000
21	(mc) Federal block grant operations	PR–F	C	3,045,100	3,045,100
22	(md) Federal block grant aids	PR–F	C	9,095,700	9,095,700
23	(me) Federal block grant local assistance	PR–F	C	7,451,400	7,451,400

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(n) Federal program operations	PR-F	C	716,100	716,100
2	(nL) Federal program local assistance	PR-F	C	-0-	-0-
3	(o) Federal aid; community aids	PR-F	C	12,248,900	12,248,900
	(5) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			21,834,500	21,834,500
	PROGRAM REVENUE			48,153,800	48,163,500
	FEDERAL			(41,807,200)	(41,807,200)
	OTHER			(1,812,600)	(1,812,600)
	SERVICE			(4,534,000)	(4,543,700)
	TOTAL-ALL SOURCES			69,988,300	69,998,000
4	(6) QUALITY ASSURANCE SERVICES PLANNING, REGULATION AND DELIVERY				
5	(a) General program operations	GPR	A	5,451,000	5,451,000
6	(g) Nursing facility resident protection	PR	C	220,300	220,300
7	(i) Gifts and grants	PR	C	-0-	-0-
8	(jb) Fees for administrative services	PR	C	201,500	201,500
9	(jm) Licensing and support services	PR	A	4,859,500	4,859,500
10	(kx) Interagency and intra-agency				
11	programs	PR-S	C	-0-	-0-
12	(ky) Interagency and intra-agency aids	PR-S	C	413,700	413,700
13	(m) Federal project operations	PR-F	C	815,800	815,800
14	(mc) Federal block grant operations	PR-F	C	11,700	11,700
15	(n) Federal program operations	PR-F	C	15,376,400	15,323,200
16	(na) Federal program aids	PR-F	C	-0-	-0-
17	(nL) Federal program local assistance	PR-F	C	-0-	-0-
	(6) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			5,451,000	5,451,000
	PROGRAM REVENUE			21,898,900	21,845,700
	FEDERAL			(16,203,900)	(16,150,700)

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
	OTHER			(5,281,300)	(5,281,300)
	SERVICE			(413,700)	(413,700)
	<b>TOTAL-ALL SOURCES</b>			<b>27,349,900</b>	<b>27,296,700</b>
1	(7) LONG TERM CARE SERVICES ADMINISTRATION AND DELIVERY				
2	(a) General program operations	GPR	A	12,903,600	12,903,600
3	(b) Community aids and medical				
4	assistance payments	GPR	A	162,107,500	181,715,700
5	(bc) Grants for community programs	GPR	A	131,200	131,200
6	(bd) Long-term care programs	GPR	A	87,809,700	87,809,700
7	(bg) Alzheimer's disease; training and				
8	information grants	GPR	A	131,400	131,400
9	(bm) Purchased services for clients	GPR	A	93,900	93,900
10	(br) Respite care	GPR	A	225,000	225,000
11	(bt) Early intervention services for				
12	infants and toddlers with				
13	disabilities	GPR	C	5,789,000	5,789,000
14	(c) Independent living centers	GPR	A	983,500	983,500
15	(cg) Guardianship grant program	GPR	A	100,000	100,000
16	(d) Interpreter services and				
17	telecommunication aid for the				
18	hearing impaired	GPR	A	178,200	178,200
19	(da) Reimbursements to local units of				
20	government	GPR	S	53,200	53,200



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011–12</b>	<b>2012–13</b>
1	(dh) Programs for senior citizens; elder				
2	abuse services; benefit specialist				
3	program	GPR	A	15,175,500	15,175,500
4	(g) Long-term care; county				
5	contributions	PR	C	48,732,000	41,575,400
6	(gm) Health services regulation	PR	A	18,700	18,700
7	(h) Disabled children's long-term				
8	support waivers	PR	C	363,500	379,200
9	(hc) Administration of the birth to 3				
10	waiver program and the disabled				
11	children's long-term support				
12	program	PR	C	10,704,400	12,165,500
13	(hs) Interpreter services for hearing				
14	impaired	PR	A	39,900	39,900
15	(i) Gifts and grants	PR	C	136,000	136,000
16	(im) Community options prog; fmly care				
17	benft; recvry of costs; brth to 3 vv				
18	adm	PR	C	371,800	371,800
19	(jb) Fees for administrative services	PR	C	30,000	30,000
20	(kc) Independent living center grants	PR-S	A	600,000	600,000
21	(kn) Elderly nutrition; home-delivered				
22	and congregate meals	PR-S	A	445,500	445,500
23	(kx) Interagency and intra-agency				
24	programs	PR-S	C	1,504,200	1,504,200

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011–12</b>	<b>2012–13</b>
1	(kz) Interagency and intra–agency local				
2	assistance	PR–S	C	1,257,800	1,257,800
3	(m) Federal project operations	PR–F	C	4,321,100	4,178,800
4	(ma) Federal project aids	PR–F	C	3,645,600	3,645,600
5	(mc) Federal block grant operations	PR–F	C	665,400	665,400
6	(md) Federal block grant aids	PR–F	C	881,600	881,600
7	(n) Federal program operations	PR–F	C	14,580,000	14,576,200
8	(na) Federal program aids	PR–F	C	27,875,700	27,875,700
9	(nl) Federal program local assistance	PR–F	C	6,762,300	6,762,300
10	(o) Federal aid; community aids	PR–F	C	37,286,600	37,201,400
	(7) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			285,681,700	305,289,900
	PROGRAM REVENUE			160,222,100	154,311,000
	FEDERAL			(96,018,300)	(95,787,000)
	OTHER			(60,396,300)	(54,716,500)
	SERVICE			(3,807,500)	(3,807,500)
	TOTAL–ALL SOURCES			445,903,800	459,600,900
11	(8) GENERAL ADMINISTRATION				
12	(a) General program operations	GPR	A	12,345,300	12,345,300
13	(i) Gifts and grants	PR	C	10,000	10,000
14	(k) Administrative and support				
15	services	PR–S	A	27,886,600	28,103,200
16	(kx) Interagency and intra–agency				
17	programs	PR–S	C	41,800	41,800
18	(ky) Interagency and intra–agency aids	PR–S	C	2,000,000	2,000,000
19	(m) Federal project operations	PR–F	C	34,400	34,400

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(mb) Income augmentation services				
2	receipts	PR-F	C	6,634,700	6,634,700
3	(mc) Federal block grant operations	PR-F	C	1,112,200	1,112,200
4	(n) Federal program operations	PR-F	C	2,442,900	2,563,200
5	(pz) Indirect cost reimbursements	PR-F	C	2,944,300	2,930,700
	(8) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			12,345,300	12,345,300
	PROGRAM REVENUE			43,038,100	43,361,400
	FEDERAL			(13,099,700)	(13,206,400)
	OTHER			(10,000)	(10,000)
	SERVICE			(29,928,400)	(30,145,000)
	TOTAL-ALL SOURCES			55,383,400	55,706,700
	20.435 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			2,827,256,600	2,824,783,500
	PROGRAM REVENUE			5,417,802,200	5,400,805,800
	FEDERAL			(4,878,632,100)	(4,861,080,300)
	OTHER			(434,716,900)	(434,972,700)
	SERVICE			(104,453,200)	(104,752,800)
	SEGREGATED REVENUE			803,431,400	818,734,700
	OTHER			(803,431,400)	(818,734,700)
	TOTAL-ALL SOURCES			9,048,490,200	9,044,324,000
6	<b>20.437 Department of Children and Families</b>				
7	(1) CHILDREN AND FAMILY SERVICES				
8	(a) General program operations	GPR	A	9,374,100	9,374,100
9	(ab) Child abuse and neglect prevention				
10	grants	GPR	A	985,700	985,700
11	(ac) Child abuse and neglect prevention				
12	technical assistance	GPR	A	-0-	-0-
13	(b) Children and family aids payments	GPR	A	30,403,900	30,403,900

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011–12</b>	<b>2012–13</b>
1	(bc) Grants for children's community				
2	programs	GPR	A	789,200	789,200
3	(cd) Domestic abuse grants	GPR	A	7,150,800	7,150,800
4	(cf) Foster and family–operated group				
5	home parent insurance and liability	GPR	A	59,400	59,400
6	(cw) Milwaukee child welfare services;				
7	general program operations	GPR	A	14,723,300	14,723,300
8	(cx) Milwaukee child welfare services;				
9	aids	GPR	A	57,015,700	63,329,100
10	(da) Child welfare program				
11	enhancement plan; aids	GPR	A	1,796,500	1,796,500
12	(dd) State foster care, guardianship, and				
13	adoption services	GPR	A	52,448,700	53,801,400
14	(dg) State adoption information				
15	exchange and state adoption center	GPR	A	169,600	169,600
16	(eg) Brighter futures initiative and				
17	tribal adolescent services	GPR	A	1,074,900	1,074,900
18	(f) Second–chance homes	GPR	A	–0–	–0–
19	(gg) Collection remittances to local units				
20	of government	PR	C	–0–	–0–
21	(gx) Milwaukee child welfare services;				
22	collections	PR	C	9,474,100	3,474,100
23	(hh) Domestic abuse surcharge grants	PR	C	773,200	773,200
24	(i) Gifts and grants	PR	C	321,200	321,200

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011–12</b>	<b>2012–13</b>
1	(j) Statewide automated child welfare				
2	information system receipts	PR	C	581,300	581,300
3	(jb) Fees for administrative services	PR	C	78,000	78,000
4	(jj) Searches for birth parents and				
5	adoption record information;				
6	foreign adoptions	PR	A	97,500	97,500
7	(jm) Licensing activities	PR	C	91,500	91,500
8	(kb) Interagency aids; brighter futures				
9	initiative	PR–S	C	865,000	865,000
10	(km) Interagency and intra–agency aids;				
11	children and family aids; local				
12	assistance	PR–S	C	8,376,300	8,376,300
13	(kw) Interagency and intra–agency aids;				
14	Milwaukee child welfare services	PR–S	A	19,881,400	19,881,400
15	(kx) Interagency and intra–agency				
16	programs	PR–S	C	3,014,500	3,004,500
17	(ky) Interagency and intra–agency aids	PR–S	C	3,290,100	3,290,100
18	(kz) Interagency and intra–agency local				
19	assistance	PR–S	A	395,000	395,000
20	(m) Federal project operations	PR–F	C	955,700	909,400
21	(ma) Federal project aids	PR–F	C	3,575,300	2,994,200
22	(mb) Federal project local assistance	PR–F	C	–0–	–0–
23	(mc) Federal block grant operations	PR–F	C	–0–	–0–
24	(md) Federal block grant aids	PR–F	C	–0–	–0–

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011–12</b>	<b>2012–13</b>
1	(me) Federal block grant local assistance	PR–F	C	–0–	–0–
2	(mw) Federal aid; Milwaukee child				
3	welfare services general program				
4	operations	PR–F	C	2,426,700	2,426,700
5	(mx) Federal aid; Milwaukee child				
6	welfare services aids	PR–F	C	12,543,400	12,585,700
7	(n) Federal program operations	PR–F	C	8,970,800	8,986,200
8	(na) Federal program aids	PR–F	C	3,827,900	3,827,900
9	(nL) Federal program local assistance	PR–F	C	9,843,300	9,843,300
10	(o) Federal aid; children and family				
11	aids	PR–F	C	22,983,400	21,399,600
12	(pd) Federal aid; state foster care,				
13	guardianship, and adoption				
14	services	PR–F	C	49,598,800	50,721,300
15	(pm) Federal aid; adoption incentive				
16	payments	PR–F	C	276,400	276,400
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			175,991,800	183,657,900
	PROGRAM REVENUE			162,240,800	155,199,800
	FEDERAL			(115,001,700)	(113,970,700)
	OTHER			(11,416,800)	(5,416,800)
	SERVICE			(35,822,300)	(35,812,300)
	TOTAL–ALL SOURCES			338,232,600	338,857,700
17	(2) ECONOMIC SUPPORT				
18	(a) General program operations	GPR	A	4,999,900	4,999,900
19	(bc) Child support local assistance	GPR	C	4,250,000	4,250,000
20	(cm) Wisconsin works child care	GPR	A	28,849,400	28,849,400

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011–12</b>	<b>2012–13</b>
1	(dz) Temporary Assistance for Needy				
2	Families programs; maintenance of				
3	effort	GPR	A	131,077,000	131,077,000
4	(e) Incentive payments for identifying				
5	children with health insurance	GPR	A	300,000	300,000
6	(f) Emergency Shelter of the Fox				
7	Valley	GPR	A	50,000	50,000
8	(fr) Skills enhancement grants	GPR	A	250,000	250,000
9	(i) Gifts and grants	PR	C	2,500	2,500
10	(ja) Child support state operations –				
11	fees and reimbursements	PR	C	14,801,500	14,801,500
12	(jb) Fees for administrative services	PR	C	726,000	726,000
13	(jL) Job access loan repayments	PR	C	610,200	610,200
14	(jn) Child care licensing and				
15	certification activities	PR	C	1,537,900	1,537,900
16	(k) Child support transfers	PR–S	C	8,833,600	5,866,300
17	(kp) Delinquent support, maintenance				
18	and fee payments	PR–S	C	–0–	–0–
19	(kx) Interagency and intra–agency				
20	programs	PR–S	C	2,319,200	2,319,200
21	(L) Public assistance overpayment				
22	recovery, fraud investigation, and				
23	error reduction	PR	C	292,900	200,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011–12</b>	<b>2012–13</b>
1	(ma) Federal project activities and				
2	administration	PR–F	C	969,900	963,100
3	(mc) Federal block grant operations	PR–F	A	29,583,300	29,757,800
4	(md) Federal block grant aids	PR–F	A	396,111,800	380,029,200
5	(me) Child care and temporary				
6	assistance overpayment recovery	PR–F	C	3,530,000	3,530,000
7	(mg) Community services block grant;				
8	federal funds	PR–F	C	8,461,200	8,461,200
9	(mm) Reimbursement from federal				
10	government	PR–F	C	–0–	–0–
11	(n) Child support state operations;				
12	federal funds	PR–F	C	13,914,900	13,914,900
13	(nL) Child support local assistance;				
14	federal funds	PR–F	C	60,231,500	60,231,500
15	(nn) Federal program operations	PR–F	C	–0–	–0–
16	(om) Refugee assistance; federal funds	PR–F	C	6,019,400	6,019,400
17	(pv) Electronic benefits transfer	PR–F	C	–0–	–0–
18	(pz) Income augmentation services				
19	receipts	PR–F	C	–0–	–0–
20	(q) Centralized support receipt and				
21	disbursement; interest	SEG	S	100,000	100,000
22	(qm) Child support state operations and				
23	reimbursement for claims and				
24	expenses; unclaimed payments	SEG	S	100,000	100,000



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(r) Support receipt and disbursement				
2	program; payments	SEG	C	–0–	–0–
3	(s) Economic support – public benefits	SEG	A	9,139,700	9,139,700
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			169,776,300	169,776,300
	PROGRAM REVENUE			547,945,800	528,970,700
	FEDERAL			(518,822,000)	(502,907,100)
	OTHER			(17,971,000)	(17,878,100)
	SERVICE			(11,152,800)	(8,185,500)
	SEGREGATED REVENUE			9,339,700	9,339,700
	OTHER			(9,339,700)	(9,339,700)
	TOTAL-ALL SOURCES			727,061,800	708,086,700
4	(3) GENERAL ADMINISTRATION				
5	(a) General program operations	GPR	A	1,735,700	1,735,700
6	(i) Gifts and grants	PR	C	–0–	–0–
7	(jb) Fees for administrative services	PR	C	–0–	–0–
8	(k) Administrative and support				
9	services	PR-S	A	21,419,000	21,419,000
10	(kp) Interagency and intra-agency aids;				
11	income augmentation services				
12	receipts	PR-S	C	8,375,600	9,409,800
13	(kx) Interagency and intra-agency				
14	programs	PR-S	C	6,000,000	6,000,000
15	(ky) Interagency and intra-agency aids	PR-S	C	–0–	–0–
16	(kz) Interagency and intra-agency local				
17	assistance	PR-S	C	–0–	–0–
18	(mc) Federal block grant operations	PR-F	C	305,800	305,800

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(md) Federal block grant aids	PR-F	C	-0-	-0-
2	(mf) Federal economic stimulus funds	PR-F	C	-0-	-0-
3	(mm) Reimbursements from federal				
4	government	PR-F	C	-0-	-0-
5	(n) Federal project activities	PR-F	C	678,200	678,200
6	(pz) Indirect cost reimbursements	PR-F	C	-0-	-0-
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			1,735,700	1,735,700
	PROGRAM REVENUE			36,778,600	37,812,800
	FEDERAL			(984,000)	(984,000)
	OTHER			(-0-)	(-0-)
	SERVICE			(35,794,600)	(36,828,800)
	TOTAL-ALL SOURCES			38,514,300	39,548,500
	20.437 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			347,503,800	355,169,900
	PROGRAM REVENUE			746,965,200	721,983,300
	FEDERAL			(634,807,700)	(617,861,800)
	OTHER			(29,387,800)	(23,294,900)
	SERVICE			(82,769,700)	(80,826,600)
	SEGREGATED REVENUE			9,339,700	9,339,700
	OTHER			(9,339,700)	(9,339,700)
	TOTAL-ALL SOURCES			1,103,808,700	1,086,492,900
7	<b>20.438 Board for People with Developmental Disabilities</b>				
8	(1) DEVELOPMENTAL DISABILITIES				
9	(a) General program operations	GPR	A	25,900	25,900
10	(h) Program services	PR	C	-0-	-0-
11	(i) Gifts and grants	PR	C	-0-	-0-
12	(mc) Federal project operations	PR-F	C	732,200	732,200
13	(md) Federal project aids	PR-F	C	543,600	543,600
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			25,900	25,900

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
	PROGRAM REVENUE			1,275,800	1,275,800
	FEDERAL			(1,275,800)	(1,275,800)
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			1,301,700	1,301,700
	20.438 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			25,900	25,900
	PROGRAM REVENUE			1,275,800	1,275,800
	FEDERAL			(1,275,800)	(1,275,800)
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			1,301,700	1,301,700
<b>1</b>	<b>20.440 Health and Educational Facilities Authority</b>				
<b>2</b>	(1) CONSTRUCTION OF HEALTH AND EDUCATIONAL FACILITIES				
<b>3</b>	(a) General program operations	GPR	C	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
<b>4</b>	(2) RURAL HOSPITAL LOAN GUARANTEE				
<b>5</b>	(a) Rural assistance loan fund	GPR	C	-0-	-0-
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
	20.440 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
<b>6</b>	<b>20.445 Department of Workforce Development</b>				
<b>7</b>	(1) WORKFORCE DEVELOPMENT				
<b>8</b>	(a) General program operations	GPR	A	5,718,100	5,718,100
<b>9</b>	(aa) Special death benefit	GPR	S	525,000	525,000
<b>10</b>	(cr) State supplement to employment				
<b>11</b>	opportunity demonstration projects	GPR	A	200,600	200,600

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011–12</b>	<b>2012–13</b>
1	(e) Local youth apprenticeship grants	GPR	A	1,858,500	1,858,500
2	(em) Youth apprenticeship training				
3	grants	GPR	A	–0–	–0–
4	(f) Death and disability benefit				
5	payments; public insurrections	GPR	S	–0–	–0–
6	(fg) Employment transit aids, state				
7	funds	GPR	A	464,800	464,800
8	(fm) Youth summer jobs programs	GPR	A	422,400	422,400
9	(fr) Milwaukee area workforce				
10	investment board	GPR	B	–0–	–0–
11	(g) Gifts and grants	PR	C	–0–	–0–
12	(ga) Auxiliary services	PR	C	379,800	379,800
13	(gb) Local agreements	PR	C	1,787,900	1,787,900
14	(gc) Unemployment administration	PR	C	–0–	–0–
15	(gd) Unemployment interest and				
16	penalty payments	PR	C	1,856,300	1,856,300
17	(gg) Unemployment information				
18	technology systems; interest and				
19	penalties	PR	C	–0–	–0–
20	(gh) Unemployment information				
21	technology systems; assessments	PR	C	–0–	–0–
22	(gk) Child labor permit system; fees	PR	A	423,800	423,800
23	(ka) Interagency and intra–agency				
24	agreements	PR–S	C	28,048,600	28,048,600

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011–12</b>	<b>2012–13</b>
1	(kc) Administrative services	PR–S	A	33,695,600	33,695,600
2	(km) Nursing workforce survey and				
3	grants	PR–S	C	155,600	155,600
4	(m) Workforce investment and				
5	assistance; federal moneys	PR–F	C	82,660,900	80,416,100
6	(n) Employment assistance and				
7	unemployment insurance				
8	administration; federal moneys	PR–F	C	59,053,200	56,906,300
9	(na) Employment security buildings and				
10	equipment	PR–F	C	–0–	–0–
11	(nb) Unemployment administration;				
12	information technology systems	PR–F	C	–0–	–0–
13	(nd) Unemployment administration;				
14	apprenticeship and other				
15	employment services	PR–F	C	3,101,000	3,101,000
16	(ne) Unemployment insurance				
17	administration and bank service				
18	costs	PR–F	C	2,600,000	2,600,000
19	(nf) Unemployment insurance				
20	administration	PR–F	C	–0–	–0–
21	(o) Equal rights; federal moneys	PR–F	C	999,100	999,100
22	(pz) Indirect cost reimbursements	PR–F	C	234,000	234,000
23	(ra) Worker's compensation operations				
24	fund; administration	SEG	A	12,499,400	12,499,400

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011–12</b>	<b>2012–13</b>	
1	(rb) Worker's compensation operations					
2	fund; contracts	SEG	C	93,900	93,900	
3	(rp) Worker's compensation operations					
4	fund; uninsured employers					
5	program; administration	SEG	A	1,102,000	1,102,000	
6	(s) Self-insured employers liability					
7	fund	SEG	C	–0–	–0–	
8	(sm) Uninsured employers fund;					
9	payments	SEG	S	5,500,000	5,500,000	
10	(t) Work injury supplemental benefit					
11	fund	SEG	C	9,054,900	9,054,900	
	(1) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUE			9,189,400	9,189,400	
	PROGRAM REVENUE			214,995,800	210,604,100	
	FEDERAL			(148,648,200)	(144,256,500)	
	OTHER			(4,447,800)	(4,447,800)	
	SERVICE			(61,899,800)	(61,899,800)	
	SEGREGATED REVENUE			28,250,200	28,250,200	
	OTHER			(28,250,200)	(28,250,200)	
	TOTAL–ALL SOURCES			252,435,400	248,043,700	
12	(2) REVIEW COMMISSION					
13	(a) General program operations, review					
14	commission	GPR	A	201,400	201,400	
15	(ha) Worker's compensation operations	PR	A	685,500	685,500	
16	(m) Federal moneys	PR–F	C	216,500	216,500	
17	(n) Unemployment administration;					
18	federal moneys	PR–F	C	2,107,200	2,076,000	
	(2) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUE			201,400	201,400	

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
	PROGRAM REVENUE			3,009,200	2,978,000
	FEDERAL			(2,323,700)	(2,292,500)
	OTHER			(685,500)	(685,500)
	TOTAL-ALL SOURCES			3,210,600	3,179,400
1	(5) VOCATIONAL REHABILITATION SERVICES				
2	(a) General program operations;				
3	purchased services for clients	GPR	C	15,061,100	15,061,100
4	(gg) Contractual services	PR	C	-0-	-0-
5	(gp) Contractual aids	PR	C	-0-	-0-
6	(h) Enterprises and services for blind				
7	and visually impaired	PR	C	106,500	106,500
8	(he) Supervised business enterprise	PR	C	170,000	170,000
9	(i) Gifts and grants	PR	C	1,000	1,000
10	(kg) Vocational rehabilitation services				
11	for tribes	PR-S	A	314,900	314,900
12	(kx) Interagency and intra-agency				
13	programs	PR-S	C	-0-	-0-
14	(ky) Interagency and intra-agency aids	PR-S	C	284,100	284,100
15	(kz) Interagency and intra-agency local				
16	assistance	PR-S	C	-0-	-0-
17	(m) Federal project operations	PR-F	C	104,000	104,000
18	(ma) Federal project aids	PR-F	C	-0-	-0-
19	(n) Federal program aids and				
20	operations	PR-F	C	58,861,200	58,861,200
21	(nL) Federal program local assistance	PR-F	C	-0-	-0-

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13		
(5) PROGRAM TOTALS						
GENERAL PURPOSE REVENUE			15,061,100	15,061,100		
PROGRAM REVENUE			59,841,700	59,841,700		
FEDERAL			(58,965,200)	(58,965,200)		
OTHER			(277,500)	(277,500)		
SERVICE			(599,000)	(599,000)		
TOTAL-ALL SOURCES			74,902,800	74,902,800		
20.445 DEPARTMENT TOTALS						
GENERAL PURPOSE REVENUE			24,451,900	24,451,900		
PROGRAM REVENUE			277,846,700	273,423,800		
FEDERAL			(209,937,100)	(205,514,200)		
OTHER			(5,410,800)	(5,410,800)		
SERVICE			(62,498,800)	(62,498,800)		
SEGREGATED REVENUE			28,250,200	28,250,200		
OTHER			(28,250,200)	(28,250,200)		
TOTAL-ALL SOURCES			330,548,800	326,125,900		
<b>1</b>	<b>20.455 Department of Justice</b>					
<b>2</b>	(1)	LEGAL SERVICES				
<b>3</b>	(a)	General program operations	GPR	A	12,749,500	12,749,500
<b>4</b>	(b)	Special counsel	GPR	S	805,700	805,700
<b>5</b>	(d)	Legal expenses	GPR	B	737,200	737,200
<b>6</b>	(gh)	Investigation and prosecution	PR	C	–0–	–0–
<b>7</b>	(gs)	Delinquent obligation collection	PR	A	–0–	–0–
<b>8</b>	(hm)	Restitution	PR	C	–0–	–0–
<b>9</b>	(k)	Environment litigation project	PR-S	C	581,500	581,500
<b>10</b>	(km)	Interagency and intra-agency				
<b>11</b>		assistance	PR-S	A	1,009,400	1,009,400
<b>12</b>	(m)	Federal aid	PR-F	C	1,147,700	1,124,900
(1) PROGRAM TOTALS						
GENERAL PURPOSE REVENUE			14,292,400	14,292,400		
PROGRAM REVENUE			2,738,600	2,715,800		
FEDERAL			(1,147,700)	(1,124,900)		



STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011-12	2012-13
	OTHER SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			(1,590,900)	(1,590,900)
				17,031,000	17,008,200
1	(2) LAW ENFORCEMENT SERVICES				
2	(a) General program operations	GPR	A	18,078,400	18,107,300
3	(am) Officer training reimbursement	GPR	S	83,800	83,800
4	(b) Investigations and operations	GPR	A	-0-	-0-
5	(c) Crime laboratory equipment	GPR	B	-0-	-0-
6	(dg) Weed and seed and law				
7	enforcement technology	GPR	A	-0-	-0-
8	(dq) Law enforcement community				
9	policing grants	GPR	B	222,700	222,700
10	(g) Gaming law enforcement; racing				
11	revenues	PR	A	-0-	-0-
12	(gc) Gaming law enforcement; Indian				
13	gaming	PR	A	151,400	151,400
14	(gj) General operations; child				
15	pornography surcharge	PR	C	-0-	-0-
16	(gm) Criminal history searches;				
17	fingerprint identification	PR	C	4,144,300	4,149,200
18	(gp) Crime information alerts	PR	C	-0-	-0-
19	(gr) Handgun purchaser record check	PR	C	444,600	444,600
20	(h) Terminal charges	PR	A	2,429,300	2,429,300
21	(i) Penalty surcharge, receipts	PR	A	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011–12</b>	<b>2012–13</b>
1	(j) Law enforcement training fund,				
2	local assistance	PR–S	A	4,364,800	4,364,800
3	(ja) Law enforcement training fund,				
4	state operations	PR–S	A	3,033,000	3,033,000
5	(jb) Crime laboratory equipment and				
6	supplies	PR–S	A	308,100	308,100
7	(k) Interagency and intra–agency				
8	assistance	PR–S	C	708,900	624,500
9	(kc) Transaction information				
10	management of enforcement system	PR–S	A	726,600	726,600
11	(kd) Drug law enforcement, crime				
12	laboratories, and genetic evidence				
13	activities	PR–S	A	7,971,700	7,971,700
14	(ke) Drug enforcement intelligence				
15	operations	PR–S	A	1,548,300	1,551,100
16	(kg) Interagency and intra–agency				
17	assistance; fingerprint				
18	identification	PR–S	A	–0–	–0–
19	(km) Lottery background investigations	PR–S	A	–0–	–0–
20	(kp) Drug crimes enforcement; local				
21	grants	PR–S	A	717,900	717,900
22	(kq) County law enforcement services	PR–S	A	490,000	490,000
23	(kt) County–tribal programs, local				
24	assistance	PR–S	A	631,200	631,200

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13
1	(ku) County-tribal programs, state				
2	operations	PR-S	A	92,600	92,600
3	(kw) Tribal law enforcement assistance	PR-S	A	695,000	695,000
4	(Lm) Crime laboratories;				
5	deoxyribonucleic acid analysis	PR	C	700,500	700,500
6	(m) Federal aid, state operations	PR-F	C	1,527,400	1,517,600
7	(n) Federal aid, local assistance	PR-F	C	-0-	-0-
8	(r) Gaming law enforcement; lottery				
9	revenues	SEG	A	373,100	373,100
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			18,384,900	18,413,800
	PROGRAM REVENUE			30,685,600	30,599,100
	FEDERAL			(1,527,400)	(1,517,600)
	OTHER			(7,870,100)	(7,875,000)
	SERVICE			(21,288,100)	(21,206,500)
	SEGREGATED REVENUE			373,100	373,100
	OTHER			(373,100)	(373,100)
	TOTAL-ALL SOURCES			49,443,600	49,386,000
10	(3) ADMINISTRATIVE SERVICES				
11	(a) General program operations	GPR	A	4,936,300	4,936,300
12	(g) Gifts, grants and proceeds	PR	C	-0-	-0-
13	(k) Interagency and intra-agency				
14	assistance	PR-S	A	-0-	-0-
15	(m) Federal aid, state operations	PR-F	C	-0-	-0-
16	(pz) Indirect cost reimbursements	PR-F	C	216,800	216,800
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			4,936,300	4,936,300
	PROGRAM REVENUE			216,800	216,800
	FEDERAL			(216,800)	(216,800)
	OTHER			(-0-)	(-0-)

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011–12	2012–13
SERVICE TOTAL–ALL SOURCES				(–0–) 5,153,100	(–0–) 5,153,100
1	(5) VICTIMS AND WITNESSES				
2	(a) General program operations	GPR	A	1,032,600	1,032,600
3	(b) Awards for victims of crimes	GPR	A	1,120,900	1,120,900
4	(c) Reimbursement for victim and				
5	witness services	GPR	A	1,267,200	1,267,200
6	(d) Reimbursement for forensic				
7	examinations	GPR	S	50,000	50,000
8	(g) Crime victim and witness				
9	assistance surcharge, general				
10	services	PR	A	4,074,400	4,074,400
11	(gc) Crime victim and witness				
12	surcharge, sexual assault victim				
13	services	PR	C	1,815,100	1,815,100
14	(h) Crime victim compensation services	PR	A	51,800	51,800
15	(hh) Crime victim restitution	PR	C	267,300	267,300
16	(i) Victim compensation, inmate				
17	payments	PR	C	9,700	9,700
18	(k) Interagency and intra–agency				
19	assistance; reimbursement to				
20	counties	PR–S	A	529,400	529,400
21	(kj) Victim payments, victim surcharge	PR–S	A	893,700	893,700

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13
1	(kk) Reimbursement to counties for				
2	providing victim and witness				
3	services	PR-S	C	-0-	-0-
4	(kp) Reimbursement to counties for				
5	victim-witness services	PR-S	A	748,900	748,900
6	(m) Federal aid; victim compensation	PR-F	C	823,900	823,900
7	(ma) Federal aid, state operations				
8	relating to crime victim services	PR-F	C	103,100	103,100
9	(mh) Federal aid; victim assistance	PR-F	C	4,094,900	4,094,900
	(5) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			3,470,700	3,470,700
	PROGRAM REVENUE			13,412,200	13,412,200
	FEDERAL			(5,021,900)	(5,021,900)
	OTHER			(6,218,300)	(6,218,300)
	SERVICE			(2,172,000)	(2,172,000)
	TOTAL-ALL SOURCES			16,882,900	16,882,900
	20.455 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			41,084,300	41,113,200
	PROGRAM REVENUE			47,053,200	46,943,900
	FEDERAL			(7,913,800)	(7,881,200)
	OTHER			(14,088,400)	(14,093,300)
	SERVICE			(25,051,000)	(24,969,400)
	SEGREGATED REVENUE			373,100	373,100
	OTHER			(373,100)	(373,100)
	TOTAL-ALL SOURCES			88,510,600	88,430,200
10	<b>20.465 Department of Military Affairs</b>				
11	(1) NATIONAL GUARD OPERATIONS				
12	(a) General program operations	GPR	A	5,562,700	5,562,700
13	(b) Repair and maintenance	GPR	A	806,900	806,900
14	(c) Public emergencies	GPR	S	40,000	40,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011–12</b>	<b>2012–13</b>
1	(d) Principal repayment and interest	GPR	S	3,441,300	6,089,300
2	(e) State flags	GPR	A	400	400
3	(f) Energy costs; energy-related				
4	assessments	GPR	A	2,696,400	2,873,300
5	(g) Military property	PR	A	639,000	639,000
6	(h) Intergovernmental services	PR	A	251,400	251,400
7	(i) Distance learning centers	PR	C	–0–	–0–
8	(k) Armory store operations	PR–S	A	219,900	219,900
9	(km) Agency services	PR–S	A	60,800	60,800
10	(Li) Gifts and grants	PR	C	–0–	–0–
11	(m) Federal aid	PR–F	C	29,508,900	29,508,900
12	(pz) Indirect cost reimbursements	PR–F	C	495,900	495,900
		(1) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			12,547,700	15,372,600
	PROGRAM REVENUE			31,175,900	31,175,900
	FEDERAL			(30,004,800)	(30,004,800)
	OTHER			(890,400)	(890,400)
	SERVICE			(280,700)	(280,700)
	TOTAL–ALL SOURCES			43,723,600	46,548,500
13	(2) GUARD MEMBERS' BENEFITS				
14	(a) Tuition grants	GPR	S	3,500,000	3,500,000
15	(r) Military family relief	SEG	C	–0–	–0–
		(2) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			3,500,000	3,500,000
	SEGREGATED REVENUE			–0–	–0–
	OTHER			(–0–)	(–0–)
	TOTAL–ALL SOURCES			3,500,000	3,500,000
16	(3) EMERGENCY MANAGEMENT SERVICES				

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011–12</b>	<b>2012–13</b>
1	(a) General program operations	GPR	A	813,700	813,700
2	(b) State disaster assistance	GPR	A	–0–	–0–
3	(dd) Regional emergency response				
4	teams	GPR	A	1,247,400	1,247,400
5	(dp) Emergency response equipment	GPR	A	417,000	417,000
6	(dr) Emergency response supplement	GPR	C	–0–	–0–
7	(dt) Emergency response training	GPR	B	57,900	57,900
8	(e) Disaster recovery aid; public health				
9	emergency quarantine costs	GPR	S	2,500,000	2,500,000
10	(f) Civil air patrol aids	GPR	A	16,900	16,900
11	(g) Program services	PR	A	2,283,600	2,283,600
12	(h) Interstate emergency assistance	PR	A	–0–	–0–
13	(i) Emergency planning and reporting;				
14	administration	PR	A	949,100	949,100
15	(j) Division of emergency				
16	management; gifts and grants	PR	C	–0–	–0–
17	(jm) Division of emergency				
18	management; emergency planning				
19	grants	PR	C	743,800	743,800
20	(jt) Regional emergency response				
21	reimbursement	PR	C	–0–	–0–
22	(m) Federal aid, state operations	PR–F	C	4,634,800	4,634,800
23	(n) Federal aid, local assistance	PR–F	C	12,800,000	12,800,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(o) Federal aid, individuals and				
2	organizations	PR-F	C	1,926,400	1,926,400
3	(r) Division of emergency				
4	management; petroleum inspection				
5	fund	SEG	A	462,100	462,100
6	(s) State disaster assistance;				
7	petroleum inspection fund	SEG	C	1,000,000	-0-
8	(t) Emergency response training –				
9	environmental fund	SEG	B	7,600	7,600
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			5,052,900	5,052,900
	PROGRAM REVENUE			23,337,700	23,337,700
	FEDERAL			(19,361,200)	(19,361,200)
	OTHER			(3,976,500)	(3,976,500)
	SEGREGATED REVENUE			1,469,700	469,700
	OTHER			(1,469,700)	(469,700)
	TOTAL-ALL SOURCES			29,860,300	28,860,300
10	(4) NATIONAL GUARD YOUTH PROGRAMS				
11	(h) Gifts and grants	PR	C	-0-	-0-
12	(ka) Challenge academy program; public				
13	instruction funds	PR-S	C	1,078,900	1,078,900
14	(m) Federal aid	PR-F	C	3,236,900	3,236,900
	(4) PROGRAM TOTALS				
	PROGRAM REVENUE			4,315,800	4,315,800
	FEDERAL			(3,236,900)	(3,236,900)
	OTHER			(-0-)	(-0-)
	SERVICE			(1,078,900)	(1,078,900)
	TOTAL-ALL SOURCES			4,315,800	4,315,800
	20.465 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			21,100,600	23,925,500
	PROGRAM REVENUE			58,829,400	58,829,400
	FEDERAL			(52,602,900)	(52,602,900)



	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13
	OTHER			(4,866,900)	(4,866,900)
	SERVICE			(1,359,600)	(1,359,600)
	SEGREGATED REVENUE			1,469,700	469,700
	OTHER			(1,469,700)	(469,700)
	TOTAL-ALL SOURCES			81,399,700	83,224,600
<b>1</b>	<b>20.475 District Attorneys</b>				
<b>2</b>	(1) DISTRICT ATTORNEYS				
<b>3</b>	(d) Salaries and fringe benefits	GPR	A	41,684,600	41,684,600
<b>4</b>	(h) Gifts and grants	PR	C	3,208,500	2,855,100
<b>5</b>	(i) Other employees	PR	A	304,300	314,300
<b>6</b>	(k) Interagency and intra-agency				
<b>7</b>	assistance	PR-S	C	-0-	-0-
<b>8</b>	(km) Deoxyribonucleic acid evidence				
<b>9</b>	activities	PR-S	A	142,500	142,500
<b>10</b>	(m) Federal aid	PR-F	C	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			41,684,600	41,684,600
	PROGRAM REVENUE			3,655,300	3,311,900
	FEDERAL			(-0-)	(-0-)
	OTHER			(3,512,800)	(3,169,400)
	SERVICE			(142,500)	(142,500)
	TOTAL-ALL SOURCES			45,339,900	44,996,500
	20.475 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			41,684,600	41,684,600
	PROGRAM REVENUE			3,655,300	3,311,900
	FEDERAL			(-0-)	(-0-)
	OTHER			(3,512,800)	(3,169,400)
	SERVICE			(142,500)	(142,500)
	TOTAL-ALL SOURCES			45,339,900	44,996,500
<b>11</b>	<b>20.485 Department of Veterans Affairs</b>				
<b>12</b>	(1) VETERANS HOMES				

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(a) Aids to indigent veterans	GPR	A	178,200	178,200
2	(b) General fund supplement to				
3	institutional operations	GPR	B	-0-	-0-
4	(d) Cemetery maintenance and				
5	beautification	GPR	A	23,200	23,200
6	(e) Lease rental payments	GPR	S	-0-	-0-
7	(f) Principal repayment and interest	GPR	S	1,147,400	1,814,200
8	(g) Home exchange	PR	A	261,100	261,100
9	(gd) Veterans home cemetery operations	PR	C	39,300	48,800
10	(gk) Institutional operations	PR	A	85,715,000	91,821,400
11	(go) Self-amortizing facilities; principal				
12	repayment and interest	PR	S	1,230,700	1,309,400
13	(h) Gifts and bequests	PR	C	239,600	239,600
14	(hm) Gifts and grants	PR	C	-0-	-0-
15	(i) State-owned housing maintenance	PR	C	59,700	59,700
16	(kg) Grants to counties	PR-S	A	76,200	76,200
17	(m) Federal aid; care at veterans homes	PR-F	C	-0-	-0-
18	(mj) Federal aid; geriatric unit	PR-F	C	-0-	-0-
19	(mn) Federal projects	PR-F	C	25,000	25,000
20	(t) Veterans homes member accounts	SEG	C	-0-	-0-
21	(u) Rentals; improvements; equipment;				
22	land acquisition	SEG	A	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			1,348,800	2,015,600

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011-12	2012-13
	PROGRAM REVENUE			87,646,600	93,841,200
	FEDERAL			(25,000)	(25,000)
	OTHER			(87,545,400)	(93,740,000)
	SERVICE			(76,200)	(76,200)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			88,995,400	95,856,800
1	(2) LOANS AND AIDS TO VETERANS				
2	(a) General program operations; loans				
3	and aids	GPR	A	-0-	-0-
4	(ac) Veterans assistance	GPR	A	7,900	7,100
5	(b) Housing vouchers for homeless				
6	veterans	GPR	A	-0-	-0-
7	(d) Veterans memorials at the				
8	Highground	GPR	C	-0-	-0-
9	(db) General fund supplement to				
10	veterans trust fund	GPR	A	416,800	-0-
11	(dm) Military funeral honors	GPR	B	221,900	221,900
12	(e) Korean War memorial grant	GPR	A	-0-	-0-
13	(g) Consumer reporting agency fees	PR	C	-0-	-0-
14	(h) Public and private receipts	PR	C	18,200	18,200
15	(kg) American Indian services				
16	coordinator	PR-S	A	86,300	86,300
17	(km) American Indian grants	PR-S	A	61,200	61,200
18	(m) Federal payments; veterans				
19	assistance	PR-F	C	538,300	538,300

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011–12</b>	<b>2012–13</b>
1	(rm) Veterans assistance program	SEG	B	319,700	319,700
2	(rp) Veterans assistance program				
3	receipts	SEG	C	112,000	115,500
4	(s) Transportation payment	SEG	A	200,000	200,000
5	(tf) Veterans tuition reimbursement				
6	program	SEG	B	1,403,100	1,403,100
7	(tj) Retraining assistance program	SEG	A	210,000	210,000
8	(tm) Facilities	SEG	C	–0–	–0–
9	(u) Administration of loans and aids to				
10	veterans	SEG	A	5,437,100	5,422,700
11	(vm) Assistance to needy veterans	SEG	A	970,000	970,000
12	(vw) Payments to veterans organizations				
13	for claims service	SEG	A	110,000	110,000
14	(vx) County grants	SEG	A	342,400	342,400
15	(w) Home for needy veterans	SEG	C	10,000	10,000
16	(x) Federal per diem payments	SEG–F	C	1,460,600	1,460,600
17	(yg) Acquisition of 1981 revenue bond				
18	mortgages	SEG	S	–0–	–0–
19	(yn) Veterans trust fund loans and				
20	expenses	SEG	B	3,050,000	3,050,000
21	(yo) Debt payment	SEG	S	–0–	–0–
22	(z) Gifts	SEG	C	–0–	–0–
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			646,600	229,000
	PROGRAM REVENUE			704,000	704,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13
	FEDERAL			(538,300)	(538,300)
	OTHER			(18,200)	(18,200)
	SERVICE			(147,500)	(147,500)
	SEGREGATED REVENUE			13,624,900	13,614,000
	FEDERAL			(1,460,600)	(1,460,600)
	OTHER			(12,164,300)	(12,153,400)
	TOTAL-ALL SOURCES			14,975,500	14,547,000
1	(3) SELF-AMORTIZING MORTGAGE LOANS FOR VETERANS				
2	(b) Self insurance	GPR	S	-0-	-0-
3	(e) General program deficiency	GPR	S	-0-	-0-
4	(q) Foreclosure loss payments	SEG	C	801,000	801,000
5	(r) Funded reserves	SEG	C	50,000	50,000
6	(rm) Other reserves	SEG	C	-0-	-0-
7	(s) General program operations	SEG	A	3,531,800	3,527,200
8	(sm) County grants	SEG	A	342,400	342,400
9	(t) Debt service	SEG	C	19,033,300	19,020,700
10	(v) Revenue obligation repayment	SEG	C	-0-	-0-
11	(w) Revenue obligation funding	SEG	C	-0-	-0-
12	(wg) Escrow payments, recoveries, and				
13	refunds	SEG	C	-0-	-0-
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	SEGREGATED REVENUE			23,758,500	23,741,300
	OTHER			(23,758,500)	(23,741,300)
	TOTAL-ALL SOURCES			23,758,500	23,741,300
14	(4) VETERANS MEMORIAL CEMETERIES				
15	(g) Cemetery operations	PR	A	194,400	194,400
16	(h) Gifts, grants and bequests	PR	C	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(m) Federal aid; cemetery operations				
2	and burials	PR-F	C	504,700	603,200
3	(q) Cemetery administration and				
4	maintenance	SEG	A	504,100	528,300
5	(qm) Repayment of principal and				
6	interest	SEG	S	86,100	85,500
7	(r) Cemetery energy costs;				
8	energy-related assessments	SEG	A	106,300	106,300
		(4) PROGRAM TOTALS			
	PROGRAM REVENUE			699,100	797,600
	FEDERAL			(504,700)	(603,200)
	OTHER			(194,400)	(194,400)
	SEGREGATED REVENUE			696,500	720,100
	OTHER			(696,500)	(720,100)
	TOTAL-ALL SOURCES			1,395,600	1,517,700
9	(5) WISCONSIN VETERANS MUSEUM				
10	(c) Operation of Wisconsin Veterans				
11	Museum	GPR	A	249,200	249,200
12	(mn) Federal projects; museum				
13	acquisitions and operations	PR-F	C	-0-	-0-
14	(tm) Museum facilities	SEG	C	52,800	52,800
15	(v) Museum sales receipts	SEG	C	205,700	170,700
16	(vo) Veterans of World War I	SEG	A	2,500	2,500
17	(wd) Operation of Wisconsin Veterans				
18	Museum	SEG	A	2,005,300	2,029,900
19	(zm) Museum gifts and bequests	SEG	C	-0-	-0-
		(5) PROGRAM TOTALS			
	GENERAL PURPOSE REVENUE			249,200	249,200

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011-12	2012-13	
	PROGRAM REVENUE			-0-	-0-	
	FEDERAL			(-0-)	(-0-)	
	SEGREGATED REVENUE			2,266,300	2,255,900	
	OTHER			(2,266,300)	(2,255,900)	
	TOTAL-ALL SOURCES			2,515,500	2,505,100	
20.485 DEPARTMENT TOTALS						
	GENERAL PURPOSE REVENUE			2,244,600	2,493,800	
	PROGRAM REVENUE			89,049,700	95,342,800	
	FEDERAL			(1,068,000)	(1,166,500)	
	OTHER			(87,758,000)	(93,952,600)	
	SERVICE			(223,700)	(223,700)	
	SEGREGATED REVENUE			40,346,200	40,331,300	
	FEDERAL			(1,460,600)	(1,460,600)	
	OTHER			(38,885,600)	(38,870,700)	
	TOTAL-ALL SOURCES			131,640,500	138,167,900	
<b>1</b>	<b>20.490 Wisconsin Housing and Economic Development Authority</b>					
<b>2</b>	(1)	FACILITATION OF CONSTRUCTION				
<b>3</b>	(a)	Capital reserve fund deficiency	GPR	C	-0-	-0-
	(1) PROGRAM TOTALS					
		GENERAL PURPOSE REVENUE			-0-	-0-
		TOTAL-ALL SOURCES			-0-	-0-
<b>4</b>	(2)	HOUSING REHABILITATION LOAN PROGRAM				
<b>5</b>	(a)	General program operations	GPR	C	-0-	-0-
<b>6</b>	(q)	Loan loss reserve fund	SEG	C	-0-	-0-
	(2) PROGRAM TOTALS					
		GENERAL PURPOSE REVENUE			-0-	-0-
		SEGREGATED REVENUE			-0-	-0-
		OTHER			(-0-)	(-0-)
		TOTAL-ALL SOURCES			-0-	-0-
<b>7</b>	(3)	HOMEOWNERSHIP MORTGAGE ASSISTANCE				
<b>8</b>	(a)	Homeowner eviction lien protection				
<b>9</b>		program	GPR	C	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13
			(3) PROGRAM TOTALS		
			GENERAL PURPOSE REVENUE	-0-	-0-
			TOTAL-ALL SOURCES	-0-	-0-
1	(4)		DISADVANTAGED BUSINESS MOBILIZATION ASSISTANCE		
2	(g)		Disadvantaged business		
3			mobilization loan guarantee	PR	C
				-0-	-0-
			(4) PROGRAM TOTALS		
			PROGRAM REVENUE	-0-	-0-
			OTHER	(-0-)	(-0-)
			TOTAL-ALL SOURCES	-0-	-0-
4	(5)		WISCONSIN DEVELOPMENT LOAN GUARANTEES		
5	(a)		Wisconsin development reserve		
6			fund	GPR	C
				-0-	-0-
7	(q)		Environmental fund transfer to		
8			Wisconsin development reserve		
9			fund	SEG	C
				-0-	-0-
10	(r)		Agrichemical management fund		
11			transfer to Wisconsin development		
12			reserve fund	SEG	C
				-0-	-0-
13	(s)		Petroleum inspection fund transfer		
14			to Wisconsin development reserve		
15			fund	SEG	A
				-0-	-0-
			(5) PROGRAM TOTALS		
			GENERAL PURPOSE REVENUE	-0-	-0-
			SEGREGATED REVENUE	-0-	-0-
			OTHER	(-0-)	(-0-)
			TOTAL-ALL SOURCES	-0-	-0-
			20.490 DEPARTMENT TOTALS		
			GENERAL PURPOSE REVENUE	-0-	-0-
			PROGRAM REVENUE	-0-	-0-
			OTHER	(-0-)	(-0-)



STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13
SEGREGATED REVENUE			-0-	-0-
OTHER			(-0-)	(-0-)
TOTAL-ALL SOURCES			-0-	-0-

Human Resources  
FUNCTIONAL AREA TOTALS

GENERAL PURPOSE REVENUE			4,415,414,200	4,463,813,400
PROGRAM REVENUE			6,762,268,900	6,722,111,600
FEDERAL			(5,789,498,200)	(5,750,588,200)
OTHER			(644,047,100)	(644,661,600)
SERVICE			(328,723,600)	(326,861,800)
SEGREGATED REVENUE			883,490,900	897,779,300
FEDERAL			(1,460,600)	(1,460,600)
OTHER			(882,030,300)	(896,318,700)
SERVICE			(-0-)	(-0-)
LOCAL			(-0-)	(-0-)
TOTAL-ALL SOURCES			12,061,174,000	12,083,704,300

**1     20.505 Department of Administration**

**2     (1)   SUPERVISION AND MANAGEMENT**

**3     (a)   General program operations           GPR     A           7,215,000       7,215,000**

**4     (b)   Midwest interstate low-level  
5       radioactive waste compact; loan  
6       from general fund                   GPR     C           -0-           -0-**

**7     (bq)  Appropriation obligations  
8       repayment; tobacco settlement  
9       revenues                           GPR     A           92,474,100     93,693,400**

**10    (br)  Appropriation obligations  
11       repayment; unfunded liabilities  
12       under the Wisconsin Retirement  
13       System                           GPR     A           274,749,000   533,473,500**

**14    (cg)  Relocation assistance           GPR     A           101,200       101,200**

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011–12</b>	<b>2012–13</b>
1	(cm) Comprehensive planning grants;				
2	general purpose revenue	GPR	A	–0–	–0–
3	(cn) Comprehensive planning;				
4	administrative support	GPR	A	–0–	–0–
5	(fo) Federal resource acquisition				
6	support grants	GPR	A	92,500	92,500
7	(g) Midwest interstate low–level				
8	radioactive waste compact;				
9	membership and costs	PR	A	4,100	4,100
10	(gc) Processing services	PR	A	181,300	181,300
11	(ge) High–voltage transmission line				
12	annual impact fee distributions	PR	C	–0–	–0–
13	(gr) Disabled veteran–owned,				
14	woman–owned, and minority				
15	business certification fees	PR	C	31,500	31,500
16	(gs) High–voltage transmission line				
17	environmental impact fee				
18	distributions	PR	C	–0–	–0–
19	(ie) Land	PR	C	2,549,300	2,549,300
20	(if) Comprehensive planning grants;				
21	program revenue	PR	A	–0–	–0–
22	(im) Services to nonstate governmental				
23	units; entity contract	PR	A	1,670,200	1,670,200

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011–12</b>	<b>2012–13</b>
1	(iq) Appropriation obligation proceeds;				
2	unfunded liabilities under the				
3	Wisconsin Retirement System	PR	C	–0–	–0–
4	(ir) Relay service	PR	A	4,014,100	4,014,100
5	(is) Information technology and				
6	communications services; nonstate				
7	entities	PR	A	17,900,900	17,900,900
8	(it) Appropriation obligations;				
9	agreements and ancillary				
10	arrangements	PR	C	–0–	–0–
11	(iu) Plat and proposed incorporation				
12	and annexation review	PR	C	414,600	414,600
13	(iv) Integrated business information				
14	system; nonstate entities	PR	C	–0–	–0–
15	(iw) Appropriation obligation proceeds;				
16	tobacco settlement revenues	PR	C	–0–	–0–
17	(j) Gifts, grants, and bequests	PR	C	–0–	–0–
18	(ka) Materials and services to state				
19	agencies and certain districts	PR–S	A	7,044,200	6,904,100
20	(kb) Transportation, records, and				
21	document services	PR–S	A	18,819,100	18,819,100
22	(kc) Capital planning and building				
23	construction services	PR–S	A	11,988,500	11,988,500
24	(kd) Integrated business information				
25	system	PR–S	C	9,319,400	9,319,400

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011–12</b>	<b>2012–13</b>
1	(ke) Telecommunications services; state				
2	agencies; veterans services	PR–S	A	18,301,900	18,301,900
3	(kf) Procurement services	PR–S	C	3,605,000	3,605,000
4	(kg) Federal resource acquisition	PR–S	C	–0–	–0–
5	(kh) Justice information systems	PR–S	A	4,120,100	4,120,100
6	(kj) Financial services	PR–S	A	8,619,600	8,619,600
7	(kL) Printing, mail, communication and				
8	information technology services;				
9	agencies	PR–S	A	102,652,400	102,652,400
10	(km) University of Wisconsin–Green Bay				
11	programming	PR–S	A	247,500	247,500
12	(kp) Interagency assistance; justice				
13	information systems	PR–S	A	326,700	326,700
14	(kq) Justice information systems				
15	development, operation and				
16	maintenance	PR–S	A	–0–	–0–
17	(kr) Legal services	PR–S	A	802,100	802,100
18	(ku) Management assistance grants to				
19	counties	PR–S	A	563,200	563,200
20	(kx) American Indian economic				
21	development; technical assistance	PR–S	A	79,500	79,500
22	(mb) Federal aid	PR–F	C	9,146,600	7,927,300
23	(md) Oil overcharge restitution funds	PR–F	C	264,700	264,700
24	(n) Federal aid; local assistance	PR–F	C	90,000,000	90,000,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(ng) Sale of forest products; funds for				
2	public schools and public roads	PR	C	-0-	-0-
3	(pz) Indirect cost reimbursements	PR-F	C	73,800	48,500
4	(r) VendorNet fund administration	SEG	A	84,700	84,700
5	(tb) Payment of qualified higher				
6	education expenses and refunds;				
7	college tuition and expenses				
8	program	SEG	S	-0-	-0-
9	(td) Administrative expenses; college				
10	tuition and expenses program	SEG	A	118,300	118,300
11	(tf) Payment of qualified higher				
12	education expenses and refunds;				
13	college savings program trust fund	SEG	S	-0-	-0-
14	(th) Administrative expenses; college				
15	savings program trust fund	SEG	A	563,400	563,400
16	(tj) Payment of qualified higher				
17	education expenses and refunds;				
18	college savings program bank				
19	deposit trust fund	SEG	S	-0-	-0-
20	(tL) Administrative expenses; college				
21	savings program bank deposit trust				
22	fund	SEG	A	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(tn) Payment of qualified higher				
2	education expenses and refunds;				
3	college savings program credit				
4	union deposit trust fund	SEG	S	-0-	-0-
5	(tp) Administrative expenses; college				
6	savings program credit union				
7	deposit trust fund	SEG	A	-0-	-0-
8	(v) General program operations —				
9	environmental improvement				
10	programs; state funds	SEG	A	1,005,400	1,005,400
11	(x) General program operations —				
12	clean water fund program; federal				
13	funds	SEG-F	C	-0-	-0-
14	(y) General program operations — safe				
15	drinking water loan program;				
16	federal funds	SEG-F	C	-0-	-0-
17	(z) Transportation planning grants to				
18	local governmental units	SEG-S	B	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			374,631,800	634,575,600
	PROGRAM REVENUE			312,740,300	311,355,600
	FEDERAL			(99,485,100)	(98,240,500)
	OTHER			(26,766,000)	(26,766,000)
	SERVICE			(186,489,200)	(186,349,100)
	SEGREGATED REVENUE			1,771,800	1,771,800
	FEDERAL			(-0-)	(-0-)
	OTHER			(1,771,800)	(1,771,800)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			689,143,900	947,703,000
19	(2) RISK MANAGEMENT				

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(a) General fund supplement — risk				
2	management claims	GPR	S	–0–	–0–
3	(am) Costs and judgments	GPR	S	–0–	–0–
4	(k) Risk management costs	PR-S	C	27,934,500	27,934,500
5	(ki) Risk management administration	PR-S	A	6,688,300	6,688,300
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			–0–	–0–
	PROGRAM REVENUE			34,622,800	34,622,800
	SERVICE			(34,622,800)	(34,622,800)
	TOTAL-ALL SOURCES			34,622,800	34,622,800
6	(3) UTILITY PUBLIC BENEFITS AND AIR QUALITY IMPROVEMENT				
7	(q) General program operations; utility				
8	public benefits	SEG	A	11,893,700	11,893,700
9	(r) Low-income assistance grants	SEG	S	19,447,300	19,447,300
10	(rr) Air quality improvement grants	SEG	S	–0–	–0–
11	(s) Transfer to air quality improvement				
12	fund	SEG	S	–0–	–0–
	(3) PROGRAM TOTALS				
	SEGREGATED REVENUE			31,341,000	31,341,000
	OTHER			(31,341,000)	(31,341,000)
	TOTAL-ALL SOURCES			31,341,000	31,341,000
13	(4) ATTACHED DIVISIONS AND OTHER BODIES				
14	(a) Adjudication of tax appeals	GPR	A	535,800	539,400
15	(b) Adjudication of equalization				
16	appeals	GPR	S	–0–	–0–
17	(c) Literacy initiative	GPR	A	600,000	600,000
18	(d) Claims awards	GPR	S	22,500	22,500

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011–12</b>	<b>2012–13</b>
1	(ea) Women's council operations	GPR	A	139,900	139,900
2	(ec) Service award program; general				
3	program operations	GPR	A	17,200	17,200
4	(er) Service award program; state				
5	matching awards	GPR	S	1,884,300	1,884,300
6	(es) Principal, interest, and rebates;				
7	general purpose revenue — schools	GPR	S	1,353,100	2,252,200
8	(et) Principal, interest, and rebates;				
9	general purpose revenue — public				
10	library boards	GPR	S	8,400	15,200
11	(f) Hearings and appeals operations	GPR	A	2,532,500	2,510,200
12	(h) Program services	PR	A	27,200	27,200
13	(ha) Principal, interest and rebates;				
14	program revenue—schools	PR	C	724,700	332,100
15	(hb) Principal, interest and rebates;				
16	program revenue—public library				
17	boards	PR	C	5,200	–0–
18	(hc) Administration of Governor's				
19	Wisconsin Educational Technology				
20	Conference	PR	A	150,200	150,200
21	(j) National and community service				
22	board; gifts and grants	PR	C	–0–	–0–



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(js) Educational technology block				
2	grants; Wisconsin Advanced				
3	Telecommunications foundation				
4	assessments	PR	C	–0–	–0–
5	(k) Waste facility siting board; general				
6	program operations	PR-S	A	45,500	45,500
7	(ka) State use board — general program				
8	operations	PR-S	A	123,600	123,600
9	(kb) National and community service				
10	board; administrative support	PR-S	A	275,000	275,000
11	(kp) Hearings and appeals fees	PR-S	A	3,291,100	3,268,800
12	(L) Equipment purchases and leases	PR	C	–0–	–0–
13	(Lm) Educational telecommunications;				
14	additional services	PR	C	–0–	–0–
15	(mp) Federal e-rate aid	PR-F	C	5,428,800	5,364,100
16	(o) National and community service				
17	board; federal aid for				
18	administration	PR-F	C	638,900	600,900
19	(p) National and community service				
20	board; federal aid for grants	PR-F	C	3,354,300	3,354,300
21	(r) State capitol and executive				
22	residence board; gifts and grants	SEG	C	–0–	–0–
23	(s) Telecommunications access; school				
24	districts	SEG	B	11,105,100	11,105,100

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(t) Telecommunications access; private				
2	and technical colleges and libraries	SEG	B	5,016,000	5,016,000
3	(tm) Telecommunications access; private				
4	schools	SEG	B	694,300	694,300
5	(tu) Telecommunications access; state				
6	schools	SEG	B	82,500	82,500
7	(tw) Telecommunications access;				
8	juvenile correctional facilities	SEG	B	86,300	86,300
	(4) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			7,093,700	7,980,900
	PROGRAM REVENUE			14,064,500	13,541,700
	FEDERAL			(9,422,000)	(9,319,300)
	OTHER			(907,300)	(509,500)
	SERVICE			(3,735,200)	(3,712,900)
	SEGREGATED REVENUE			16,984,200	16,984,200
	OTHER			(16,984,200)	(16,984,200)
	TOTAL-ALL SOURCES			38,142,400	38,506,800
9	(5) FACILITIES MANAGEMENT				
10	(c) Principal repayment and interest;				
11	Black Point Estate	GPR	S	81,100	170,200
12	(g) Principal repayment, interest and				
13	rebates; parking	PR-S	S	1,778,000	2,260,300
14	(ka) Facility operations and				
15	maintenance; police and protection				
16	functions	PR-S	A	37,866,400	37,866,400
17	(kb) Parking	PR	A	813,400	813,400
18	(kc) Principal repayment, interest and				
19	rebates	PR-S	C	19,320,200	16,986,900

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13
1	(ke) Additional energy conservation				
2	construction projects	PR-S	C	-0-	-0-
	(5) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			81,100	170,200
	PROGRAM REVENUE			59,778,000	57,927,000
	OTHER			(813,400)	(813,400)
	SERVICE			(58,964,600)	(57,113,600)
	TOTAL-ALL SOURCES			59,859,100	58,097,200
3	(6) OFFICE OF JUSTICE ASSISTANCE				
4	(a) General program operations	GPR	A	273,300	273,300
5	(b) Alternatives to prosecution and				
6	incarceration for persons who use				
7	alcohol or other drugs;				
8	presentencing assessments	GPR	A	-0-	-0-
9	(d) Youth diversion	GPR	A	321,000	321,000
10	(gj) Grants for victims of sexual				
11	assault; child pornography				
12	surcharge	PR	C	-0-	-0-
13	(h) Public safety interoperable				
14	communication system; general				
15	usage fees	PR	A	-0-	-0-
16	(i) Gifts and grants	PR	C	-0-	-0-
17	(k) Law enforcement programs and				
18	youth diversion – administration	PR-S	A	161,800	161,800
19	(ka) Public safety interoperable				
20	communication system; state fees	PR-S	A	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011–12</b>	<b>2012–13</b>
1	(kb) Law enforcement officer				
2	supplement grants	PR–S	A	1,224,900	1,224,900
3	(ke) Child advocacy centers	PR–S	A	238,100	238,100
4	(kf) American Indian reintegration				
5	program	PR–S	A	50,000	50,000
6	(ki) Interoperable communications				
7	system	PR–S	A	410,800	1,073,100
8	(kj) Youth diversion program	PR–S	A	672,400	672,400
9	(km) Interagency and intra–agency aids	PR–S	C	281,600	281,600
10	(kn) Alternatives to prosecution and				
11	incarceration for persons who use				
12	alcohol or other drugs; justice				
13	information fee	PR–S	A	1,078,400	1,078,400
14	(ko) Wisconsin Justice Information				
15	Sharing Program	PR	A	786,500	797,300
16	(kq) Traffic stop data collection; state	PR–S	A	–0–	–0–
17	(kr) Traffic stop data collection; local	PR–S	A	–0–	–0–
18	(ku) Grants for substance abuse				
19	treatment programs for criminal				
20	offenders	PR	C	7,500	7,500
21	(m) Federal aid, justice assistance,				
22	state operations	PR–F	C	3,407,000	3,281,100
23	(mb) Federal aid, homeland security	PR–F	C	36,606,800	36,585,500
24	(n) Federal aid; criminal justice	PR–F	C	207,100	98,300

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(p) Federal aid, local assistance and				
2	aids	PR-F	C	18,904,900	18,904,900
	(6) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			594,300	594,300
	PROGRAM REVENUE			64,037,800	64,454,900
	FEDERAL			(59,125,800)	(58,869,800)
	OTHER			(794,000)	(804,800)
	SERVICE			(4,118,000)	(4,780,300)
	TOTAL-ALL SOURCES			64,632,100	65,049,200
3	(7) HOUSING ASSISTANCE				
4	(a) General program operations	GPR	A	527,800	527,800
5	(b) Housing grants and loans; general				
6	purpose revenue	GPR	B	3,097,800	3,097,800
7	(fm) Shelter for homeless and				
8	transitional housing grants	GPR	B	1,413,600	1,413,600
9	(fr) Mental health for homeless				
10	individuals	GPR	A	42,200	42,200
11	(gg) Housing program services; other				
12	entities	PR	C	168,900	168,900
13	(h) Funding for the homeless	PR	C	422,400	422,400
14	(kg) Housing program services	PR-S	C	422,400	422,400
15	(m) Federal aid; state operations	PR-F	C	1,467,400	1,467,400
16	(n) Federal aid; local assistance	PR-F	C	10,000,000	10,000,000
17	(o) Federal aid; individuals and				
18	organizations	PR-F	C	23,000,000	23,000,000
	(7) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			5,081,400	5,081,400
	PROGRAM REVENUE			35,481,100	35,481,100
	FEDERAL			(34,467,400)	(34,467,400)

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
	OTHER			(591,300)	(591,300)
	SERVICE			(422,400)	(422,400)
	<b>TOTAL-ALL SOURCES</b>			<b>40,562,500</b>	<b>40,562,500</b>
1	(8) DIVISION OF GAMING				
2	(am) Interest on racing and bingo				
3	moneys	GPR	S	11,700	11,700
4	(h) General program operations; Indian				
5	gaming	PR	A	1,825,100	1,825,100
6	(hm) Indian gaming receipts	PR	C	-0-	-0-
7	(j) General program operations; raffles				
8	and crane games	PR	A	264,100	264,100
9	(jm) General program operations; bingo	PR	A	304,800	304,800
	<b>(8) PROGRAM TOTALS</b>				
	GENERAL PURPOSE REVENUE			11,700	11,700
	PROGRAM REVENUE			2,394,000	2,394,000
	OTHER			(2,394,000)	(2,394,000)
	<b>TOTAL-ALL SOURCES</b>			<b>2,405,700</b>	<b>2,405,700</b>
	<b>20.505 DEPARTMENT TOTALS</b>				
	GENERAL PURPOSE REVENUE			387,494,000	648,414,100
	PROGRAM REVENUE			523,118,500	519,777,100
	FEDERAL			(202,500,300)	(200,897,000)
	OTHER			(32,266,000)	(31,879,000)
	SERVICE			(288,352,200)	(287,001,100)
	SEGREGATED REVENUE			50,097,000	50,097,000
	FEDERAL			(-0-)	(-0-)
	OTHER			(50,097,000)	(50,097,000)
	SERVICE			(-0-)	(-0-)
	<b>TOTAL-ALL SOURCES</b>			<b>960,709,500</b>	<b>1,218,288,200</b>
10	<b>20.507 Board of Commissioners of Public Lands</b>				
11	(1) TRUST LANDS AND INVESTMENTS				

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13
1	(h) Trust lands and investments —				
2	general program operations	PR-S	A	1,494,500	1,494,500
3	(j) Payments to American Indian				
4	tribes or bands for raised sunken				
5	logs	PR	C	-0-	-0-
6	(k) Trust lands and investments —				
7	interagency and intra-agency				
8	assistance	PR-S	A	-0-	-0-
9	(mg) Federal aid — flood control	PR-F	C	52,700	52,700
		(1) PROGRAM TOTALS			
	PROGRAM REVENUE			1,547,200	1,547,200
	FEDERAL			(52,700)	(52,700)
	OTHER			(-0-)	(-0-)
	SERVICE			(1,494,500)	(1,494,500)
	TOTAL-ALL SOURCES			1,547,200	1,547,200
		20.507 DEPARTMENT TOTALS			
	PROGRAM REVENUE			1,547,200	1,547,200
	FEDERAL			(52,700)	(52,700)
	OTHER			(-0-)	(-0-)
	SERVICE			(1,494,500)	(1,494,500)
	TOTAL-ALL SOURCES			1,547,200	1,547,200
10	<b>20.511 Government Accountability Board</b>				
11	(1) ADMINISTRATION OF ELECTIONS, ETHICS, AND LOBBYING LAWS				
12	(a) General program operations;				
13	general purpose revenue	GPR	B	4,313,300	2,551,000
14	(be) Investigations	GPR	S	31,100	31,100
15	(c) Voter identification training	GPR	A	82,600	82,600
16	(d) Election administration transfer	GPR	A	-0-	-0-
17	(h) Materials and services	PR	A	19,200	19,200

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(i) Elections administration; program				
2	revenue	PR	A	31,700	31,700
3	(im) Lobbying administration; program				
4	revenue	PR	A	495,600	495,600
5	(m) Federal aid	PR-F	C	-0-	-0-
6	(t) Election administration	SEG	A	100	100
7	(x) Federal aid; election administration				
8	fund	SEG-F	C	1,452,000	1,452,000
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			4,427,000	2,664,700
	PROGRAM REVENUE			546,500	546,500
	FEDERAL			(-0-)	(-0-)
	OTHER			(546,500)	(546,500)
	SEGREGATED REVENUE			1,452,100	1,452,100
	FEDERAL			(1,452,000)	(1,452,000)
	OTHER			(100)	(100)
	TOTAL-ALL SOURCES			6,425,600	4,663,300
	20.511 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			4,427,000	2,664,700
	PROGRAM REVENUE			546,500	546,500
	FEDERAL			(-0-)	(-0-)
	OTHER			(546,500)	(546,500)
	SEGREGATED REVENUE			1,452,100	1,452,100
	FEDERAL			(1,452,000)	(1,452,000)
	OTHER			(100)	(100)
	TOTAL-ALL SOURCES			6,425,600	4,663,300
9	<b>20.515 Department of Employee Trust Funds</b>				
10	(1) EMPLOYEE BENEFIT PLANS				
11	(a) Annuity supplements and				
12	payments	GPR	S	555,200	460,600
13	(c) Contingencies	GPR	S	-0-	-0-



	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(gm) Gifts and grants	PR	C	-0-	-0-
2	(m) Federal aid	PR-F	C	-0-	-0-
3	(sr) Gifts and grants; public employee				
4	trust fund	SEG	C	-0-	-0-
5	(t) Automated operating system	SEG	C	691,100	691,100
6	(u) Employee-funded reimbursement				
7	account plan	SEG	C	-0-	-0-
8	(um) Benefit administration	SEG	B	4,900	4,900
9	(ut) Health insurance data collection				
10	and analysis and other consulting				
11	services contracts	SEG	A	968,100	968,100
12	(w) Administration	SEG	A	29,318,000	29,513,100
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			555,200	460,600
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SEGREGATED REVENUE			30,982,100	31,177,200
	OTHER			(30,982,100)	(31,177,200)
	TOTAL-ALL SOURCES			31,537,300	31,637,800
	20.515 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			555,200	460,600
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SEGREGATED REVENUE			30,982,100	31,177,200
	OTHER			(30,982,100)	(31,177,200)
	TOTAL-ALL SOURCES			31,537,300	31,637,800
13	<b>20.525 Office of the Governor</b>				
14	(1) EXECUTIVE ADMINISTRATION				

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(a) General program operations	GPR	S	4,002,800	4,002,800
2	(b) Contingent fund	GPR	S	20,400	20,400
3	(c) Membership in national				
4	associations	GPR	S	118,300	118,300
5	(d) Disability board	GPR	S	-0-	-0-
6	(f) Literacy improvement aids	GPR	A	23,600	23,600
7	(i) Gifts and grants	PR	C	-0-	-0-
8	(m) Federal aid	PR-F	C	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			4,165,100	4,165,100
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			4,165,100	4,165,100
9	(2) EXECUTIVE RESIDENCE				
10	(a) General program operations	GPR	S	270,700	270,700
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			270,700	270,700
	TOTAL-ALL SOURCES			270,700	270,700
	20.525 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			4,435,800	4,435,800
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			4,435,800	4,435,800
11	<b>20.536 Investment Board</b>				
12	(1) INVESTMENT OF FUNDS				
13	(k) General program operations	PR	C	28,888,600	28,888,600

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(ka) General program operations;				
2	environmental improvement fund	PR-S	C	-0-	-0-
	(1) PROGRAM TOTALS				
	PROGRAM REVENUE			28,888,600	28,888,600
	OTHER			(28,888,600)	(28,888,600)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			28,888,600	28,888,600
	20.536 DEPARTMENT TOTALS				
	PROGRAM REVENUE			28,888,600	28,888,600
	OTHER			(28,888,600)	(28,888,600)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			28,888,600	28,888,600
3	<b>20.540 Office of the Lieutenant Governor</b>				
4	(1) EXECUTIVE COORDINATION				
5	(a) General program operations	GPR	A	393,500	393,500
6	(g) Gifts, grants and proceeds	PR	C	-0-	-0-
7	(k) Grants from state agencies	PR-S	C	-0-	-0-
8	(m) Federal aid	PR-F	C	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			393,500	393,500
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			393,500	393,500
	20.540 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			393,500	393,500
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			393,500	393,500

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	<b>20.545 Office of State Employment Relations</b>				
2	(1) STATE EMPLOYMENT RELATIONS				
3	(i) Services to non-state governmental				
4	units	PR	A	87,100	87,100
5	(j) Gifts and donations	PR	C	-0-	-0-
6	(jm) Employee development and				
7	training services	PR	A	243,800	243,800
8	(k) General program operations	PR-S	A	5,139,500	5,139,500
9	(ka) Publications	PR	A	102,100	102,100
10	(km) Collective bargaining grievance				
11	arbitrations	PR-S	A	105,600	70,600
12	(m) Federal grants and contracts	PR-F	C	-0-	-0-
13	(pz) Indirect cost reimbursements	PR-F	C	-0-	-0-
		(1) PROGRAM TOTALS			
	PROGRAM REVENUE			5,678,100	5,643,100
	FEDERAL			(-0-)	(-0-)
	OTHER			(433,000)	(433,000)
	SERVICE			(5,245,100)	(5,210,100)
	TOTAL-ALL SOURCES			5,678,100	5,643,100
		20.545 DEPARTMENT TOTALS			
	PROGRAM REVENUE			5,678,100	5,643,100
	FEDERAL			(-0-)	(-0-)
	OTHER			(433,000)	(433,000)
	SERVICE			(5,245,100)	(5,210,100)
	TOTAL-ALL SOURCES			5,678,100	5,643,100
14	<b>20.550 Public Defender Board</b>				
15	(1) LEGAL ASSISTANCE				
16	(a) Program administration	GPR	A	2,758,800	2,758,800

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011–12</b>	<b>2012–13</b>	
1	(b) Appellate representation	GPR	A	4,714,500	4,714,500	
2	(c) Trial representation	GPR	A	49,691,000	49,445,000	
3	(d) Private bar and investigator					
4	reimbursement	GPR	B	21,194,700	23,155,400	
5	(e) Private bar and investigator					
6	payments; administration costs	GPR	A	716,700	716,700	
7	(f) Transcripts, discovery and					
8	interpreters	GPR	A	1,325,700	1,325,700	
9	(fb) Payments from clients;					
10	administrative costs	PR	A	249,600	249,600	
11	(g) Gifts, grants and proceeds	PR	C	–0–	–0–	
12	(h) Contractual agreements	PR–S	A	–0–	–0–	
13	(i) Tuition payments	PR	C	–0–	–0–	
14	(kj) Conferences and training	PR–S	A	126,900	126,900	
15	(L) Private bar and investigator					
16	reimbursement; payments for legal					
17	representation	PR	C	913,000	913,000	
18	(m) Federal aid	PR–F	C	–0–	–0–	
	(1) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUE			80,401,400	82,116,100	
	PROGRAM REVENUE			1,289,500	1,289,500	
	FEDERAL			(–0–)	(–0–)	
	OTHER			(1,162,600)	(1,162,600)	
	SERVICE			(126,900)	(126,900)	
	TOTAL–ALL SOURCES			81,690,900	83,405,600	
	20.550 DEPARTMENT TOTALS					
	GENERAL PURPOSE REVENUE			80,401,400	82,116,100	
	PROGRAM REVENUE			1,289,500	1,289,500	
	FEDERAL			(–0–)	(–0–)	

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011–12	2012–13
	OTHER			(1,162,600)	(1,162,600)
	SERVICE			(126,900)	(126,900)
	TOTAL–ALL SOURCES			81,690,900	83,405,600
1	<b>20.566 Department of Revenue</b>				
2	(1) COLLECTION OF TAXES				
3	(a) General program operations	GPR	A	50,716,900	50,716,900
4	(g) Administration of county sales and				
5	use taxes	PR	A	3,363,200	3,363,200
6	(ga) Cigarette tax stamps	PR	A	262,400	262,400
7	(gb) Business tax registration	PR	A	1,503,900	1,503,900
8	(gd) Administration of special district				
9	taxes	PR–S	A	443,800	443,800
10	(ge) Administration of local professional				
11	football stadium district taxes	PR–S	A	111,800	111,800
12	(gf) Administration of resort tax	PR–S	A	69,300	69,300
13	(gg) Administration of local taxes	PR	A	116,300	116,300
14	(gm) Administration of tax on controlled				
15	substances dealers	PR	A	–0–	–0–
16	(gn) Ambulatory surgical center				
17	assessment	PR	C	110,200	110,200
18	(h) Debt collection	PR	A	813,300	813,300
19	(ha) Administration of liquor tax and				
20	alcohol beverages enforcement	PR	A	1,032,900	1,032,900
21	(hb) Collections by the department	PR	A	347,800	141,500

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(hc) Collections from the financial				
2	record matching program	PR	A	469,100	469,100
3	(hd) Administration of liquor tax and				
4	alcohol beverages enforcement;				
5	wholesaler fees funding special				
6	agent position	PR	C	73,200	87,800
7	(hm) Collections under contracts	PR	S	357,300	357,300
8	(hn) Collections under the multistate				
9	tax commission audit program	PR	S	58,300	58,300
10	(ho) Collections under multistate				
11	streamlined sales tax project	PR	S	40,000	40,000
12	(hp) Administration of income tax				
13	checkoff voluntary payments	PR	A	27,600	27,600
14	(i) Gifts and grants	PR	C	-0-	-0-
15	(m) Federal funds; state operations	PR-F	C	-0-	-0-
16	(q) Economic development surcharge				
17	administration	SEG	A	210,800	210,800
18	(qm) Administration of rental vehicle fee	SEG	A	70,000	70,000
19	(r) Administration of dry cleaner fees	SEG	A	18,800	18,800
20	(s) Petroleum inspection fee collection	SEG	A	123,500	123,500
21	(t) Farmland preservation credit, 2010				
22	and beyond	SEG	A	-0-	-0-
23	(u) Motor fuel tax administration	SEG	A	1,529,300	1,529,300
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			50,716,900	50,716,900

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011–12	2012–13
	PROGRAM REVENUE			9,200,400	9,008,700
	FEDERAL			(–0–)	(–0–)
	OTHER			(8,575,500)	(8,383,800)
	SERVICE			(624,900)	(624,900)
	SEGREGATED REVENUE			1,952,400	1,952,400
	OTHER			(1,952,400)	(1,952,400)
	TOTAL–ALL SOURCES			61,869,700	61,678,000
1	(2) STATE AND LOCAL FINANCE				
2	(a) General program operations	GPR	A	7,690,800	7,690,800
3	(b) Valuation error loans	GPR	A	–0–	–0–
4	(bm) Integrated property assessment				
5	system technology	GPR	A	2,464,500	2,464,500
6	(g) County assessment studies	PR	C	–0–	–0–
7	(gb) Manufacturing property				
8	assessment	PR	A	1,140,400	1,140,400
9	(gi) Municipal finance report				
10	compliance	PR	A	34,500	34,500
11	(h) Reassessments	PR	A	535,200	535,200
12	(hm) Administration of tax incremental,				
13	and environmental remediation tax				
14	incremental, financing programs	PR	C	151,700	151,700
15	(i) Gifts and grants	PR	C	–0–	–0–
16	(m) Federal funds; state operations	PR–F	C	–0–	–0–
17	(q) Railroad and air carrier tax				
18	administration	SEG	A	203,600	203,600
19	(r) Lottery and gaming credit				
20	administration	SEG	A	276,900	276,900



	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			10,155,300	10,155,300
	PROGRAM REVENUE			1,861,800	1,861,800
	FEDERAL			(-0-)	(-0-)
	OTHER			(1,861,800)	(1,861,800)
	SEGREGATED REVENUE			480,500	480,500
	OTHER			(480,500)	(480,500)
	TOTAL-ALL SOURCES			12,497,600	12,497,600
1	(3) ADMINISTRATIVE SERVICES AND SPACE RENTAL				
2	(a) General program operations	GPR	A	26,764,500	26,764,500
3	(b) Integrated tax system technology	GPR	A	4,087,100	4,087,100
4	(c) Expert professional services	GPR	B	63,300	63,300
5	(g) Services	PR	A	85,300	85,300
6	(gm) Reciprocity agreement and				
7	publications	PR	A	75,400	75,400
8	(go) Reciprocity agreement, Illinois	PR	A	-0-	-0-
9	(i) Gifts and grants	PR	C	-0-	-0-
10	(k) Internal services	PR-S	A	3,083,700	3,083,700
11	(m) Federal funds; state operations	PR-F	C	-0-	-0-
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			30,914,900	30,914,900
	PROGRAM REVENUE			3,244,400	3,244,400
	FEDERAL			(-0-)	(-0-)
	OTHER			(160,700)	(160,700)
	SERVICE			(3,083,700)	(3,083,700)
	TOTAL-ALL SOURCES			34,159,300	34,159,300
12	(7) INVESTMENT AND LOCAL IMPACT FUND				
13	(e) Investment and local impact fund				
14	supplement	GPR	A	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(g) Investment and local impact fund				
2	administrative expenses	PR	A	-0-	-0-
3	(n) Federal mining revenue	PR-F	C	-0-	-0-
4	(v) Investment and local impact fund	SEG	C	-0-	-0-
	(7) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
5	(8) LOTTERY				
6	(q) General program operations	SEG	A	21,221,300	21,221,300
7	(r) Retailer compensation	SEG	S	33,744,500	33,723,100
8	(s) Prizes	SEG	S	-0-	-0-
9	(v) Vendor fees	SEG	S	11,201,800	11,193,400
	(8) PROGRAM TOTALS				
	SEGREGATED REVENUE			66,167,600	66,137,800
	OTHER			(66,167,600)	(66,137,800)
	TOTAL-ALL SOURCES			66,167,600	66,137,800
	20.566 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			91,787,100	91,787,100
	PROGRAM REVENUE			14,306,600	14,114,900
	FEDERAL			(-0-)	(-0-)
	OTHER			(10,598,000)	(10,406,300)
	SERVICE			(3,708,600)	(3,708,600)
	SEGREGATED REVENUE			68,600,500	68,570,700
	OTHER			(68,600,500)	(68,570,700)
	TOTAL-ALL SOURCES			174,694,200	174,472,700
10	<b>20.575 Secretary of State</b>				
11	(1) MANAGING AND OPERATING PROGRAM RESPONSIBILITIES				

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(g) Program fees	PR	A	510,200	510,200
2	(ka) Agency collections	PR-S	A	3,400	3,400
	(1) PROGRAM TOTALS				
	PROGRAM REVENUE			513,600	513,600
	OTHER			(510,200)	(510,200)
	SERVICE			(3,400)	(3,400)
	TOTAL-ALL SOURCES			513,600	513,600
	20.575 DEPARTMENT TOTALS				
	PROGRAM REVENUE			513,600	513,600
	OTHER			(510,200)	(510,200)
	SERVICE			(3,400)	(3,400)
	TOTAL-ALL SOURCES			513,600	513,600
3	<b>20.585 Office of the State Treasurer</b>				
4	(1) CUSTODIAN OF STATE FUNDS				
5	(b) Insurance	GPR	A	-0-	-0-
6	(e) Unclaimed property; contingency				
7	appropriation	GPR	S	-0-	-0-
8	(h) Training conferences	PR	C	-0-	-0-
9	(i) Gifts and grants	PR	C	-0-	-0-
10	(j) Unclaimed property; claims	PR	C	-0-	-0-
11	(k) Unclaimed property; administrative				
12	expenses	PR-S	A	4,861,100	4,861,100
13	(kb) General program operations	PR-S	A	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	PROGRAM REVENUE			4,861,100	4,861,100
	OTHER			(-0-)	(-0-)
	SERVICE			(4,861,100)	(4,861,100)
	TOTAL-ALL SOURCES			4,861,100	4,861,100

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13	
<b>20.585 DEPARTMENT TOTALS</b>					
GENERAL PURPOSE REVENUE			-0-	-0-	
PROGRAM REVENUE			4,861,100	4,861,100	
OTHER			(-0-)	(-0-)	
SERVICE			(4,861,100)	(4,861,100)	
TOTAL-ALL SOURCES			4,861,100	4,861,100	
<b>General Executive Functions</b>					
<b>FUNCTIONAL AREA TOTALS</b>					
GENERAL PURPOSE REVENUE			569,494,000	830,271,900	
PROGRAM REVENUE			580,749,700	577,181,600	
FEDERAL			(202,553,000)	(200,949,700)	
OTHER			(74,404,900)	(73,826,200)	
SERVICE			(303,791,800)	(302,405,700)	
SEGREGATED REVENUE			151,131,700	151,297,000	
FEDERAL			(1,452,000)	(1,452,000)	
OTHER			(149,679,700)	(149,845,000)	
SERVICE			(-0-)	(-0-)	
LOCAL			(-0-)	(-0-)	
TOTAL-ALL SOURCES			1,301,375,400	1,558,750,500	
<b>1</b>	<b>20.625 Circuit Courts</b>				
<b>2</b>	(1)	COURT OPERATIONS			
<b>3</b>	(a)	Circuit courts	GPR S	71,671,700	71,671,700
<b>4</b>	(as)	Violent crime court costs	GPR A	-0-	-0-
<b>5</b>	(b)	Permanent reserve judges	GPR A	-0-	-0-
<b>6</b>	(c)	Court interpreter fees	GPR A	1,433,500	1,433,500
<b>7</b>	(d)	Circuit court support payments	GPR B	18,552,200	18,552,200
<b>8</b>	(e)	Guardian ad litem costs	GPR A	4,691,100	4,691,100
<b>9</b>	(g)	Sale of materials and services	PR C	-0-	-0-
<b>10</b>	(k)	Court interpreters	PR-S A	134,000	232,700
<b>11</b>	(m)	Federal aid	PR-F C	-0-	-0-
<b>(1) PROGRAM TOTALS</b>					
		GENERAL PURPOSE REVENUE		96,348,500	96,348,500
		PROGRAM REVENUE		134,000	232,700

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011-12	2012-13	
	FEDERAL			(-0-)	(-0-)	
	OTHER			(-0-)	(-0-)	
	SERVICE			(134,000)	(232,700)	
	TOTAL-ALL SOURCES			96,482,500	96,581,200	
20.625 DEPARTMENT TOTALS						
	GENERAL PURPOSE REVENUE			96,348,500	96,348,500	
	PROGRAM REVENUE			134,000	232,700	
	FEDERAL			(-0-)	(-0-)	
	OTHER			(-0-)	(-0-)	
	SERVICE			(134,000)	(232,700)	
	TOTAL-ALL SOURCES			96,482,500	96,581,200	
<b>1</b>	<b>20.660 Court of Appeals</b>					
<b>2</b>	(1)	APPELLATE PROCEEDINGS				
<b>3</b>	(a)	General program operations	GPR	S	10,477,000	10,477,000
<b>4</b>	(m)	Federal aid	PR-F	C	-0-	-0-
	(1) PROGRAM TOTALS					
		GENERAL PURPOSE REVENUE			10,477,000	10,477,000
		PROGRAM REVENUE			-0-	-0-
		FEDERAL			(-0-)	(-0-)
		TOTAL-ALL SOURCES			10,477,000	10,477,000
	20.660 DEPARTMENT TOTALS					
		GENERAL PURPOSE REVENUE			10,477,000	10,477,000
		PROGRAM REVENUE			-0-	-0-
		FEDERAL			(-0-)	(-0-)
		TOTAL-ALL SOURCES			10,477,000	10,477,000
<b>5</b>	<b>20.665 Judicial Commission</b>					
<b>6</b>	(1)	JUDICIAL CONDUCT				
<b>7</b>	(a)	General program operations	GPR	A	342,100	274,700
<b>8</b>	(cm)	Contractual agreements	GPR	B	16,200	16,200
<b>9</b>	(mm)	Federal aid	PR-F	C	-0-	-0-
	(1) PROGRAM TOTALS					
		GENERAL PURPOSE REVENUE			358,300	290,900
		PROGRAM REVENUE			-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
	FEDERAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			358,300	290,900
	20.665 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			358,300	290,900
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			358,300	290,900
<b>1</b>	<b>20.670 Judicial Council</b>				
<b>2</b>	(1) ADVISORY SERVICES TO THE COURTS AND THE LEGISLATURE				
<b>3</b>	(a) General program operations	GPR	A	69,700	69,700
<b>4</b>	(k) Director of state courts and law				
<b>5</b>	library transfer	PR-S	C	-0-	-0-
<b>6</b>	(m) Federal aid	PR-F	C	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			69,700	69,700
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			69,700	69,700
	20.670 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			69,700	69,700
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			69,700	69,700
<b>7</b>	<b>20.680 Supreme Court</b>				
<b>8</b>	(1) SUPREME COURT PROCEEDINGS				
<b>9</b>	(a) General program operations	GPR	S	5,236,100	5,236,100
<b>10</b>	(m) Federal aid	PR-F	C	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			5,236,100	5,236,100
	PROGRAM REVENUE			-0-	-0-

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011-12	2012-13
FEDERAL				(-0-)	(-0-)
TOTAL-ALL SOURCES				5,236,100	5,236,100
1	(2) DIRECTOR OF STATE COURTS				
2	(a) General program operations	GPR	A	7,836,200	7,807,500
3	(b) Judicial planning and research	GPR	A	-0-	-0-
4	(g) Gifts and grants	PR	C	-0-	-0-
5	(ga) Court commissioner training	PR	C	62,600	62,600
6	(gc) Court interpreter training and				
7	certification	PR	C	45,100	45,100
8	(h) Materials and services	PR	C	60,300	60,300
9	(i) Municipal judge training	PR	C	157,300	157,300
10	(j) Court information systems	PR	C	10,103,200	10,103,200
11	(kc) Central services	PR-S	A	236,000	236,000
12	(ke) Interagency and intra-agency				
13	automation assistance	PR-S	C	-0-	-0-
14	(m) Federal aid	PR-F	C	914,600	914,600
15	(qm) Mediation fund	SEG	C	766,700	766,700
(2) PROGRAM TOTALS					
GENERAL PURPOSE REVENUE				7,836,200	7,807,500
PROGRAM REVENUE				11,579,100	11,579,100
FEDERAL				(914,600)	(914,600)
OTHER				(10,428,500)	(10,428,500)
SERVICE				(236,000)	(236,000)
SEGREGATED REVENUE				766,700	766,700
OTHER				(766,700)	(766,700)
TOTAL-ALL SOURCES				20,182,000	20,153,300
16	(3) BAR EXAMINERS AND RESPONSIBILITY				

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(g) Board of bar examiners	PR	C	793,200	793,200
2	(h) Office of lawyer regulation	PR	C	2,824,100	2,824,100
	(3) PROGRAM TOTALS				
	PROGRAM REVENUE			3,617,300	3,617,300
	OTHER			(3,617,300)	(3,617,300)
	TOTAL-ALL SOURCES			3,617,300	3,617,300
3	(4) LAW LIBRARY				
4	(a) General program operations	GPR	A	2,272,700	2,231,700
5	(g) Library collections and services	PR	C	136,800	136,800
6	(h) Gifts and grants	PR	C	622,300	622,300
	(4) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			2,272,700	2,231,700
	PROGRAM REVENUE			759,100	759,100
	OTHER			(759,100)	(759,100)
	TOTAL-ALL SOURCES			3,031,800	2,990,800
	20.680 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			15,345,000	15,275,300
	PROGRAM REVENUE			15,955,500	15,955,500
	FEDERAL			(914,600)	(914,600)
	OTHER			(14,804,900)	(14,804,900)
	SERVICE			(236,000)	(236,000)
	SEGREGATED REVENUE			766,700	766,700
	OTHER			(766,700)	(766,700)
	TOTAL-ALL SOURCES			32,067,200	31,997,500
	Judicial				
	FUNCTIONAL AREA TOTALS				
	GENERAL PURPOSE REVENUE			122,598,500	122,461,400
	PROGRAM REVENUE			16,089,500	16,188,200
	FEDERAL			(914,600)	(914,600)
	OTHER			(14,804,900)	(14,804,900)
	SERVICE			(370,000)	(468,700)
	SEGREGATED REVENUE			766,700	766,700
	FEDERAL			(-0-)	(-0-)
	OTHER			(766,700)	(766,700)
	SERVICE			(-0-)	(-0-)
	LOCAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			139,454,700	139,416,300



	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13
1	<b>20.765 Legislature</b>				
2	(1) ENACTMENT OF STATE LAWS				
3	(a) General program operations —				
4	assembly	GPR	S	25,910,800	25,910,800
5	(b) General program operations —				
6	senate	GPR	S	18,589,700	18,589,700
7	(d) Legislative documents	GPR	S	4,084,600	4,084,600
8	(e) Gifts, grants and bequests	PR	C	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			48,585,100	48,585,100
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			48,585,100	48,585,100
9	(3) SERVICE AGENCIES AND NATIONAL ASSOCIATIONS				
10	(a) Revisor of statutes bureau	GPR	B	-0-	-0-
11	(b) Legislative reference bureau	GPR	B	6,226,100	6,226,100
12	(c) Legislative audit bureau	GPR	B	6,144,400	6,144,400
13	(d) Legislative fiscal bureau	GPR	B	3,956,200	3,956,200
14	(e) Joint legislative council; execution				
15	of functions, conduct of research,				
16	development of studies, and the				
17	provision of assistance to				
17	committees	GPR	B	4,010,400	4,010,400
18	(ec) Joint legislative council;				
19	contractual studies	GPR	B	15,000	-0-
20					

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(em) Legislative technology services				
2	bureau	GPR	B	4,155,800	4,155,800
3	(f) Joint committee on legislative				
4	organization	GPR	B	-0-	-0-
5	(fa) Membership in national				
6	associations	GPR	S	199,500	199,500
7	(g) Gifts and grants to service agencies	PR	C	-0-	-0-
8	(ka) Audit bureau reimbursable audits	PR-S	A	1,934,300	1,951,100
9	(m) Federal aid	PR-F	C	-0-	-0-
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			24,707,400	24,692,400
	PROGRAM REVENUE			1,934,300	1,951,100
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(1,934,300)	(1,951,100)
	TOTAL-ALL SOURCES			26,641,700	26,643,500
10	(4) CAPITOL OFFICES RELOCATION				
11	(a) Capitol offices relocation costs	GPR	B	-0-	-0-
	(4) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
	20.765 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			73,292,500	73,277,500
	PROGRAM REVENUE			1,934,300	1,951,100
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(1,934,300)	(1,951,100)
	TOTAL-ALL SOURCES			75,226,800	75,228,600
	Legislative FUNCTIONAL AREA TOTALS				
	GENERAL PURPOSE REVENUE			73,292,500	73,277,500
	PROGRAM REVENUE			1,934,300	1,951,100
	FEDERAL			(-0-)	(-0-)

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13
	OTHER SERVICE			(-0-)	(-0-)
	SEGREGATED REVENUE			(1,934,300)	(1,951,100)
	FEDERAL			-0-	-0-
	OTHER SERVICE			(-0-)	(-0-)
	LOCAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			75,226,800	75,228,600
<b>1</b>	<b>20.835 Shared Revenue and Tax Relief</b>				
<b>2</b>	(1) SHARED REVENUE PAYMENTS				
<b>3</b>	(c) Expenditure restraint program				
<b>4</b>	account	GPR	S	58,145,700	58,145,700
<b>5</b>	(db) County and municipal aid account	GPR	S	769,639,300	692,147,900
<b>6</b>	(dm) Public utility distribution account	GPR	S	64,852,800	66,473,200
<b>7</b>	(e) State aid; tax exempt property	GPR	S	81,989,700	86,000,000
<b>8</b>	(q) County and municipal aid account;				
<b>9</b>	wireless 911 fund	SEG	A	-0-	-0-
<b>10</b>	(r) County and municipal aid account;				
<b>11</b>	police and fire protection fund	SEG	C	55,186,500	55,927,900
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			974,627,500	902,766,800
	SEGREGATED REVENUE			55,186,500	55,927,900
	OTHER			(55,186,500)	(55,927,900)
	TOTAL-ALL SOURCES			1,029,814,000	958,694,700
<b>12</b>	(2) TAX RELIEF				
<b>13</b>	(b) Claim of right credit	GPR	S	266,000	278,000
<b>14</b>	(bb) Jobs tax credit	GPR	C	-0-	9,000,000
<b>15</b>	(bc) Woody biomass harvesting and				
<b>16</b>	processing credit	GPR	S	900,000	900,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(bd) Meat processing facility investment				
2	credit	GPR	S	700,000	700,000
3	(be) Food processing plant and food				
4	warehouse investment credit	GPR	S	700,000	700,000
5	(bL) Film production company				
6	investment credit	GPR	S	100,000	100,000
7	(bm) Film production services credit	GPR	S	400,000	400,000
8	(bn) Dairy manufacturing facility				
9	investment credit	GPR	C	657,100	657,100
10	(bp) Dairy manufacturing facility				
11	investment credit; dairy				
12	cooperatives	GPR	C	700,000	700,000
13	(br) Interest payments on				
14	overassessments of manufacturing				
15	property	GPR	S	10,000	10,000
16	(c) Homestead tax credit	GPR	S	130,700,000	129,200,000
17	(ci) Development zones investment				
18	credit	GPR	S	-0-	-0-
19	(cL) Development zones location credit	GPR	S	-0-	-0-
20	(cm) Development zones jobs credit	GPR	S	-0-	-0-
21	(cn) Development zones sales tax credit	GPR	S	-0-	-0-
22	(co) Enterprise zone jobs credit	GPR	S	13,800,000	34,100,000
23	(dm) Farmland preservation credit	GPR	S	800,000	600,000
24	(dn) Farmland tax relief credit	GPR	S	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13	
1	(do) Farmland preservation credit, 2010					
2	and beyond	GPR	A	27,007,200	27,007,200	
3	(em) Veterans and surviving spouses					
4	property tax credit	GPR	S	19,000,000	20,000,000	
5	(en) Beginning farmer and farm asset					
6	owner tax credit	GPR	S	860,500	1,200,000	
7	(ep) Cigarette and tobacco product tax					
8	refunds	GPR	S	47,500,000	50,000,000	
9	(f) Earned income tax credit	GPR	S	69,635,800	75,835,800	
10	(ka) Farmland tax relief credit; Indian					
11	gaming receipts	PR-S	C	-0-	-0-	
12	(kf) Earned income tax credit;					
13	temporary assistance for needy					
14	families	PR-S	A	43,664,200	43,664,200	
15	(q) Farmland tax relief credit	SEG	S	-0-	-0-	
	(2) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUE			313,736,600	351,388,100	
	PROGRAM REVENUE			43,664,200	43,664,200	
	SERVICE			(43,664,200)	(43,664,200)	
	SEGREGATED REVENUE			-0-	-0-	
	OTHER			(-0-)	(-0-)	
	TOTAL-ALL SOURCES			357,400,800	395,052,300	
16	(3) STATE PROPERTY TAX CREDITS					
17	(b) School levy tax credit and first					
18	dollar credit	GPR	S	880,182,600	882,550,000	
19	(q) Lottery and gaming credit	SEG	S	121,391,700	118,870,400	
20	(qb) School levy tax credit; lottery fund	SEG	A	14,850,000	14,850,000	

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(s) Lottery and gaming credit; late				
2	applications	SEG	S	147,000	147,000
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			880,182,600	882,550,000
	SEGREGATED REVENUE			136,388,700	133,867,400
	OTHER			(136,388,700)	(133,867,400)
	TOTAL-ALL SOURCES			1,016,571,300	1,016,417,400
3	(4) COUNTY AND LOCAL TAXES				
4	(g) County taxes	PR	C	-0-	-0-
5	(gb) Special district taxes	PR	C	-0-	-0-
6	(gd) Premier resort area tax	PR	C	-0-	-0-
7	(ge) Local professional football stadium				
8	district taxes	PR	C	-0-	-0-
9	(gg) Local taxes	PR	C	-0-	-0-
	(4) PROGRAM TOTALS				
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
10	(5) PAYMENTS IN LIEU OF TAXES				
11	(a) Payments for municipal services	GPR	A	18,584,200	18,584,200
	(5) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			18,584,200	18,584,200
	TOTAL-ALL SOURCES			18,584,200	18,584,200
	20.835 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			2,187,130,900	2,155,289,100
	PROGRAM REVENUE			43,664,200	43,664,200
	OTHER			(-0-)	(-0-)
	SERVICE			(43,664,200)	(43,664,200)
	SEGREGATED REVENUE			191,575,200	189,795,300
	OTHER			(191,575,200)	(189,795,300)
	TOTAL-ALL SOURCES			2,422,370,300	2,388,748,600

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13
1	<b>20.855 Miscellaneous Appropriations</b>				
2	(1) CASH MANAGEMENT EXPENSES; INTEREST AND PRINCIPAL REPAYMENT				
3	(a) Obligation on operating notes	GPR	S	5,000,000	5,000,000
4	(b) Operating note expenses	GPR	S	150,000	150,000
5	(bm) Payment of canceled drafts	GPR	S	1,175,000	1,175,000
6	(c) Interest payments to program				
7	revenue accounts	GPR	S	-0-	-0-
8	(d) Interest payments to segregated				
9	funds	GPR	S	-0-	-0-
10	(dm) Interest reimbursements to federal				
11	government	GPR	S	-0-	-0-
12	(e) Interest on prorated local				
13	government payments	GPR	S	-0-	-0-
14	(gm) Payment of canceled drafts;				
15	program revenues	PR	S	-0-	-0-
16	(q) Redemption of operating notes	SEG	S	-0-	-0-
17	(r) Interest payments to general fund	SEG	S	-0-	-0-
18	(rm) Payment of canceled drafts;				
19	segregated revenues	SEG	S	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			6,325,000	6,325,000
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			6,325,000	6,325,000

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(3) CAPITOL RENOVATION EXPENSES				
2	(b) Capitol restoration and relocation				
3	planning	GPR	B	-0-	-0-
4	(c) Historically significant furnishings	GPR	B	-0-	-0-
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
5	(4) TAX, ASSISTANCE AND TRANSFER PAYMENTS				
6	(a) Interest on overpayment of taxes	GPR	S	2,500,000	2,500,000
7	(am) Great Lakes protection fund				
8	contribution	GPR	C	-0-	-0-
9	(be) Study of engineering	GPR	A	1,666,700	-0-
10	(bm) Oil pipeline terminal tax				
11	distribution	GPR	S	857,000	866,000
12	(c) Minnesota income tax reciprocity	GPR	S	59,950,000	-0-
13	(ca) Minnesota income tax reciprocity				
14	bench mark	GPR	A	-0-	-0-
15	(cm) Illinois income tax reciprocity	GPR	S	47,900,000	71,600,000
16	(cn) Illinois income tax reciprocity				
17	bench mark	GPR	A	-0-	-0-
18	(co) Illinois income tax reciprocity, 1998				
19	and 1999	GPR	A	-0-	-0-
20	(e) Transfer to conservation fund; land				
21	acquisition reimbursement	GPR	S	16,600	16,600



	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13	
1	(f) Transfer to environmental fund;					
2	nonpoint sources	GPR	A	11,577,300	11,577,300	
3	(fc) Aids for certain local purchases and					
4	projects	GPR	A	-0-	-0-	
5	(fm) Transfer to transportation fund;					
6	hub facility exemptions	GPR	S	2,333,800	2,333,800	
7	(ge) Feeding America; Second Harvest					
8	food banks	PR	C	-0-	-0-	
9	(q) Terminal tax distribution	SEG	S	1,773,000	1,776,000	
10	(r) Petroleum allowance	SEG	S	600,000	600,000	
11	(s) Transfer to conservation fund;					
12	motorboat formula	SEG	S	12,924,100	13,086,200	
13	(t) Transfer to conservation fund;					
14	snowmobile formula	SEG	S	5,078,100	5,104,700	
15	(u) Transfer to conservation fund;					
16	all-terrain vehicle formula	SEG	S	1,880,100	1,892,600	
17	(w) Transfer to transportation fund;					
18	petroleum inspection fund	SEG	A	6,258,500	6,258,500	
	(4) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUE			126,801,400	88,893,700	
	PROGRAM REVENUE			-0-	-0-	
	OTHER			(-0-)	(-0-)	
	SEGREGATED REVENUE			28,513,800	28,718,000	
	OTHER			(28,513,800)	(28,718,000)	
	TOTAL-ALL SOURCES			155,315,200	117,611,700	
19	(5) STATE HOUSING AUTHORITY RESERVE FUND					

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13
1	(a) Enhancement of credit of authority				
2	debt	GPR	A	-0-	-0-
	(5) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
3	(6) MISCELLANEOUS RECEIPTS				
4	(g) Gifts and grants	PR	C	-0-	-0-
5	(h) Vehicle and aircraft receipts	PR	A	-0-	-0-
6	(i) Miscellaneous program revenue	PR	A	-0-	-0-
7	(j) Custody accounts	PR	C	-0-	-0-
8	(k) Aids to individuals and				
9	organizations	PR-S	C	-0-	-0-
10	(ka) Local assistance	PR-S	C	-0-	-0-
11	(m) Federal aid	PR-F	C	-0-	-0-
12	(pz) Indirect cost reimbursements	PR-F	C	-0-	-0-
	(6) PROGRAM TOTALS				
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
13	(7) SPECIAL TASK FORCE ON UW RESTRUCTURING AND OPERATIONAL FLEXIBILITIES				
14	(a) Expenses	GPR	A	50,000	-0-
	(7) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			50,000	-0-
	TOTAL-ALL SOURCES			50,000	-0-
15	(8) MARQUETTE UNIVERSITY				

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13
1	(a) Dental clinic and education facility;				
2	principal repayment, interest and				
3	rebates	GPR	S	940,000	1,789,900
	(8) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			940,000	1,789,900
	TOTAL-ALL SOURCES			940,000	1,789,900
4	(9) STATE CAPITOL RENOVATION AND RESTORATION				
5	(a) South wing renovation and				
6	restoration	GPR	C	-0-	-0-
	(9) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
	20.855 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			134,116,400	97,008,600
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SERVICE			(-0-)	(-0-)
	SEGREGATED REVENUE			28,513,800	28,718,000
	OTHER			(28,513,800)	(28,718,000)
	TOTAL-ALL SOURCES			162,630,200	125,726,600
7	<b>20.865 Program Supplements</b>				
8	(1) EMPLOYEE COMPENSATION AND SUPPORT				
9	(a) Judgments and legal expenses	GPR	S	44,300	44,300
10	(c) Compensation and related				
11	adjustments	GPR	S	-0-	-0-
12	(ci) Nonrepresented university system				
13	senior executive, faculty and				
14	academic pay adjustments	GPR	S	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(cj) Pay adjustments for certain				
2	university employees	GPR	A	-0-	-0-
3	(cm) Represented university faculty and				
4	academic staff pay adjustments	GPR	S	-0-	-0-
5	(d) Employer fringe benefit costs	GPR	S	-0-	-0-
6	(e) Additional biweekly payroll	GPR	A	45,634,000	-0-
7	(em) Financial and procurement services	GPR	A	-0-	-0-
8	(fm) Risk management	GPR	A	-0-	-0-
9	(fn) Physically handicapped				
10	supplements	GPR	A	5,800	5,800
11	(g) Judgments and legal expenses;				
12	program revenues	PR	S	-0-	-0-
13	(i) Compensation and related				
14	adjustments; program revenues	PR	S	-0-	-0-
15	(ic) Nonrepresented university system				
16	senior executive, faculty and				
17	academic pay adjustments	PR	S	-0-	-0-
18	(im) Represented university system				
19	faculty and academic staff pay				
20	adjustments; program revenue	PR	S	-0-	-0-
21	(j) Employer fringe benefit costs;				
22	program revenues	PR	S	-0-	-0-
23	(jm) Additional biweekly payroll;				
24	nonfederal program revenues	PR	S	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(js) Financial and procurement				
2	services; program revenues	PR	S	-0-	-0-
3	(kr) Risk management; program				
4	revenues	PR	S	-0-	-0-
5	(Ln) Physically handicapped				
6	supplements; program revenues	PR	S	-0-	-0-
7	(m) Additional biweekly payroll; federal				
8	program revenues	PR-F	S	-0-	-0-
9	(q) Judgments and legal expenses;				
10	segregated revenues	SEG	S	-0-	-0-
11	(s) Compensation and related				
12	adjustments; segregated revenues	SEG	S	-0-	-0-
13	(si) Nonrepresented university system				
14	senior executive, faculty and				
15	academic pay adjustments	SEG	S	-0-	-0-
16	(sm) Represented university faculty and				
17	academic staff pay adjustments;				
18	segregated revenues	SEG	S	-0-	-0-
19	(t) Employer fringe benefit costs;				
20	segregated revenues	SEG	S	-0-	-0-
21	(tm) Additional biweekly payroll;				
22	nonfederal segregated revenues	SEG	S	-0-	-0-
23	(ts) Financial and procurement				
24	services; segregated revenues	SEG	S	-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(ur) Risk management; segregated				
2	revenues	SEG	S	-0-	-0-
3	(vn) Physically handicapped				
4	supplements; segregated revenues	SEG	S	-0-	-0-
5	(x) Additional biweekly payroll; federal				
6	segregated revenues	SEG-F	S	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			45,684,100	50,100
	PROGRAM REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	SEGREGATED REVENUE			-0-	-0-
	FEDERAL			(-0-)	(-0-)
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			45,684,100	50,100
7	(2) STATE PROGRAMS AND FACILITIES				
8	(a) Private facility rental increases	GPR	A	-0-	-0-
9	(ag) State-owned office rent supplement	GPR	A	-0-	-0-
10	(am) Space management	GPR	A	-0-	-0-
11	(d) State deposit fund	GPR	S	-0-	-0-
12	(e) Maintenance of capitol and				
13	executive residence	GPR	A	4,508,900	4,508,900
14	(eb) Executive residence furnishings				
15	replacement	GPR	C	10,200	10,200
16	(em) Groundwater survey and analysis	GPR	A	182,500	182,500
17	(g) Private facility rental increases;				
18	program revenues	PR	S	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13
1	(gg) State-owned office rent				
2	supplement; program revenues	PR	S	-0-	-0-
3	(gm) Space management; program				
4	revenues	PR	S	-0-	-0-
5	(i) Integrated business information				
6	system; program revenues	PR	S	-0-	-0-
7	(j) State deposit fund; program				
8	revenues	PR	S	-0-	-0-
9	(L) Data processing and				
10	telecommunications study; program				
11	revenues	PR	S	-0-	-0-
12	(q) Private facility rental increases;				
13	segregated revenues	SEG	S	-0-	-0-
14	(qg) State-owned office rent				
15	supplement; segregated revenues	SEG	S	-0-	-0-
16	(qm) Space management; segregated				
17	revenues	SEG	S	-0-	-0-
18	(r) Integrated business information				
19	system; segregated revenues	SEG	S	-0-	-0-
20	(t) State deposit fund; segregated				
21	revenues	SEG	S	-0-	-0-
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			4,701,600	4,701,600
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SEGREGATED REVENUE			-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			4,701,600	4,701,600
1	(3) TAXES AND SPECIAL CHARGES				
2	(a) Property taxes	GPR	S	-0-	-0-
3	(g) Property taxes; program revenues	PR	S	-0-	-0-
4	(i) Payments for municipal services;				
5	program revenues	PR	S	-0-	-0-
6	(q) Property taxes; segregated				
7	revenues	SEG	S	-0-	-0-
8	(s) Payments for municipal services;				
9	segregated revenues	SEG	S	-0-	-0-
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
10	(4) JOINT COMMITTEE ON FINANCE SUPPLEMENTAL APPROPRIATIONS				
11	(a) General purpose revenue funds				
12	general program supplementation	GPR	B	34,582,500	9,832,500
13	(g) Program revenue funds general				
14	program supplementation	PR	S	820,500	820,500
15	(k) Public assistance programs				
16	supplementation	PR-S	C	-0-	-0-
17	(m) Federal funds general program				
18	supplementation	PR-F	C	1,000,000	1,000,000



	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13
1	(u) Segregated funds general program				
2	supplementation	SEG	S	3,561,400	4,206,700
	(4) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			34,582,500	9,832,500
	PROGRAM REVENUE			1,820,500	1,820,500
	FEDERAL			(1,000,000)	(1,000,000)
	OTHER			(820,500)	(820,500)
	SERVICE			(-0-)	(-0-)
	SEGREGATED REVENUE			3,561,400	4,206,700
	OTHER			(3,561,400)	(4,206,700)
	TOTAL-ALL SOURCES			39,964,400	15,859,700
3	(8) SUPPLEMENTATION OF PROGRAM REVENUE AND PROGRAM REVENUE-SERVICE APPROPRIATIONS				
4	(g) Supplementation of program				
5	revenue and program				
6	revenue-service appropriations	PR	S	-0-	-0-
	(8) PROGRAM TOTALS				
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
	20.865 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			84,968,200	14,584,200
	PROGRAM REVENUE			1,820,500	1,820,500
	FEDERAL			(1,000,000)	(1,000,000)
	OTHER			(820,500)	(820,500)
	SERVICE			(-0-)	(-0-)
	SEGREGATED REVENUE			3,561,400	4,206,700
	FEDERAL			(-0-)	(-0-)
	OTHER			(3,561,400)	(4,206,700)
	TOTAL-ALL SOURCES			90,350,100	20,611,400
7	<b>20.866 Public Debt</b>				
8	(1) BOND SECURITY AND REDEMPTION FUND				
9	(u) Principal repayment and interest	SEG	S	-0-	-0-
	(1) PROGRAM TOTALS				
	SEGREGATED REVENUE			-0-	-0-

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2011-12	2012-13
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
20.866 DEPARTMENT TOTALS					
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
<b>1</b>	<b>20.867 Building Commission</b>				
<b>2</b>	(1) STATE OFFICE BUILDINGS				
<b>3</b>	(a) Principal repayment and interest;				
<b>4</b>	housing of state agencies	GPR	S	-0-	-0-
<b>5</b>	(b) Principal repayment and interest;				
<b>6</b>	capitol and executive residence	GPR	S	6,896,600	13,367,700
(1) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUE			6,896,600	13,367,700
	TOTAL-ALL SOURCES			6,896,600	13,367,700
<b>7</b>	(2) ALL STATE-OWNED FACILITIES				
<b>8</b>	(b) Asbestos removal	GPR	A	-0-	-0-
<b>9</b>	(f) Facilities preventive maintenance	GPR	A	-0-	-0-
<b>10</b>	(q) Building trust fund	SEG	C	-0-	-0-
<b>11</b>	(r) Planning and design	SEG	C	-0-	-0-
<b>12</b>	(u) Aids for buildings	SEG	C	-0-	-0-
<b>13</b>	(v) Building program funding				
<b>14</b>	contingency	SEG	C	-0-	-0-
<b>15</b>	(w) Building program funding	SEG	C	-0-	-0-
(2) PROGRAM TOTALS					
	GENERAL PURPOSE REVENUE			-0-	-0-
	SEGREGATED REVENUE			-0-	-0-

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
1	(3) STATE BUILDING PROGRAM				
2	(a) Principal repayment and interest	GPR	S	6,816,100	28,051,000
3	(b) Principal repayment and interest	GPR	S	1,112,600	2,373,000
4	(bb) Principal repayment, interest and				
5	rebates; AIDS Network, Inc.	GPR	S	13,900	23,400
6	(bc) Principal repayment, interest and				
7	rebates; Grand Opera House in				
8	Oshkosh	GPR	S	12,500	40,200
9	(bd) Principal repayment, interest and				
10	rebates; Aldo Leopold climate				
11	change classroom and interactive				
12	laboratory	GPR	S	12,500	40,200
13	(be) Principal repayment, interest and				
14	rebates; Bradley Center Sports and				
15	Entertainment Corporation	GPR	S	176,400	390,600
16	(bf) Principal repayment, interest and				
17	rebates; AIDS Resource Center of				
18	Wisconsin, Inc.	GPR	S	36,900	62,200
19	(bg) Principal repayment, interest, and				
20	rebates; Madison Children's				
21	Museum	GPR	S	11,600	19,500

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(bh) Principal repayment, interest, and				
2	rebates; Myrick Hixon EcoPark,				
3	Inc.	GPR	S	31,000	41,100
4	(bi) Principal repayment, interest, and				
5	rebates; Marshfield Clinic	GPR	S	125,000	526,300
6	(bj) Principal repayment, interest and				
7	rebates: Lac du Flambeau Indian				
8	Tribal Cultural Center	GPR	S	-0-	-0-
9	(bk) Principal repayment, interest and				
10	rebates; National Soldiers Home				
11	Historic District	GPR	S	-0-	-0-
12	(bm) Principal repayment, interest, and				
13	rebates; HR Academy, Inc.	GPR	S	59,900	134,400
14	(bn) Principal repayment, interest and				
15	rebates; Hmong cultural centers	GPR	S	12,300	22,000
16	(bp) Principal repayment, interest and				
17	rebates	GPR	S	-0-	-0-
18	(bq) Principal repayment, interest and				
19	rebates; children's research				
20	institute	GPR	S	501,300	1,037,500
21	(br) Principal repayment, interest and				
22	rebates	GPR	S	61,200	99,100
23	(bu) Principal repayment, interest and				
24	rebates; Civil War exhibit at the				
25	Kenosha Public Museums	GPR	S	26,900	43,800

	<b>STATUTE, AGENCY AND PURPOSE</b>	<b>SOURCE</b>	<b>TYPE</b>	<b>2011-12</b>	<b>2012-13</b>
1	(bv) Principal repayment, interest, and				
2	rebates; Bond Health Center	GPR	S	-0-	40,200
3	(c) Lease rental payments	GPR	S	-0-	-0-
4	(d) Interest rebates on obligation				
5	proceeds; general fund	GPR	S	-0-	-0-
6	(e) Principal repayment, interest and				
7	rebates; parking ramp	GPR	S	-0-	-0-
8	(g) Principal repayment, interest and				
9	rebates; program revenues	PR	S	-0-	-0-
10	(h) Principal repayment, interest, and				
11	rebates	PR	S	-0-	-0-
12	(i) Principal repayment, interest and				
13	rebates; capital equipment	PR	S	-0-	-0-
14	(k) Interest rebates on obligation				
15	proceeds; program revenues	PR-S	C	-0-	-0-
16	(kd) Energy conservation construction				
17	projects; principal repayment,				
18	interest and rebates	PR-S	C	2,183,000	3,013,300
19	(q) Principal repayment and interest;				
20	segregated revenues	SEG	S	-0-	-0-
21	(r) Interest rebates on obligation				
22	proceeds; conservation fund	SEG	S	-0-	-0-
23	(s) Interest rebates on obligation				
24	proceeds; transportation fund	SEG	S	-0-	-0-

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13
1	(t) Interest rebates on obligation				
2	proceeds; veterans trust fund	SEG	S	-0-	-0-
3	(w) Bonding services	SEG	S	1,024,200	1,024,200
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			9,010,100	32,944,500
	PROGRAM REVENUE			2,183,000	3,013,300
	OTHER			(-0-)	(-0-)
	SERVICE			(2,183,000)	(3,013,300)
	SEGREGATED REVENUE			1,024,200	1,024,200
	OTHER			(1,024,200)	(1,024,200)
	TOTAL-ALL SOURCES			12,217,300	36,982,000
4	(4) CAPITAL IMPROVEMENT FUND INTEREST EARNINGS				
5	(q) Funding in lieu of borrowing	SEG	C	-0-	-0-
6	(r) Interest on veterans obligations	SEG	C	-0-	-0-
	(4) PROGRAM TOTALS				
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
7	(5) SERVICES TO NONSTATE GOVERNMENTAL UNITS				
8	(g) Financial consulting services	PR	C	-0-	-0-
	(5) PROGRAM TOTALS				
	PROGRAM REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
	20.867 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			15,906,700	46,312,200
	PROGRAM REVENUE			2,183,000	3,013,300
	OTHER			(-0-)	(-0-)
	SERVICE			(2,183,000)	(3,013,300)
	SEGREGATED REVENUE			1,024,200	1,024,200
	OTHER			(1,024,200)	(1,024,200)
	TOTAL-ALL SOURCES			19,113,900	50,349,700

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13
1	<b>20.875 Budget Stabilization Fund</b>				
2	(1) TRANSFERS TO FUND				
3	(a) General fund transfer	GPR	S	-0-	-0-
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	TOTAL-ALL SOURCES			-0-	-0-
4	(2) TRANSFERS FROM FUND				
5	(q) Budget stabilization fund transfer	SEG	A	-0-	-0-
	(2) PROGRAM TOTALS				
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
	20.875 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			-0-	-0-
	SEGREGATED REVENUE			-0-	-0-
	OTHER			(-0-)	(-0-)
	TOTAL-ALL SOURCES			-0-	-0-
	General Appropriations				
	FUNCTIONAL AREA TOTALS				
	GENERAL PURPOSE REVENUE			2,422,122,200	2,313,194,100
	PROGRAM REVENUE			47,667,700	48,498,000
	FEDERAL			(1,000,000)	(1,000,000)
	OTHER			(820,500)	(820,500)
	SERVICE			(45,847,200)	(46,677,500)
	SEGREGATED REVENUE			224,674,600	223,744,200
	FEDERAL			(-0-)	(-0-)
	OTHER			(224,674,600)	(223,744,200)
	SERVICE			(-0-)	(-0-)
	LOCAL			(-0-)	(-0-)
	TOTAL-ALL SOURCES			2,694,464,500	2,585,436,300
	STATE TOTALS			31,705,633,900	32,394,634,000
	GENERAL PURPOSE REVENUE			14,166,186,500	14,751,044,300
	PROGRAM REVENUE			10,337,308,500	10,269,334,200
	FEDERAL			(8,635,594,800)	(8,575,578,600)
	OTHER			(951,641,400)	(952,327,200)
	SERVICE			(750,072,300)	(741,428,400)
	SEGREGATED REVENUE			7,202,138,900	7,374,255,500
	FEDERAL			(899,567,900)	(905,442,300)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2011-12	2012-13
OTHER			(6,001,113,500)	(6,162,355,700)
SERVICE			(192,898,100)	(197,898,100)
LOCAL			(108,559,400)	(108,559,400)

1  
2       **SECTION 373e.** 20.115 (1) (gg) of the statutes is repealed.

3       **SECTION 190.** 20.115 (1) (u) of the statutes is amended to read:  
4       20.115 (1) (u) *Recyclable and nonrecyclable products regulation.* From the  
5 recycling and renewable energy environmental fund, the amounts in the schedule for  
6 the implementation and enforcement of ss. 100.29, 100.295 and 100.33.

7       **SECTION 375g.** 20.115 (4) (d) of the statutes is created to read:  
8       20.115 (4) (d) *Dairy industry promotion.* The amounts in the schedule for  
9 promoting the growth of the dairy industry by providing grants and loans to dairy  
10 producers.

11       **SECTION 191.** 20.115 (4) (qm) of the statutes is amended to read:  
12       20.115 (4) (qm) *Grants for agricultural facilities.* Biennially, from the recycling  
13 environmental fund, the amounts in the schedule for grants for agricultural facilities  
14 under 2007 Wisconsin Act 20, section 9103 (4u) and 2009 Wisconsin Act 28, section  
15 9103 (3f).

16       **SECTION 192.** 20.115 (7) (br) of the statutes is repealed.

17       **SECTION 193.** 20.115 (7) (tb) of the statutes is repealed.

18       **SECTION 194.** 20.115 (7) (va) of the statutes is amended to read:  
19       20.115 (7) (va) *Clean sweep grants.* From the recycling and renewable energy  
20 environmental fund, the amounts in the schedule for chemical and container  
21 collection grants under s. 93.55 and for household hazardous waste grants under s.  
22 93.57.



- 1           **SECTION 195.** 20.143 (intro.) of the statutes is repealed.
- 2           **SECTION 196.** 20.143 (1) (title) of the statutes is repealed.
- 3           **SECTION 197.** 20.143 (1) (a) of the statutes is repealed.
- 4           **SECTION 198.** 20.143 (1) (b) of the statutes is repealed.
- 5           **SECTION 199.** 20.143 (1) (bk) of the statutes is repealed.
- 6           **SECTION 200.** 20.143 (1) (bt) of the statutes is repealed.
- 7           **SECTION 201.** 20.143 (1) (c) of the statutes is repealed.
- 8           **SECTION 202.** 20.143 (1) (cf) of the statutes is repealed.
- 9           **SECTION 203.** 20.143 (1) (d) of the statutes is repealed.
- 10          **SECTION 204.** 20.143 (1) (dr) of the statutes is repealed.
- 11          **SECTION 205.** 20.143 (1) (e) of the statutes is repealed.
- 12          **SECTION 206.** 20.143 (1) (em) of the statutes is repealed.
- 13          **SECTION 207.** 20.143 (1) (er) of the statutes is repealed.
- 14          **SECTION 208.** 20.143 (1) (ew) of the statutes is repealed.
- 15          **SECTION 209.** 20.143 (1) (fi) of the statutes is repealed.
- 16          **SECTION 210.** 20.143 (1) (fj) of the statutes is repealed.
- 17          **SECTION 400m.** 20.143 (1) (fw) of the statutes is repealed.
- 18          **SECTION 211.** 20.143 (1) (fy) of the statutes is repealed.
- 19          **SECTION 212.** 20.143 (1) (g) of the statutes is repealed.
- 20          **SECTION 213.** 20.143 (1) (gc) of the statutes is repealed.
- 21          **SECTION 214.** 20.143 (1) (gh) of the statutes is repealed.
- 22          **SECTION 215.** 20.143 (1) (gm) of the statutes is repealed.
- 23          **SECTION 216.** 20.143 (1) (gr) of the statutes is renumbered 20.505 (1) (gr) and
- 24 amended to read:

1           20.505 (1) (gr) ~~Woman-owned~~ Disabled veteran-owned, woman-owned, and  
2 minority business certification processing fees. All moneys received from processing  
3 fees collected under s. 16.283 (3) (c) for the costs of certifying disabled veteran-owned  
4 businesses under s. 16.283; all moneys received from fees collected under s. 560.035  
5 16.285 (1) (bm), for the costs of certifying woman-owned businesses under s. 560.035  
6 (1) 6.285; and all moneys received from fees collected under s. 16.287 (2) (dm) for the  
7 costs of certifying minority businesses under s. 16.287.

8           **SECTION 217.** 20.143 (1) (gv) of the statutes is repealed.

9           **SECTION 218.** 20.143 (1) (h) of the statutes is repealed.

10          **SECTION 219.** 20.143 (1) (hm) of the statutes is repealed.

11          **SECTION 220.** 20.143 (1) (hr) of the statutes is repealed.

12          **SECTION 221.** 20.143 (1) (ie) of the statutes is repealed.

13          **SECTION 222.** 20.143 (1) (ig) of the statutes is repealed.

14          **SECTION 413m.** 20.143 (1) (im) of the statutes is repealed.

15          **SECTION 223.** 20.143 (1) (io) of the statutes is repealed.

16          **SECTION 224.** 20.143 (1) (ir) of the statutes is repealed.

17          **SECTION 225.** 20.143 (1) (jp) of the statutes is repealed.

18          **SECTION 226.** 20.143 (1) (k) of the statutes is repealed.

19          **SECTION 227.** 20.143 (1) (ka) of the statutes is repealed.

20          **SECTION 228.** 20.143 (1) (kb) of the statutes is repealed.

21          **SECTION 229.** 20.143 (1) (kc) of the statutes is repealed.

22          **SECTION 421m.** 20.143 (1) (kf) of the statutes is renumbered 20.505 (1) (kx) and  
23 amended to read:

24           20.505 (1) (kx) *American Indian economic development; technical assistance.*

25          The amounts in the schedule for grants under s. 560.875 16.29 (1). All moneys

1 transferred from the appropriation account under s. ~~20.505 sub.~~ (8) (hm) ~~6f.~~ 19m.  
2 shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the  
3 unencumbered balance on June 30 of each year shall revert to the appropriation  
4 account under s. ~~20.505 sub.~~ (8) (hm).

5 **SECTION 230.** 20.143 (1) (kg) of the statutes is repealed.

6 **SECTION 231.** 20.143 (1) (kh) of the statutes is repealed.

7 **SECTION 232.** 20.143 (1) (kj) of the statutes is repealed.

8 **SECTION 233.** 20.143 (1) (kt) of the statutes is repealed.

9 **SECTION 234.** 20.143 (1) (m) of the statutes is repealed.

10 **SECTION 235.** 20.143 (1) (mr) of the statutes is repealed.

11 **SECTION 236.** 20.143 (1) (n) of the statutes is repealed.

12 **SECTION 237.** 20.143 (1) (o) of the statutes is repealed.

13 **SECTION 238.** 20.143 (1) (qa) of the statutes is repealed.

14 **SECTION 239.** 20.143 (1) (qm) of the statutes is repealed.

15 **SECTION 240.** 20.143 (1) (tm) of the statutes is repealed.

16 **SECTION 241.** 20.143 (1) (um) of the statutes is repealed.

17 **SECTION 242.** 20.143 (2) (title) of the statutes is repealed.

18 **SECTION 435m.** 20.143 (2) (a) of the statutes is renumbered 20.505 (7) (a) and  
19 amended to read:

20 20.505 (7) (a) *General program operations.* The amounts in the schedule for  
21 general program operations under subch. X of ch. 560 ~~ss. 16.301 to 16.315.~~

22 **SECTION 436m.** 20.143 (2) (b) of the statutes is renumbered 20.505 (7) (b) and  
23 amended to read:

24 20.505 (7) (b) *Housing grants and loans; general purpose revenue.* Biennially,  
25 the amounts in the schedule for grants and loans under s. ~~560.9803,~~ 16.303 and for

1 grants under s. ~~560.9805~~ and ~~2009 Wisconsin Act 28, section 9110 (12u)~~, and for the  
2 grant under ~~2009 Wisconsin Act 2, section 9110 (1)~~ 16.305.

3 **SECTION 437m.** 20.143 (2) (c) of the statutes is renumbered 20.505 (7) (c) and  
4 amended to read:

5 20.505 (7) (c) *Payments to designated agents.* The amounts in the schedule for  
6 payments for services provided by agents designated under s. ~~560.9804~~ 16.304 (2),  
7 in accordance with agreements entered into under s. ~~560.9804~~ 16.304 (1).

8 **SECTION 438m.** 20.143 (2) (fm) of the statutes is renumbered 20.505 (7) (fm)  
9 and amended to read:

10 20.505 (7) (fm) *Shelter for homeless and transitional housing grants.*  
11 Biennially, the amounts in the schedule for transitional housing grants under s.  
12 ~~560.9806~~ 16.306 and for grants to agencies and shelter facilities for homeless  
13 individuals and families as provided under s. ~~560.9808~~ 16.308. Notwithstanding ss.  
14 20.001 (3) (a) and 20.002 (1), the department may transfer funds between fiscal years  
15 under this paragraph.

16 **SECTION 439m.** 20.143 (2) (fr) of the statutes is renumbered 20.505 (7) (fr) and  
17 amended to read:

18 20.505 (7) (fr) *Mental health for homeless individuals.* The amounts in the  
19 schedule for mental health services for homeless individuals under s. ~~560.9811~~  
20 16.311.

21 **SECTION 440m.** 20.143 (2) (gg) of the statutes is renumbered 20.505 (7) (gg).

22 **SECTION 441m.** 20.143 (2) (h) of the statutes is renumbered 20.505 (7) (h) and  
23 amended to read:

24 20.505 (7) (h) *Funding for the homeless.* All moneys received from interest on  
25 real estate trust accounts under s. 452.13 for grants under s. ~~560.9807~~ 16.307, and

1 all moneys received under s. 704.05 (5) (a) 2., for grants to agencies and shelter  
2 facilities for homeless individuals and families under s. ~~560.9808~~ 16.308 (2) (a) and  
3 (b).

4 **SECTION 442m.** 20.143 (2) (k) of the statutes is renumbered 20.505 (7) (k) and  
5 amended to read:

6 20.505 (7) (k) *Sale of materials or services.* All moneys received from the sale  
7 of materials or services related to housing assistance under ~~subch. X of ch. 560~~ ss.  
8 16.301 to 16.315 to the department or other state agencies, for the purpose of  
9 providing those materials and services.

10 **SECTION 443m.** 20.143 (2) (kg) of the statutes is renumbered 20.505 (7) (kg).

11 **SECTION 444m.** 20.143 (2) (m) of the statutes is renumbered 20.505 (7) (m) and  
12 amended to read:

13 20.505 (7) (m) *Federal aid; state operations.* All moneys received from the  
14 federal government for state operations related to housing assistance under ~~subch.~~  
15 ~~X of ch. 560~~ ss. 16.301 to 16.315, as authorized by the governor under s. 16.54, for the  
16 purposes of state operations.

17 **SECTION 445m.** 20.143 (2) (n) of the statutes is renumbered 20.505 (7) (n) and  
18 amended to read:

19 20.505 (7) (n) *Federal aid; local assistance.* All moneys received from the  
20 federal government for local assistance related to housing assistance under ~~subch.~~  
21 ~~X of ch. 560~~ ss. 16.301 to 16.315, as authorized by the governor under s. 16.54, for the  
22 purposes of providing local assistance.

23 **SECTION 446m.** 20.143 (2) (o) of the statutes is renumbered 20.505 (7) (o) and  
24 amended to read:

1           20.505 (7) (o) *Federal aid; individuals and organizations.* All moneys received  
2 from the federal government for aids to individuals and organizations related to  
3 housing assistance under ~~subch. X of ch. 560~~ ss. 16.301 to 16.315, as authorized by  
4 the governor under s. 16.54, for the purpose of providing aids to individuals and  
5 organizations.

6           **SECTION 243.** 20.143 (3) (title) of the statutes is renumbered 20.165 (2) (title).

7           **SECTION 448d.** 20.143 (3) (a) of the statutes is renumbered 20.165 (2) (a) and  
8 amended to read:

9           20.165 (2) (a) *General program operations.* The amounts in the schedule for  
10 general program operations relating to the regulation of industry, buildings, and  
11 safety under chs. 101, 107, 145, and 168 and ss. ~~32.19 to 32.27~~, 167.10, and 167.27.

12           **SECTION 244.** 20.143 (3) (de) of the statutes is renumbered 20.165 (2) (de).

13           **SECTION 245.** 20.143 (3) (dm) of the statutes is renumbered 20.165 (2) (dm).

14           **SECTION 246.** 20.143 (3) (g) of the statutes is renumbered 20.165 (2) (g) and  
15 amended to read:

16           20.165 (2) (g) *Gifts and grants.* All moneys received as gifts or grants relating  
17 to the regulation of industry, buildings, and safety to carry out the purposes for which  
18 made.

19           **SECTION 247.** 20.143 (3) (ga) of the statutes is renumbered 20.165 (2) (ga).

20           **SECTION 248.** 20.143 (3) (gb) of the statutes is renumbered 20.165 (2) (gb) and  
21 amended to read:

22           20.165 (2) (gb) *Local agreements.* All moneys received through contracts or  
23 financial agreements for provision of services to local units of government or local  
24 organizations relating to the regulation of industry, buildings, and safety, for the  
25 purpose of providing the services.

1           **SECTION 249.** 20.143 (3) (h) of the statutes is renumbered 20.165 (2) (h).

2           **SECTION 250.** 20.143 (3) (j) of the statutes is renumbered 20.165 (2) (j) and  
3 amended to read:

4           20.165 (2) (j) *Safety and building operations.* The amounts in the schedule for  
5 the purposes of chs. 101, 145, and 168 and ss. 167.35, 236.12 (2) (a), 236.13 (1) (d) and  
6 (2m), and 236.335, for the purpose of transferring the amounts in the schedule under  
7 par. (kg) to the appropriation account under par. (kg), and for the purpose of  
8 transferring the amounts in the schedule under par. (km) to the appropriation  
9 account under par. (km). All moneys received under ch. 145, ss. ~~101.136 (6) (b),~~  
10 101.177 (4) (a) 4., 101.178, 101.19, 101.63 (9), 101.654 (3), 101.73 (12), 101.82 (4),  
11 101.955 (2), 101.973 (7), 167.35 (2) (f), and 236.12 (7), ~~except moneys received under~~  
12 ~~s. 101.9208 (2m),~~ and all moneys transferred under 2005 Wisconsin Act 45, section  
13 76 (6), shall be credited to this appropriation.

14           **SECTION 251.** 20.143 (3) (ka) of the statutes is renumbered 20.165 (2) (ka) and  
15 amended to read:

16           20.165 (2) (ka) *Interagency agreements.* All moneys received through contracts  
17 or financial agreements for provision of services to other state agencies relating to  
18 the regulation of industry, buildings, and safety, except moneys appropriated under  
19 par. (ks) or sub. (4) ~~(1)~~ (kd), for the purpose of providing the services.

20           **SECTION 252.** 20.143 (3) (kg) of the statutes is renumbered 20.165 (2) (kg).

21           **SECTION 253.** 20.143 (3) (km) of the statutes is renumbered 20.165 (2) (km).

22           **SECTION 254.** 20.143 (3) (ks) of the statutes is renumbered 20.165 (2) (ks) and  
23 amended to read:

1           20.165 (2) (ks) *Data processing*. All moneys received from data processing  
2 services provided internally relating to the regulation of industry, buildings, and  
3 safety to be used to meet the costs associated with the services.

4           **SECTION 255.** 20.143 (3) (L) of the statutes is renumbered 20.165 (2) (L).

5           **SECTION 256.** 20.143 (3) (La) of the statutes is renumbered 20.165 (2) (La).

6           **SECTION 257.** 20.143 (3) (Lm) of the statutes is renumbered 20.165 (2) (Lm).

7           **SECTION 258.** 20.143 (3) (m) of the statutes is renumbered 20.165 (2) (m) and  
8 amended to read:

9           20.165 (2) (m) *Federal funds*. All federal moneys received as authorized under  
10 s. 16.54 relating to the regulation of industry, buildings, and safety, except as  
11 otherwise appropriated under this subsection, for the purposes of the programs  
12 administered by the department.

13           **SECTION 259.** 20.143 (3) (ma) of the statutes is renumbered 20.165 (2) (ma).

14           **SECTION 260.** 20.143 (3) (pz) of the statutes is renumbered 20.165 (2) (pz) and  
15 amended to read:

16           20.165 (2) (pz) *Indirect cost reimbursements*. All moneys received from the  
17 federal government relating to the regulation of industry, buildings, and safety, as  
18 reimbursement of indirect costs of grants and contracts for the purposes authorized  
19 in s. 16.54 (9) (b).

20           **SECTION 261.** 20.143 (3) (q) of the statutes is renumbered 20.165 (2) (q).

21           **SECTION 262.** 20.143 (3) (r) of the statutes is renumbered 20.165 (2) (r).

22           **SECTION 263.** 20.143 (3) (s) of the statutes is renumbered 20.165 (2) (s).

23           **SECTION 264.** 20.143 (3) (sm) of the statutes is renumbered 20.165 (2) (sm) and  
24 amended to read:



1           20.165 (2) (sm) *Diesel truck idling reduction grants*. From the petroleum  
2 inspection fund, the amounts in the schedule for diesel truck idling reduction grants  
3 under s. ~~560.125~~ 101.45. No funds may be encumbered under this paragraph after  
4 June 30, 2015.

5           **SECTION 265.** 20.143 (3) (sn) of the statutes is renumbered 20.165 (2) (sn) and  
6 amended to read:

7           20.165 (2) (sn) *Diesel truck idling reduction grant administration*. From the  
8 petroleum inspection fund, the amounts in the schedule for administering the Diesel  
9 Truck Idling Reduction Grant Program under s. ~~560.125~~ 101.45. No funds may be  
10 encumbered under this paragraph after December 31, 2016.

11           **SECTION 266.** 20.143 (3) (t) of the statutes is renumbered 20.165 (2) (t).

12           **SECTION 267.** 20.143 (3) (u) of the statutes is renumbered 20.165 (2) (u).

13           **SECTION 268.** 20.143 (3) (v) of the statutes is renumbered 20.165 (2) (v).

14           **SECTION 269.** 20.143 (3) (vb) of the statutes is renumbered 20.165 (2) (vb).

15           **SECTION 270.** 20.143 (3) (vm) of the statutes is renumbered 20.165 (2) (vm).

16           **SECTION 271.** 20.143 (3) (w) of the statutes is renumbered 20.165 (2) (w).

17           **SECTION 272.** 20.143 (4) (title) of the statutes is repealed.

18           **SECTION 273.** 20.143 (4) (a) of the statutes is renumbered 20.165 (1) (a), and  
19 20.165 (1) (a) (title), as renumbered, is amended to read:

20           20.165 (1) (a) (title) *General program operations — executive and*  
21 *administrative services*.

22           **SECTION 274.** 20.143 (4) (g) of the statutes is repealed.

23           **SECTION 275.** 20.143 (4) (k) of the statutes is renumbered 20.165 (1) (kc).

24           **SECTION 276.** 20.143 (4) (ka) of the statutes is renumbered 20.165 (1) (ka).

25           **SECTION 277.** 20.143 (4) (kb) of the statutes is renumbered 20.165 (1) (kb).

1           **SECTION 278.** 20.143 (4) (kd) of the statutes is renumbered 20.165 (1) (kd) and  
2 amended to read:

3           20.165 (1) (kd) *Administrative services.* The amounts in the schedule for  
4 administrative and support services for programs administered by the department.  
5 All moneys received by the department from the department, except for moneys  
6 directed to be deposited under pars. ~~(k)~~, (ka) and, ~~(kb)~~, and (kc) and subs. ~~(1) (k)~~, ~~(ka)~~  
7 ~~and (kb)~~ and ~~(3) sub. (2)~~ (ks), as payment for administrative and support services for  
8 programs administered by the department shall be credited to this appropriation.

9           **SECTION 279.** 20.143 (4) (ke) of the statutes is renumbered 20.165 (1) (ke).

10          **SECTION 280.** 20.143 (4) (m) of the statutes is repealed.

11          **SECTION 281.** 20.143 (4) (n) of the statutes is renumbered 20.165 (1) (n).

12          **SECTION 282.** 20.143 (4) (o) of the statutes is renumbered 20.165 (1) (o).

13          **SECTION 283.** 20.143 (4) (pz) of the statutes is renumbered 20.165 (1) (pz).

14          **SECTION 284.** 20.144 (intro.) of the statutes is amended to read:

15          **20.144 Financial institutions, department of.** (intro.) There is  
16 appropriated to the department of financial institutions for the following programs  
17 program:

18          **SECTION 285.** 20.144 (1) (g) of the statutes is amended to read:

19          20.144 (1) (g) *General program operations.* The amounts in the schedule for  
20 the general program operations of the department of financial institutions. Except  
21 as provided in pars. (a), (h), (i), (j), and (u), all moneys received by the department,  
22 other than by the office of credit unions and the division of banking, and 88% of all  
23 moneys received by the office of credit unions and the department's division of  
24 banking shall be credited to this appropriation, but any balance at the close of a fiscal  
25 year under this appropriation shall lapse to the general fund. Annually, \$200,000

1 \$325,000 of the amounts received under this appropriation account shall be  
2 transferred to the appropriation account under s. 20.575 (1) (g).

3 **SECTION 286.** 20.144 (2) (title) and (g) of the statutes are repealed.

4 **SECTION 287.** 20.144 (2) (m) of the statutes is renumbered 20.144 (1) (m).

5 **SECTION 288.** 20.145 (1) (g) (intro.) of the statutes is amended to read:

6 20.145 (1) (g) (intro.) *General program operations.* The amounts in the  
7 schedule for general program operations, including organizational support services  
8 and oversight of care management organizations, and for transferring to the  
9 appropriation account under s. 20.435 (4) (kv) the amount allocated by the  
10 commissioner of insurance. Notwithstanding s. 20.001 (3) (a), at the end of each  
11 fiscal year, the unencumbered balance in this appropriation account that exceeds 10  
12 percent of that fiscal year's expenditure under this appropriation shall lapse to the  
13 general fund. All of the following shall be credited to this appropriation account:

14 **SECTION 493c.** 20.145 (1) (g) 1. of the statutes is amended to read:

15 20.145 (1) (g) 1. ~~Ninety percent of all~~ All moneys received under ss. 601.31,  
16 601.32, 601.42 (7), 601.45, and 601.47 and by the commissioner for expenses related  
17 to insurance company restructurings, except for restructurings specified in par. (h).

18 **SECTION 289.** 20.165 (intro.) of the statutes is amended to read:

19 **20.165 ~~Regulation and licensing~~ Safety and professional services,**  
20 **department of.** (intro.) There is appropriated to the department of ~~regulation and~~  
21 ~~licensing~~ safety and professional services for the following programs:

22 **SECTION 290.** 20.165 (1) (title) of the statutes is amended to read:

23 20.165 (1) (title) PROFESSIONAL REGULATION AND ADMINISTRATIVE SERVICES.

24 **SECTION 496m.** 20.165 (1) (gk) of the statutes is created to read:

1           20.165 (1) (gk) *Bail bond sureties and agents.* The amounts in the schedule for  
2 administration of surety bail bond corporation and agent licenses under subch. XV  
3 of ch. 440. All moneys received from fees collected under ss. 440.9993 (1) (b) and (2)  
4 (b) and 440.9994 (1) shall be credited to this appropriation account.

5           **SECTION 291.** 20.192 (1) (k) of the statutes, as created by 2011 Wisconsin Act  
6 7, is amended to read:

7           20.192 (1) (k) *Transferred general fund moneys from department of commerce.*  
8 All moneys transferred under 2011 Wisconsin Act 7, section 9155 (2), and 2011  
9 Wisconsin Act ... (this act), section 9210 (2), for the operations of the Wisconsin  
10 Economic Development Corporation and for funding economic development  
11 programs developed and implemented under s. 238.03.

12           **SECTION 292.** 20.192 (1) (m) of the statutes, as created by 2011 Wisconsin Act  
13 7, is amended to read:

14           20.192 (1) (m) *Federal aid; programs.* All moneys received from the federal  
15 government as authorized by the governor under s. 16.54 and all moneys transferred  
16 under 2011 Wisconsin Act ... (this act), section 9210 (3), for the purposes of funding  
17 programs administered by the Wisconsin Economic Development Corporation.

18           **SECTION 293.** 20.192 (1) (r) of the statutes is created to read:

19           20.192 (1) (r) *Economic development fund; programs.* From the economic  
20 development fund, as a continuing appropriation, the amounts in the schedule for  
21 funding economic development programs administered by the Wisconsin Economic  
22 Development Corporation.

23           **SECTION 501c.** 20.192 (1) (s) of the statutes is created to read:

1           20.192 (1) (s) *Brownfield site assessment grants.* Biennially, from the  
2 environmental fund, the amounts in the schedule for brownfield site assessment  
3 grants under s. 238.133.

4           **SECTION 294.** 20.215 (intro.) of the statutes is repealed.

5           **SECTION 295.** 20.215 (1) (title) of the statutes is renumbered 20.380 (3) (title).

6           **SECTION 296.** 20.215 (1) (a) of the statutes is renumbered 20.380 (3) (a) and  
7 amended to read:

8           20.380 (3) (a) *General program operations.* The amounts in the schedule for  
9 general program operations of the arts board.

10          **SECTION 297.** 20.215 (1) (b) of the statutes is renumbered 20.380 (3) (b) and  
11 amended to read:

12          20.380 (3) (b) *State aid for the arts.* The amounts in the schedule for  
13 grants-in-aid or contract payments to groups, individuals, organizations and  
14 institutions by the arts board under s. 44.53 41.53 (1) (f) and (2) (a), and for grants  
15 and loans related to arts incubators under s. 44.60 ~~and for the grant under 1999~~  
16 ~~Wisconsin Act 9, section 9105 (1c)~~ 41.60.

17          **SECTION 298.** 20.215 (1) (c) of the statutes is renumbered 20.380 (3) (c) and  
18 amended to read:

19          20.380 (3) (c) *Portraits of governors.* The amounts in the schedule to pay for  
20 costs associated with the selection and purchase of portraits of governors under s.  
21 44.53 41.53 (1) (g).

22          **SECTION 299.** 20.215 (1) (d) of the statutes is renumbered 20.380 (3) (d) and  
23 amended to read:

24          20.380 (3) (d) *Challenge grant program.* The amounts in the schedule for  
25 challenge grants under ss. 44.53 41.53 (1) (i) and 44.565 41.565.

1           **SECTION 300.** 20.215 (1) (e) of the statutes is renumbered 20.380 (3) (e) and  
2 amended to read:

3           20.380 (3) (e) *High Point fund.* The amounts in the schedule for a grant to the  
4 Milwaukee Foundation, Inc., for deposit in the High Point fund under s. ~~44.53~~ 41.53  
5 (1) (j).

6           **SECTION 301.** 20.215 (1) (f) of the statutes is renumbered 20.380 (3) (f) and  
7 amended to read:

8           20.380 (3) (f) *Wisconsin regranting program.* The amounts in the schedule for  
9 grants under s. ~~44.62~~ 41.62.

10          **SECTION 302.** 20.215 (1) (g) of the statutes is renumbered 20.380 (3) (g) and  
11 amended to read:

12          20.380 (3) (g) *Gifts and grants; state operations.* All moneys received by the arts  
13 board as gifts and grants for expenses other than aids, to be used for the purposes  
14 for which made.

15          **SECTION 303.** 20.215 (1) (h) of the statutes is renumbered 20.380 (3) (h) and  
16 amended to read:

17          20.380 (3) (h) *Gifts and grants; aids to individuals and organizations.* All  
18 moneys received by the arts board as gifts and grants for the purpose of providing  
19 aids to individuals and organizations, to be used for the purposes for which made.

20          **SECTION 304.** 20.215 (1) (j) of the statutes is renumbered 20.380 (3) (j) and  
21 amended to read:

22          20.380 (3) (j) *Support of arts programs.* All moneys received by the arts board  
23 from the Wisconsin Artistic Endowment Foundation under s. 247.06 (1) (a) for  
24 operating support of arts organizations and for grants under the Wisconsin  
25 regranting program under s. ~~44.62~~ 41.62.

1           **SECTION 305.** 20.215 (1) (k) of the statutes is repealed.

2           **SECTION 306.** 20.215 (1) (ka) of the statutes is repealed.

3           **SECTION 307.** 20.215 (1) (km) of the statutes is renumbered 20.380 (3) (km) and  
4 amended to read:

5           20.380 **(3)** (km) *State aid for the arts; Indian gaming receipts.* The amounts in  
6 the schedule for grants–in–aid or contract payments to American Indian groups,  
7 individuals, organizations, and institutions under s. ~~44.53~~ 41.53 (1) (fm) and (2) (am).  
8 All moneys transferred from the appropriation account under s. 20.505 (8) (hm) 4b.  
9 shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the  
10 unencumbered balance on June 30 of each year shall revert to the appropriation  
11 account under s. 20.505 (8) (hm).

12           **SECTION 308.** 20.215 (1) (m) of the statutes is renumbered 20.380 (3) (m) and  
13 amended to read:

14           20.380 **(3)** (m) *Federal grants; state operations.* All moneys received by the arts  
15 board from the federal government for expenses other than aids, to be used for the  
16 purposes for which made.

17           **SECTION 309.** 20.215 (1) (o) of the statutes is renumbered 20.380 (3) (o) and  
18 amended to read:

19           20.380 **(3)** (o) *Federal grants; aids to individuals and organizations.* All  
20 moneys received by the arts board from the federal government for the purpose of  
21 providing aids to individuals and organizations, to be used for the purposes for which  
22 made.

23           **SECTION 310.** 20.235 (1) (fe) of the statutes is amended to read:

24           20.235 **(1)** (fe) *Wisconsin higher education grants; University of Wisconsin*  
25 *System students.* A sum sufficient equal to ~~\$37,750,000~~ \$58,345,400 in the 2009–10

1 2011–12 fiscal year, equal to \$58,345,400 in the ~~2010–11~~ 2012–13 fiscal year, and  
2 equal to the amount calculated under s. 39.435 (7) for the Wisconsin higher education  
3 grant program under s. 39.435 for University of Wisconsin System students, except  
4 for grants awarded under s. 39.435 (2) or (5), thereafter.

5 **SECTION 311.** 20.255 (1) (e) of the statutes is created to read:

6 20.255 (1) (e) *Student information system.* Biennially, the amounts in the  
7 schedule for the student information system under s. 115.28 (12).

8 **SECTION 312.** 20.255 (1) (gh) of the statutes is repealed.

9 **SECTION 313.** 20.255 (1) (hf) of the statutes is repealed.

10 **SECTION 522m.** 20.255 (1) (j) of the statutes is amended to read:

11 20.255 (1) (j) *Milwaukee, Racine, and Green Bay Parental Choice Program*  
12 *programs; financial audits.* All moneys received under s. ss. 118.60 (2) (a) 3., 118.62  
13 *(2) (a) 3., and 119.23 (2) (a) 3.* to be used to evaluate the financial information  
14 submitted under s. 119.23 (7) (am) and (d) 2. and 3. by private schools participating  
15 in the Milwaukee Parental Choice Program, under s. 118.60 (7) (am) and (d) 2. and  
16 *3. by private schools participating in the Racine Parental Choice Program, and under*  
17 *s. 118.62 (7) (am) and (d) 2. and 3. by private schools participating in the Green Bay*  
18 *Parental Choice Program.*

19 **SECTION 314.** 20.255 (1) (kd) of the statutes is amended to read:

20 20.255 (1) (kd) *Alcohol and other drug abuse program.* The amounts in the  
21 schedule for the purpose of s. 115.36 (2) and the administration of s. 115.36 (3). All  
22 moneys transferred from the appropriation account under s. 20.455 (2) (i) 4. shall be  
23 credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the  
24 unencumbered balance on June 30 of each year shall be transferred to the  
25 appropriation account under s. 20.455 (2) (i).



1           **SECTION 315.** 20.255 (1) (q) of the statutes is repealed.

2           **SECTION 525g.** 20.255 (2) (ap) of the statutes is created to read:

3           20.255 (2) (ap) *Per pupil adjustment aid.* The amounts in the schedule for  
4 payments under 2011 Wisconsin Act .... (this act), section 9137 (3r). No moneys may  
5 be encumbered from this appropriation after June 30, 2013.

6           **SECTION 525r.** 20.255 (2) (ar) of the statutes is created to read:

7           20.255 (2) (ar) *Low revenue adjustment aid.* The amounts in the schedule for  
8 payments under 2011 Wisconsin Act .... (this act), section 9137 (3q). No moneys may  
9 be encumbered from this appropriation after June 30, 2012.

10          **SECTION 316.** 20.255 (2) (ce) of the statutes is repealed.

11          **SECTION 317.** 20.255 (2) (de) of the statutes is repealed.

12          **SECTION 318.** 20.255 (2) (df) of the statutes is repealed.

13          **SECTION 319.** 20.255 (2) (dL) of the statutes is repealed.

14          **SECTION 320.** 20.255 (2) (dm) of the statutes is repealed.

15          **SECTION 321.** 20.255 (2) (do) of the statutes is repealed.

16          **SECTION 322.** 20.255 (2) (er) of the statutes is repealed.

17          **SECTION 323.** 20.255 (2) (es) of the statutes is repealed.

18          **SECTION 537e.** 20.255 (2) (fn) of the statutes is created to read:

19          20.255 (2) (fn) *Green Bay Parental Choice Program.* A sum sufficient to make  
20 the payments to private schools under s. 118.62 (4) and (4m).

21          **SECTION 537m.** 20.255 (2) (fr) of the statutes is created to read:

22          20.255 (2) (fr) *Racine parental choice program.* A sum sufficient to make the  
23 payments to private schools under s. 118.60 (4) and (4m).

24          **SECTION 537v.** 20.255 (2) (fv) of the statutes is amended to read:

1           20.255 (2) (fv) *Milwaukee, Racine, and Green Bay Parental Choice Program*  
2 *programs; transfer pupils.* A sum sufficient to make the payments under s. ss. 118.60  
3 (4r), 118.62 (4r), and 119.23 (4r).

4           **SECTION 324.** 20.255 (2) (fw) of the statutes is repealed.

5           **SECTION 325.** 20.255 (2) (fz) of the statutes is repealed.

6           **SECTION 326.** 20.255 (2) (kd) of the statutes is amended to read:

7           20.255 (2) (kd) *Aid for alcohol and other drug abuse programs.* The amounts  
8 in the schedule for the purpose of s. 115.36 (3). All moneys transferred from the  
9 appropriation account under s. 20.455 (2) (i) 5. shall be credited to this appropriation  
10 account. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30  
11 of each year shall be transferred to the appropriation account under s. 20.455 (2) (i).

12           **SECTION 327.** 20.255 (2) (kg) of the statutes is repealed.

13           **SECTION 541c.** 20.285 (intro.) of the statutes is amended to read:

14           **20.285 University of Wisconsin System.** (intro.) There is appropriated to  
15 the board of regents of the University of Wisconsin System for the following program  
16 programs:

17           **SECTION 541e.** 20.285 (1) (a) of the statutes is amended to read:

18           20.285 (1) (a) *General program operations.* The amounts in the schedule for  
19 the purpose of educational programs and related programs. ~~Any transfers between~~  
20 ~~the instruction, research, public service, libraries, learning resources and media,~~  
21 ~~farm operations, student services, auxiliary enterprises, physical plant or general~~  
22 ~~operations and services subprograms shall be reported quarterly to the department~~  
23 ~~of administration.~~ The board of regents may not encumber amounts appropriated  
24 under this paragraph for groundwater research without the approval of the  
25 secretary of administration.

1           **SECTION 541v.** 20.285 (1) (ab) of the statutes is repealed.

2           **SECTION 542b.** 20.285 (1) (am) of the statutes is repealed.

3           **SECTION 542n.** 20.285 (1) (as) of the statutes is repealed.

4           **SECTION 543g.** 20.285 (1) (b) of the statutes is repealed.

5           **SECTION 543r.** 20.285 (1) (bm) of the statutes is repealed.

6           **SECTION 544b.** 20.285 (1) (c) of the statutes is repealed.

7           **SECTION 544p.** 20.285 (1) (cd) of the statutes is repealed.

8           **SECTION 545g.** 20.285 (1) (cm) of the statutes is repealed.

9           **SECTION 545p.** 20.285 (1) (d) of the statutes is renumbered 20.285 (1) (d) (intro.)  
10 and amended to read:

11           20.285 (1) (d) *Principal repayment and interest.* (intro.) A sum sufficient to  
12 reimburse do all of the following:

13           1. Reimburse s. 20.866 (1) (u) for the payment of principal and interest costs  
14 incurred in financing the acquisition, construction, development, enlargement, or  
15 improvement of university academic facilities ~~and to make.~~

16           3. Make payments under an agreement or ancillary arrangement entered into  
17 under s. 18.06 (8) (a).

18           **SECTION 545v.** 20.285 (1) (d) 2. of the statutes is created to read:

19           20.285 (1) (d) 2. Reimburse s. 20.866 (1) (u) for any amounts advanced to meet  
20 principal and interest costs on self-amortizing university facilities whenever the  
21 amount appropriated under par. (xs) is insufficient, as determined by the  
22 department of administration, to make such reimbursement.

23           **SECTION 546g.** 20.285 (1) (da) of the statutes is repealed.

24           **SECTION 546r.** 20.285 (1) (db) of the statutes is repealed.

25           **SECTION 546v.** 20.285 (1) (eb) of the statutes is repealed.

- 1           **SECTION 547g.** 20.285 (1) (em) of the statutes is repealed.
- 2           **SECTION 547p.** 20.285 (1) (eo) of the statutes is repealed.
- 3           **SECTION 548g.** 20.285 (1) (ep) of the statutes is repealed.
- 4           **SECTION 548n.** 20.285 (1) (er) of the statutes is repealed.
- 5           **SECTION 548v.** 20.285 (1) (fc) of the statutes is repealed.
- 6           **SECTION 549g.** 20.285 (1) (fm) of the statutes is repealed.
- 7           **SECTION 549n.** 20.285 (1) (fs) of the statutes is repealed.
- 8           **SECTION 549p.** 20.285 (1) (ft) of the statutes is repealed.
- 9           **SECTION 550b.** 20.285 (1) (fx) of the statutes is repealed.
- 10          **SECTION 550g.** 20.285 (1) (g) of the statutes is repealed.
- 11          **SECTION 550v.** 20.285 (1) (gm) of the statutes is repealed.
- 12          **SECTION 551g.** 20.285 (1) (gn) of the statutes is repealed.
- 13          **SECTION 552.** 20.285 (1) (gr) of the statutes is repealed.
- 14          **SECTION 328.** 20.285 (1) (gs) of the statutes is repealed.
- 15          **SECTION 554.** 20.285 (1) (h) of the statutes is repealed.
- 16          **SECTION 555.** 20.285 (1) (ha) of the statutes is repealed.
- 17          **SECTION 556.** 20.285 (1) (hm) of the statutes is repealed.
- 18          **SECTION 557.** 20.285 (1) (im) of the statutes is repealed.
- 19          **SECTION 558.** 20.285 (1) (in) of the statutes is repealed.
- 20          **SECTION 559.** 20.285 (1) (ip) of the statutes is repealed.
- 21          **SECTION 560.** 20.285 (1) (iz) of the statutes is repealed.
- 22          **SECTION 561.** 20.285 (1) (j) of the statutes is repealed.
- 23          **SECTION 562.** 20.285 (1) (ja) of the statutes is repealed.
- 24          **SECTION 563.** 20.285 (1) (jc) of the statutes is repealed.
- 25          **SECTION 564.** 20.285 (1) (jm) of the statutes is repealed.

1           **SECTION 565.** 20.285 (1) (jp) of the statutes is repealed.

2           **SECTION 566.** 20.285 (1) (jq) of the statutes is repealed.

3           **SECTION 567.** 20.285 (1) (k) of the statutes is repealed.

4           **SECTION 568.** 20.285 (1) (ka) of the statutes is repealed.

5           **SECTION 569.** 20.285 (1) (kb) of the statutes is repealed.

6           **SECTION 570.** 20.285 (1) (kc) of the statutes is repealed.

7           **SECTION 571.** 20.285 (1) (kd) of the statutes is repealed.

8           **SECTION 572.** 20.285 (1) (ke) of the statutes is repealed.

9           **SECTION 573.** 20.285 (1) (kf) of the statutes is repealed.

10          **SECTION 574g.** 20.285 (1) (kj) of the statutes is repealed.

11          **SECTION 574r.** 20.285 (1) (km) of the statutes is repealed.

12          **SECTION 575b.** 20.285 (1) (kn) of the statutes is repealed.

13          **SECTION 575g.** 20.285 (1) (ko) of the statutes is repealed.

14          **SECTION 575p.** 20.285 (1) (kp) of the statutes is repealed.

15          **SECTION 575v.** 20.285 (1) (kr) of the statutes is repealed.

16          **SECTION 576g.** 20.285 (1) (ks) of the statutes is repealed.

17          **SECTION 576r.** 20.285 (1) (Lm) of the statutes is repealed.

18          **SECTION 577b.** 20.285 (1) (Ls) of the statutes is repealed.

19          **SECTION 577m.** 20.285 (1) (rm) of the statutes is amended to read:

20           20.285 (1) (rm) *Environmental program grants and scholarships.* From ~~income~~  
21 ~~and interest in the normal school fund, the amounts in the schedule~~ all income and  
22 interest for grants and, scholarships, and environmental programs under s. 36.49.

23          **SECTION 329.** 20.285 (1) (s) of the statutes is amended to read:

24           20.285 (1) (s) *Wisconsin Bioenergy Initiative.* From the ~~recycling and~~  
25 ~~renewable energy~~ environmental fund, the amounts in the schedule to support

1 research under the Wisconsin Bioenergy Initiative into improved plant biomass,  
2 improved biomass processing, conversion of biomass into energy products,  
3 development of a sustainable energy economy, and development of enabling  
4 technologies for bioenergy research.

5 **SECTION 330.** 20.285 (1) (tb) of the statutes is amended to read:

6 20.285 (1) (tb) *Extension recycling education.* From the ~~recycling and~~  
7 ~~renewable energy~~ environmental fund, the amounts in the schedule for University  
8 of Wisconsin–Extension educational and technical assistance programs in recycling  
9 and recycling market development.

10 **SECTION 331.** 20.285 (1) (tm) of the statutes is amended to read:

11 20.285 (1) (tm) *Solid waste research and experiments.* From the ~~recycling and~~  
12 ~~renewable energy~~ environmental fund, the amounts in the schedule for research into  
13 alternative methods of solid waste management and for administering solid waste  
14 experiment centers.

15 **SECTION 578g.** 20.285 (1) (xq) of the statutes is created to read:

16 20.285 (1) (xq) *General program operations.* From the University of Wisconsin  
17 System fund, all moneys received from the operation of educational programs and  
18 related programs to carry out the purposes for which received. In each fiscal year,  
19 the Board of Regents shall transfer no more than \$20,338,500 from this  
20 appropriation account to the medical assistance trust fund.

21 **SECTION 578r.** 20.285 (1) (xr) of the statutes is created to read:

22 20.285 (1) (xr) *Gifts and nonfederal grants and contracts.* From the University  
23 of Wisconsin System fund, all moneys received as gifts, bequests, or devises or  
24 nonfederal grants or contracts to carry out the purposes for which received.

25 **SECTION 579g.** 20.285 (1) (xs) of the statutes is created to read:

1           20.285 (1) (xs) *Self-amortizing facilities principal and interest.* From the  
2 University of Wisconsin System fund, a sum sufficient to reimburse s. 20.866 (1) (u)  
3 for any amounts advanced to meet principal and interest costs on self-amortizing  
4 university facilities and to make payments under an agreement or ancillary  
5 arrangement entered into under s. 18.06 (8) (a). For projects authorized by the  
6 building commission on or after July 1, 2001, annually an amount equal to 40 percent  
7 of the principal and interest costs for maintenance of University of  
8 Wisconsin–Madison intercollegiate athletic facilities shall be paid from the  
9 appropriation under this paragraph.

10           **SECTION 579p.** 20.285 (1) (xt) of the statutes is created to read:

11           20.285 (1) (xt) *Funds transferred from other state agencies.* From the  
12 University of Wisconsin System fund, all moneys received from other state agencies  
13 to carry out the purposes for which received.

14           **SECTION 579s.** 20.285 (2) (a) of the statutes is repealed.

15           **SECTION 580g.** 20.285 (2) (b) of the statutes is repealed.

16           **SECTION 581.** 20.285 (2) (j) of the statutes is amended to read:

17           20.285 (2) (j) Notwithstanding s. 20.001 (2) (c), annually, there shall lapse from  
18 the appropriation accounts under ss. 20.285 (1) (a), ~~(h)~~, and ~~(j)~~ (xq), and (xr) an  
19 amount equal to the amount spent during that fiscal year from the appropriation  
20 account under s. 20.455 (1) (b) for legal advice regarding public broadcasting by the  
21 University of Wisconsin System, as determined by the secretary of administration.

22           **SECTION 582g.** 20.285 (3) (iz) of the statutes is repealed.

23           **SECTION 582n.** 20.285 (4) of the statutes is repealed.

24           **SECTION 583.** 20.285 (5) of the statutes is repealed.

25           **SECTION 584.** 20.285 (6) of the statutes is repealed.

1           **SECTION 332.** 20.292 (1) (gm) of the statutes is amended to read:

2           20.292 (1) (gm) *Fire schools; state operations.* The amounts in the schedule for  
3 supervising and conducting schools for instruction in fire protection and prevention  
4 under s. 38.04 (9). All moneys transferred from s. ~~20.143 (3)~~ 20.165 (2) (L) to this  
5 appropriation shall be credited to this appropriation. Notwithstanding s. 20.001 (3)  
6 (a), at the end of each fiscal year the unencumbered balance in this appropriation  
7 shall revert to the appropriation under s. ~~20.143 (3)~~ 20.165 (2) (L).

8           **SECTION 333.** 20.292 (1) (gr) of the statutes is amended to read:

9           20.292 (1) (gr) *Fire schools; local assistance.* The amounts in the schedule for  
10 district fire fighter training programs under s. 38.12 (9). All moneys transferred  
11 from s. ~~20.143 (3)~~ 20.165 (2) (L) to this appropriation shall be credited to this  
12 appropriation. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on  
13 June 30 of each year shall revert to the appropriation under s. ~~20.143 (3)~~ 20.165 (2)  
14 (L).

15           **SECTION 586b.** 20.370 (1) (cu) of the statutes is amended to read:

16           20.370 (1) (cu) *Forestry — forestry education curriculum.* ~~From the moneys~~  
17 ~~received as surcharges under s. 28.06 (2m), the~~ The amounts in the schedule for the  
18 development of a forestry education curriculum under s. 26.39 (2).

19           **SECTION 586d.** 20.370 (1) (cv) of the statutes is repealed.

20           **SECTION 586r.** 20.370 (1) (cy) of the statutes is amended to read:

21           20.370 (1) (cy) *Forestry — cooperating foresters and private contractors.* All  
22 moneys received under s. 28.05 (3) (c) for payment to cooperating foresters and  
23 private contractors to be used for those payments.

24           **SECTION 586t.** 20.370 (1) (fs) of the statutes is amended to read:



1           20.370 (1) (fs) *Endangered resources — voluntary payments; sales, leases, and*  
2 *fees.* As a continuing appropriation, from moneys received as amounts designated  
3 under ss. 71.10 (5) (b) and 71.30 (10) (b), the net amounts certified under ss. 71.10  
4 (5) (h) 4. and 71.30 (10) (h) 3., all moneys received from the sale or lease of resources  
5 derived from the land in the state natural areas system, and all moneys received from  
6 fees collected under ss. ~~23.27 (3) (b)~~, 29.319 (2), 29.563 (10), and 341.14 (6r) (b) 5. and  
7 12., for the purposes of the endangered resources program, as defined under ss. 71.10  
8 (5) (a) 2. and 71.30 (10) (a) 2. Three percent of the moneys certified under ss. 71.10  
9 (5) (h) 4. and 71.30 (10) (h) 3. in each fiscal year and 3% of the fees received under  
10 s. 341.14 (6r) (b) 5. and 12. in each fiscal year shall be allocated for wildlife damage  
11 control and payment of claims for damage associated with endangered or threatened  
12 species, except that this combined allocation may not exceed \$100,000 per fiscal year.

13           **SECTION 334.** 20.370 (1) (gr) of the statutes is amended to read:

14           20.370 (1) (gr) *Endangered resources program — gifts and grants; sale of state-*  
15 *owned lands.* All moneys received from gifts, grants and bequests for the endangered  
16 resources program, as defined under s. 71.10 (5) (a) 2., to be expended for the  
17 purposes for which made and received; and all moneys received from gifts and  
18 contributions under the Wisconsin natural areas heritage program and all moneys  
19 received from the sale of state-owned lands withdrawn from the state natural areas  
20 system for the purposes of natural heritage land acquisition activities, natural area  
21 land acquisition activities, and administration of the natural areas inventory  
22 program.

23           **SECTION 335.** 20.370 (1) (it) of the statutes is repealed.

24           **SECTION 336.** 20.370 (1) (mg) of the statutes is repealed.

25           **SECTION 589m.** 20.370 (1) (mu) of the statutes is amended to read:

1           20.370 (1) (mu) *General program operations — state funds.* The amounts in  
2 the schedule for general program operations that do not relate to the management  
3 and protection of the state’s fishery resources and that are conducted under ss. 23.09  
4 to 23.11, 27.01, 30.203, 30.277, and 90.21, and chs. 29 and 169, for activities  
5 conducted under the ecological inventory and monitoring program of the endangered  
6 resources program, as defined under s. 71.10 (5) (a) 2., for the aquatic and terrestrial  
7 resources inventory under s. 23.09 (2) (km), and for transfers payments of \$53,700  
8 in each fiscal year to the appropriation account under s. 20.285 (1) (kf) University of  
9 Wisconsin System for outdoor skills training under s. 29.598.

10           **SECTION 337.** 20.370 (2) (bg) of the statutes is amended to read:

11           20.370 (2) (bg) *Air management — stationary sources.* The amounts in the  
12 schedule for purposes related to stationary sources of air contaminants as specified  
13 in s. 285.69 (2) (c) ~~and to transfer the amounts appropriated under s. 20.143 (1) (ke)~~  
14 ~~to the appropriation account under s. 20.143 (1) (ke).~~ All moneys received from fees  
15 under s. 285.69 (2) (a) and (e), except moneys appropriated under subs. (3) (bg), (8)  
16 (mg) and (9) (mh), and all moneys received from fees imposed under s. 285.69 (7) shall  
17 be credited to this appropriation.

18           **SECTION 338.** 20.370 (2) (hq) of the statutes is amended to read:

19           20.370 (2) (hq) *Recycling; administration.* From the ~~recycling and renewable~~  
20 ~~energy~~ environmental fund, the amounts in the schedule for the administration of  
21 subch. II of ch. 287, other than ss. 287.21, and 287.23 and 287.25.

22           **SECTION 591b.** 20.370 (2) (hr) of the statutes is amended to read:

23           20.370 (2) (hr) *Electronic waste recycling.* From the ~~recycling and renewable~~  
24 ~~energy~~ environmental fund, all moneys received under s. 287.17 (4) and (10) (j) for  
25 administration of the electronic waste recycling program under s. 287.17.

1           **SECTION 339.** 20.370 (2) (mr) of the statutes is amended to read:

2           20.370 **(2)** (mr) *General program operations – brownfields.* From the  
3 environmental fund, the amounts in the schedule for administration of activities  
4 related to brownfields, as defined in s. ~~560.13~~ 238.13 (1) (a).

5           **SECTION 340.** 20.370 (3) (mr) of the statutes is amended to read:

6           20.370 **(3)** (mr) *Recycling; enforcement and research.* From the ~~recycling and~~  
7 ~~renewable energy~~ environmental fund, the amounts in the schedule for research and  
8 enforcement under subch. II of ch. 287, other than under ss. 287.21, and 287.23 ~~and~~  
9 ~~287.25.~~

10          **SECTION 593d.** 20.370 (4) (mu) of the statutes is amended to read:

11          20.370 **(4)** (mu) *General program operations — state funds.* The amounts in  
12 the schedule for general program operations that relate to the management and  
13 protection of the state's fishery resources and that are conducted under ss. 23.09 to  
14 23.11, 30.203 and 30.277 and ch. 29 and for ~~transfers~~ payments of \$51,900 in each  
15 fiscal year to the ~~appropriation account under s. 20.285 (1) (kb)~~ University of  
16 Wisconsin System for studies of Great Lakes fish.

17          **SECTION 593i.** 20.370 (5) (cq) of the statutes is amended to read:

18          20.370 **(5)** (cq) *Recreation aids — recreational boating and other projects.* As  
19 a continuing appropriation, the amounts in the schedule for recreational boating  
20 aids under s. 30.92, for the grant for Black Point Estate under s. 23.0962, for the  
21 Portage levee system and the Portage canal under s. 31.309, for development of a  
22 state park under s. 23.198, for the Southeastern Wisconsin Fox River commission  
23 under 2011 Wisconsin Act ... (this act), section 9135 (3q), for funding for the Fox  
24 River Navigational System Authority under s. 237.08 (2), and for the engineering  
25 and environmental study under s. 31.307.

1           **SECTION 593j.** 20.370 (5) (cq) of the statutes, as affected by 2011 Wisconsin Act  
2 .... (this act), is repealed and recreated to read:

3           20.370 (5) (cq) *Recreation aids — recreational boating and other projects.* As  
4 a continuing appropriation, the amounts in the schedule for recreational boating  
5 aids under s. 30.92, for the grant for Black Point Estate under s. 23.0962, for the  
6 Portage levee system and the Portage canal under s. 31.309, for development of a  
7 state park under s. 23.198, for funding for the Fox River Navigational System  
8 Authority under s. 237.08 (2), and for the engineering and environmental study  
9 under s. 31.307.

10           **SECTION 341.** 20.370 (5) (cv) of the statutes is amended to read:

11           20.370 (5) (cv) *Recreation aids — all-terrain vehicle landowner incentive*  
12 *program. All moneys received as fees under s. 23.33 (2j) to be used Biennially, from*  
13 *the moneys received by the department under s. 23.33 (2j), the amounts in the*  
14 *schedule for incentive payments to landowners for public all-terrain vehicle*  
15 *corridors under s. 23.33 (5r).*

16           **SECTION 342.** 20.370 (6) (br) of the statutes is repealed.

17           **SECTION 596b.** 20.370 (6) (bu) of the statutes is amended to read:

18           20.370 (6) (bu) *Financial assistance for responsible units.* From the recycling  
19 ~~and renewable energy~~ environmental fund, the amounts in the schedule for grants  
20 to responsible units under s. 287.23 and for the grant under 2009 Wisconsin Act 28,  
21 section 9137 (1q).

22           **SECTION 343.** 20.370 (6) (bv) of the statutes is repealed.

23           **SECTION 597e.** 20.370 (6) (bw) of the statutes is created to read:

24           20.370 (6) (bw) *Recycling consolidation grants.* From the environmental fund,  
25 the amounts in the schedule for recycling consolidation grants under s. 287.24.

1           **SECTION 344.** 20.370 (6) (et) of the statutes is repealed.

2           **SECTION 345.** 20.370 (6) (eu) of the statutes is repealed.

3           **SECTION 346.** 20.370 (6) (ev) of the statutes is amended to read:

4           20.370 **(6)** (ev) *Reimbursement for disposal of contaminated sediment.* From  
5 the recycling environmental fund, the amounts in the schedule for reimbursement  
6 for out-of-state disposal of contaminated sediment under s. 292.68.

7           **SECTION 600m.** 20.370 (7) (mc) of the statutes is amended to read:

8           20.370 **(7)** (mc) *Resource maintenance and development — state park, forest*  
9 *and riverway roads.* As a continuing appropriation, the amounts in the schedule for  
10 state park and forest roads and roads in the lower Wisconsin state riverway as  
11 defined in s. 30.40 (15) under s. 84.28 and for the maintenance of roads in state parks  
12 under ch. 27 and recreation areas in state forests under ch. 28 which are not eligible  
13 for funding under s. 84.28. The department ~~may~~ shall expend up to \$400,000 not less  
14 than one-third of the amounts in the schedule from this appropriation in each fiscal  
15 year for state park and forest roads and roads in the lower Wisconsin state riverway  
16 as defined in s. 30.40 (15) under s. 84.28 and shall expend the balance from the  
17 appropriation for the maintenance of roads which are not eligible for funding under  
18 s. 84.28.

19           **SECTION 347.** 20.370 (8) (ir) of the statutes is amended to read:

20           20.370 **(8)** (ir) *Promotional activities and publications.* ~~Except as provided in~~  
21 ~~sub. (1) (it), all~~ All moneys received from subscriptions and other revenues generated  
22 by promotional activities, photographs, slides, videotapes, artwork, publications,  
23 magazines and other periodicals, except the Wisconsin natural resources magazine,  
24 to be used for these promotional activities, photographs, slides, videotapes, artwork,

1 publications and magazines and for educational and informational activities  
2 concerning conservation and the environment.

3 **SECTION 348.** 20.370 (8) (iw) of the statutes is amended to read:

4 20.370 (8) (iw) *Statewide recycling administration.* From the ~~recycling and~~  
5 ~~renewable—energy~~ environmental fund, the amounts in the schedule for  
6 administration of a statewide recycling program under ch. 287.

7 **SECTION 349.** 20.370 (9) (is) of the statutes is amended to read:

8 20.370 (9) (is) *Statewide recycling administration.* From the ~~recycling and~~  
9 ~~renewable—energy~~ environmental fund, the amounts in the schedule for the  
10 administration of recycling activities under ch. 287.

11 **SECTION 603g.** 20.380 (1) (b) of the statutes is amended to read:

12 20.380 (1) (b) *Tourism marketing; general purpose revenue.* ~~The Biennially, the~~  
13 amounts in the schedule for tourism marketing service expenses and the execution  
14 of the functions under ss. 41.11 (4) and 41.17. In each fiscal year, the department  
15 shall expend for tourism marketing service expenses and the execution of the  
16 functions under ss. 41.11 (4) and 41.17 an amount that bears the same proportion to  
17 the amount in the schedule for the fiscal year as the amount expended under par. (kg)  
18 in that fiscal year bears to the amount in the schedule for par. (kg) for that fiscal year.  
19 Of the amounts under this paragraph, not more than 50% shall be used to match  
20 funds allocated under s. 41.17 by private or public organizations for the joint effort  
21 marketing of tourism with the state.

22 **SECTION 605t.** 20.395 (1) (hq) of the statutes is created to read:

23 20.395 (1) (hq) *Paratransit aids.* The amounts in the schedule for paratransit  
24 aids under s. 85.205.

25 **SECTION 350.** 20.395 (3) (aq) of the statutes is created to read:

1           20.395 (3) (aq) *Southeast Wisconsin freeway megaprojects, state funds.* As a  
2 continuing appropriation, the amounts in the schedule for southeast Wisconsin  
3 freeway megaprojects under s. 84.0145 and for the purpose specified in s. 84.017 (3).  
4 This paragraph does not apply to the installation, replacement, rehabilitation, or  
5 maintenance of highway signs, traffic control signals, highway lighting, pavement  
6 markings, or intelligent transportation systems, unless incidental to a southeast  
7 Wisconsin freeway megaproject.

8           **SECTION 351.** 20.395 (3) (av) of the statutes is created to read:

9           20.395 (3) (av) *Southeast Wisconsin freeway megaprojects, local funds.* All  
10 moneys received from any local unit of government or other source for southeast  
11 Wisconsin freeway megaprojects under s. 84.0145 and for the purpose specified in s.  
12 84.017 (3), for such purposes.

13           **SECTION 352.** 20.395 (3) (ax) of the statutes is created to read:

14           20.395 (3) (ax) *Southeast Wisconsin freeway megaprojects, federal funds.* All  
15 moneys received from the federal government for southeast Wisconsin freeway  
16 megaprojects under s. 84.0145 and for the purpose specified in s. 84.017 (3), for such  
17 purposes. This paragraph does not apply to the installation, replacement,  
18 rehabilitation, or maintenance of highway signs, traffic control signals, highway  
19 lighting, pavement markings, or intelligent transportation systems, unless  
20 incidental to a southeast Wisconsin freeway megaproject.

21           **SECTION 353.** 20.395 (3) (bq) of the statutes is amended to read:

22           20.395 (3) (bq) *Major highway development, state funds.* As a continuing  
23 appropriation, the amounts in the schedule for major development of state trunk and  
24 connecting highways ~~and~~, for the disadvantaged business demonstration and  
25 training program under s. 84.076, and for the purpose specified in s. 84.017 (3). This

1 paragraph does not apply to ~~major development of~~ with respect to any southeast  
2 Wisconsin freeway, ~~as defined in s. 84.014 (1) (e)~~ megaproject under s. 84.0145.

3 **SECTION 354.** 20.395 (3) (br) of the statutes is amended to read:

4 20.395 (3) (br) *Major highway development, service funds.* All moneys received  
5 from the fund created under s. 18.57 (1) as reimbursement for the temporary  
6 financing under sub. (9) (th) of projects for major development of state trunk and  
7 connecting highways that are financed under s. 84.59 and enumerated under s.  
8 84.013 (3), for the purpose of financing such projects and for the purpose specified  
9 in s. 84.017 (3). This paragraph does not apply to ~~any project for major development~~  
10 ~~of a~~ with respect to any southeast Wisconsin freeway, ~~as defined in s. 84.014 (1) (e)~~  
11 megaproject under s. 84.0145.

12 **SECTION 355.** 20.395 (3) (bv) of the statutes is amended to read:

13 20.395 (3) (bv) *Major highway development, local funds.* All moneys received  
14 from any local unit of government or other source for major development of state  
15 trunk and connecting highways, including the railroad and utility alteration and  
16 relocation loan program under s. 84.065, ~~and~~ the disadvantaged business  
17 demonstration and training program under s. 84.076, and for the purpose specified  
18 in s. 84.017 (3), for such purposes. This paragraph does not apply with respect to  
19 ~~major development of any southeast Wisconsin freeway, as defined in s. 84.014 (1)~~  
20 ~~(e)~~ megaproject under s. 84.0145.

21 **SECTION 356.** 20.395 (3) (bx) of the statutes is amended to read:

22 20.395 (3) (bx) *Major highway development, federal funds.* All moneys received  
23 from the federal government for major development of state trunk and connecting  
24 highways ~~and~~, the disadvantaged business demonstration and training program  
25 under s. 84.076, and for the purpose specified in s. 84.017 (3), for such purposes. This



1 paragraph does not apply to ~~major development of~~ with respect to any southeast  
2 Wisconsin freeway, ~~as defined in s. 84.014 (1) (e)~~ megaproject under s. 84.0145.

3 **SECTION 357.** 20.395 (3) (cq) of the statutes is amended to read:

4 20.395 **(3)** (cq) *State highway rehabilitation, state funds.* As a continuing  
5 appropriation, the amounts in the schedule for improvement of existing state trunk  
6 and connecting highways; for improvement of bridges on state trunk or connecting  
7 highways and other bridges for which improvement is a state responsibility, for  
8 necessary approach work for such bridges and for replacement of such bridges with  
9 at-grade crossing improvements; for the construction and rehabilitation of the  
10 national system of interstate and defense highways and bridges and related  
11 appurtenances; for special maintenance activities under s. 84.04 on roadside  
12 improvements; for bridges under s. 84.10; for the bridge project under s. 84.115; for  
13 payment to a local unit of government for a jurisdictional transfer under s. 84.02 (8);  
14 for the disadvantaged business demonstration and training program under s.  
15 84.076; for the purpose specified in s. 84.017 (3); for the transfers required under  
16 1999 Wisconsin Act 9, section 9250 (1) and 2003 Wisconsin Act 33, section 9153 (4q);  
17 and for the purposes described under 1999 Wisconsin Act 9, section 9150 (8g), 2001  
18 Wisconsin Act 16, section 9152 (4e), and 2007 Wisconsin Act 20, section 9148 (9i) (b)  
19 and (9x). This paragraph does not apply to any southeast Wisconsin freeway  
20 megaprojects under s. 84.0145, to any southeast Wisconsin freeway rehabilitation  
21 projects under s. 84.014 that also qualify as major highway projects under s. 84.013,  
22 or to the installation, replacement, rehabilitation, or maintenance of highway signs,  
23 traffic control signals, highway lighting, pavement markings, or intelligent  
24 transportation systems, unless incidental to the improvement of existing state trunk  
25 and connecting highways.

1           **SECTION 618m.** 20.395 (3) (cr) of the statutes is amended to read:

2           20.395 (3) (cr) *Southeast Wisconsin freeway rehabilitation, state funds.* As a  
3 continuing appropriation, the amounts in the schedule for rehabilitation of  
4 southeast Wisconsin freeways, including reconstruction and interim repair of the  
5 Marquette interchange in Milwaukee County, and for the grant under s. 84.03 (3) (a).  
6 This paragraph does not apply to the installation, replacement, rehabilitation, or  
7 maintenance of highway signs, traffic control signals, highway lighting, pavement  
8 markings, or intelligent transportation systems, unless incidental to rehabilitation  
9 of southeast Wisconsin freeways. No moneys may be encumbered from this  
10 appropriation account after June 30, 2011. Notwithstanding s. 20.001 (3) (c), any  
11 unencumbered balance in this appropriation account on July 1, 2011, shall be  
12 transferred to the appropriation account under par. (cq) except that the amount  
13 specified in 2011 Wisconsin Act ... (this act), section 9148 (7f) (a), shall be transferred  
14 to the appropriation account under par. (aq).

15           **SECTION 358.** 20.395 (3) (cv) of the statutes is amended to read:

16           20.395 (3) (cv) *State highway rehabilitation, local funds.* All moneys received  
17 from any local unit of government or other source for the specific information sign  
18 program under s. 86.195; for improvement of existing state trunk and connecting  
19 highways; for improvement of bridges on state trunk or connecting highways and  
20 other bridges for which improvement is a state responsibility, for necessary approach  
21 work for such bridges and for replacement of such bridges with at-grade crossing  
22 improvements; for the construction and rehabilitation of the national system of  
23 interstate and defense highways and bridges and related appurtenances; for special  
24 maintenance activities under s. 84.04 on roadside improvements; for the bridge  
25 project under s. 84.115; for the railroad and utility alteration and relocation loan

1 program under s. 84.065; for the purpose specified in s. 84.017 (3); and for the  
2 disadvantaged business demonstration and training program under s. 84.076, for  
3 such purposes. This paragraph does not apply to any southeast Wisconsin freeway  
4 megaprojects under s. 84.0145 or to any southeast Wisconsin freeway rehabilitation  
5 projects under s. 84.014 that also qualify as major highway projects under s. 84.013.

6 **SECTION 619m.** 20.395 (3) (cw) of the statutes is amended to read:

7 20.395 (3) (cw) *Southeast Wisconsin freeway rehabilitation, local funds.* All  
8 moneys received from any local unit of government or other source for rehabilitation  
9 of southeast Wisconsin freeways, including reconstruction and interim repair of the  
10 Marquette interchange in Milwaukee County, for such purposes. No moneys may be  
11 encumbered from this appropriation account after June 30, 2011. Notwithstanding  
12 s. 20.001 (3) (c), any unencumbered balance in this appropriation account on July 1,  
13 2011, shall be transferred to the appropriation account under par. (cv) except that the  
14 amount specified in 2011 Wisconsin Act .... (this act), section 9148 (7f) (b), shall be  
15 transferred to the appropriation account under par. (av).

16 **SECTION 359.** 20.395 (3) (cx) of the statutes is amended to read:

17 20.395 (3) (cx) *State highway rehabilitation, federal funds.* All moneys  
18 received from the federal government for improvement of existing state trunk and  
19 connecting highways; for improvement of bridges on state trunk or connecting  
20 highways and other bridges for which improvement is a state responsibility, for  
21 necessary approach work for such bridges and for replacement of such bridges with  
22 at-grade crossing improvements; for the construction and rehabilitation of the  
23 national system of interstate and defense highways and bridges and related  
24 appurtenances; for special maintenance activities under s. 84.04 on roadside  
25 improvements; for the bridge project under s. 84.115; for the purpose specified in s.

1 84.017 (3); and for the disadvantaged business demonstration and training program  
2 under s. 84.076; and all moneys received under 2003 Wisconsin Act 33, section 9153  
3 (4q); for such purposes. This paragraph does not apply to any southeast Wisconsin  
4 freeway megaprojects under s. 84.0145 or to any southeast Wisconsin freeway  
5 rehabilitation projects under s. 84.014 that also qualify as major highway projects  
6 under s. 84.013.

7 **SECTION 620d.** 20.395 (3) (cy) of the statutes is amended to read:

8 20.395 (3) (cy) *Southeast Wisconsin freeway rehabilitation, federal funds.* All  
9 moneys received from the federal government for rehabilitation of southeast  
10 Wisconsin freeways, including reconstruction and interim repair of the Marquette  
11 interchange in Milwaukee County, and for the grant under s. 84.03 (3) (a), for such  
12 purposes. This paragraph does not apply to the installation, replacement,  
13 rehabilitation, or maintenance of highway signs, traffic control signals, highway  
14 lighting, pavement markings, or intelligent transportation systems, unless  
15 incidental to rehabilitation of southeast Wisconsin freeways. No moneys may be  
16 encumbered from this appropriation account after June 30, 2011. Notwithstanding  
17 s. 20.001 (3) (c), any unencumbered balance in this appropriation account on July 1,  
18 2011, shall be transferred to the appropriation account under par. (cx) except that the  
19 amount specified in 2011 Wisconsin Act ... (this act), section 9148 (7f) (c), shall be  
20 transferred to the appropriation account under par. (ax).

21 **SECTION 620e.** 20.395 (3) (dr) of the statutes is created to read:

22 20.395 (3) (dr) *High-cost state highway bridge projects, state funds.* As a  
23 continuing appropriation, the amounts in the schedule for high-cost state highway  
24 bridge projects under s. 84.017.

25 **SECTION 620m.** 20.395 (3) (dw) of the statutes is created to read:

1           20.395 (3) (dw) *High-cost state highway bridge projects, local funds.* All  
2 moneys received from any local unit of government or other source for high-cost state  
3 highway bridge projects under s. 84.017, for such purpose.

4           **SECTION 620s.** 20.395 (3) (dy) of the statutes is created to read:

5           20.395 (3) (dy) *High-cost state highway bridge projects, federal funds.* All  
6 moneys received from the federal government for high-cost state highway bridge  
7 projects under s. 84.017, for such purpose.

8           **SECTION 360.** 20.395 (6) (af) of the statutes is amended to read:

9           20.395 (6) (af) *Principal repayment and interest, local roads for job preservation*  
10 *program, transit improvements, and major highway and rehabilitation projects,*  
11 *state funds.* From the general fund, a sum sufficient to reimburse s. 20.866 (1) (u)  
12 for the payment of principal and interest costs incurred in financing the local roads  
13 for job preservation program under s. 86.312, ~~transit capital improvements under s.~~  
14 ~~85.11, as provided under s. 20.866 (2) (uq),~~ and major highway and rehabilitation  
15 projects, as provided under ss. 20.866 (2) (uum) and (uur), 84.555, and 84.95, to make  
16 the payments determined by the building commission under s. 13.488 (1) (m) that are  
17 attributable to the proceeds of obligations incurred in financing the local roads for  
18 job preservation program under s. 86.312, and to make payments under an  
19 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

20           **SECTION 361.** 20.395 (6) (au) of the statutes is amended to read:

21           20.395 (6) (au) *Principal repayment and interest, Marquette interchange, zoo*  
22 *interchange, southeast megaprojects, and I 94 north-south corridor reconstruction*  
23 *projects, state funds.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment  
24 of principal and interest costs incurred in financing the Marquette interchange  
25 reconstruction project ~~and~~, the reconstruction of the I 94 north-south corridor and

1 the zoo interchange, and southeast Wisconsin freeway megaprojects, as provided  
2 under ss. 20.866 (2) (uup) and 84.555, and to make payments under an agreement  
3 or ancillary arrangement entered into under s. 18.06 (8) (a).

4 **SECTION 362.** 20.410 (1) (kd) of the statutes is created to read:

5 20.410 (1) (kd) *Victim notification.* The amounts in the schedule for victim  
6 notification services. All moneys transferred from the appropriation account under  
7 s. 20.505 (1) (id) 6. shall be credited to this appropriation account.

8 **SECTION 363.** 20.410 (1) (kh) of the statutes is amended to read:

9 20.410 (1) (kh) *Victim services and programs.* The amounts in the schedule for  
10 the administration of victim services and programs. All moneys transferred from the  
11 appropriation account under s. 20.455 (2) (i) 5m. shall be credited to this  
12 appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered  
13 balance on June 30 of each year shall be transferred to the appropriation account  
14 under s. 20.455 (2) (i).

15 **SECTION 364.** 20.410 (1) (kp) of the statutes is amended to read:

16 20.410 (1) (kp) *Correctional officer training.* The amounts in the schedule to  
17 finance correctional officers training under s. 301.28. All moneys transferred from  
18 the appropriation account under s. 20.455 (2) (i) 6. shall be credited to this  
19 appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered  
20 balance on June 30 of each year shall be transferred to the appropriation account  
21 under s. 20.455 (2) (i).

22 **SECTION 365.** 20.410 (1) (qm) of the statutes is amended to read:

23 20.410 (1) (qm) *Computer recycling.* From the ~~recycling and renewable energy~~  
24 environmental fund, the amounts in the schedule for the department to recycle  
25 computers.

1           **SECTION 366.** 20.410 (2) (title) of the statutes is amended to read:

2           20.410 (2) (title) ~~EARNED-RELEASE-REVIEW~~ PAROLE COMMISSION.

3           **SECTION 367.** 20.410 (2) (a) of the statutes is amended to read:

4           20.410 (2) (a) *General program operations.* The amounts in the schedule for  
5 the general program operations of the ~~earned-release-review parole~~ parole commission.

6           **SECTION 368.** 20.410 (3) (hm) of the statutes is amended to read:

7           20.410 (3) (hm) *Juvenile correctional services.* ~~Except as provided in pars. (ho)~~  
8 ~~and (hr), the~~ The amounts in the schedule for juvenile correctional services specified  
9 in s. ss. 49.45 (25) (bj) and 301.26 (4) (c) and (d). All moneys received from the sale  
10 of surplus property, including vehicles, from juvenile correctional institutions  
11 operated by the department, all moneys received as payments in restitution of  
12 property damaged at juvenile correctional institutions operated by the department,  
13 all moneys received from miscellaneous services provided at a juvenile correctional  
14 institution operated by the department, all moneys transferred under s. 301.26 (4)  
15 (cm), all moneys transferred under s. 301.26 (4) (ct), and, except as otherwise  
16 ~~provided in par. pars. (ho) and (hr),~~ all moneys received in payment for juvenile  
17 correctional services as specified in s. 301.26 (4) (d), (dt), and (g) shall be credited to  
18 this appropriation account. If moneys generated by the daily rate under s. 301.26  
19 (4) (d) exceed actual fiscal year institutional costs by more than 2% ~~or more~~, all  
20 moneys in excess of ~~that~~ 2% shall be remitted to the counties during the subsequent  
21 calendar year or transferred to the appropriation account under par. (kx) during the  
22 subsequent fiscal year. Each county and the department shall receive a  
23 proportionate share of the remittance and transfer depending on the total number  
24 of days of placement at juvenile correctional institutions including the Mendota  
25 Juvenile Treatment Center. Counties shall use the funds for purposes specified in

1 s. 301.26. The department shall deposit in the general fund the amounts transferred  
2 under this paragraph to the appropriation account under par. (kx).

3 **SECTION 369.** 20.410 (3) (ho) of the statutes is amended to read:

4 20.410 (3) (ho) *Juvenile residential aftercare.* The amounts in the schedule for  
5 providing foster care, group home care, and institutional child care to delinquent  
6 juveniles under ss. 49.19 (10) (d), 49.45 (25) (bj), 301.26 (4) (c), 938.48 (4) and (14),  
7 and 938.52. All moneys transferred under s. 301.26 (4) (cm) and all moneys received  
8 in payment for providing foster care, group home care, and institutional child care  
9 to delinquent juveniles under ss. 49.19 (10) (d), 938.48 (4) and (14), and 938.52 as  
10 specified in s. 301.26 (4) (d), (e), and (ed) shall be credited to this appropriation  
11 account. If moneys generated by the daily rate under s. 301.26 (4) (d) exceed actual  
12 fiscal year foster care, group home care, and institutional child care costs, that excess  
13 shall be transferred to the appropriation account under par. (hm) as provided in s.  
14 301.26 (4) (ct), except that, if those moneys generated exceed those costs by more than  
15 2% or more, all moneys in excess of 2% shall be remitted to the counties during the  
16 subsequent calendar year or transferred to the appropriation account under par. (kx)  
17 during the subsequent fiscal year. Each county and the department shall receive a  
18 proportionate share of the remittance and transfer depending on the total number  
19 of days of placement in foster care, group home care, or institutional child care.  
20 Counties shall use the funds for purposes specified in s. 301.26. The department  
21 shall deposit in the general fund the amounts transferred under this paragraph to  
22 the appropriation account under par. (kx).

23 **SECTION 370.** 20.410 (3) (hr) of the statutes is amended to read:

24 20.410 (3) (hr) *Juvenile corrective sanctions program.* The amounts in the  
25 schedule for the corrective sanctions services specified in s. ss. 49.45 (25) (bj) and



1 301.26 (4) (c) and (eg). All moneys received in payment for the those corrective  
2 sanctions services as specified in s. 301.26 (4) (d) and (eg), and all moneys transferred  
3 under s. 301.26 (4) (cm), shall be credited to this appropriation account. If moneys  
4 generated by the daily rate under s. 301.26 (4) (d) exceed actual fiscal year corrective  
5 sanctions services costs, that excess shall be transferred to the appropriation account  
6 under par. (hm) as provided in s. 301.26 (4) (ct).

7 **SECTION 371.** 20.410 (3) (o) of the statutes is repealed.

8 **SECTION 634x.** 20.435 (1) (dk) of the statutes is created to read:

9 20.435 (1) (dk) *Low-income dental clinics*. The amounts in the schedule for  
10 grants to low-income dental clinics under s. 146.66.

11 **SECTION 635b.** 20.435 (1) (f) of the statutes is amended to read:

12 20.435 (1) (f) *Family planning Women's health block grant*. The amounts in  
13 the schedule to provide ~~family planning~~ women's health services under s. 253.07.  
14 Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department may transfer funds  
15 between fiscal years under this paragraph. All funds distributed by the department  
16 under s. 253.07 (2) (b) and (4) but not encumbered by December 31 of each year lapse  
17 to the general fund on the next January 1 unless transferred to the next calendar  
18 year by the joint committee on finance.

19 **SECTION 635d.** 20.435 (1) (gd) of the statutes is created to read:

20 20.435 (1) (gd) *American Red Cross, Badger Chapter*. As a continuing  
21 appropriation, from moneys received as amounts designated under s. 71.10 (5k) (b),  
22 the net amount certified under s. 71.10 (5k) (h) 3. for the Badger Chapter of the  
23 American Red Cross for its Wisconsin Disaster Relief Fund.

24 **SECTION 635j.** 20.435 (2) (km) of the statutes is amended to read:

1           20.435 (2) (km) *Indian mental health placement*. All moneys transferred from  
2 the appropriation account under s. 20.505 (8) (hm) 25. to reimburse an Indian tribe  
3 or band in this state or a county department ~~as provided under 2009 Wisconsin Act~~  
4 ~~318, section 4d (1) (b).~~ No money may be encumbered from this appropriation  
5 account after June 30, 2011 for placements by a tribal court of a member of the Indian  
6 tribe or band that are unexpected or that result in cumulative costs of placements  
7 to the tribe or county department exceeding \$50,000 annually. Notwithstanding s.  
8 20.001 (3) (a), the unencumbered balance on ~~July 1, 2011~~ June 30 of each year shall  
9 revert to the appropriation account under s. 20.505 (8) (hm).

10           **SECTION 636m.** 20.435 (4) (bm) of the statutes is amended to read:

11           20.435 (4) (bm) *Medical Assistance, food stamps, and Badger Care*  
12 *administration; contract costs, insurer reports, and resource centers*. Biennially, the  
13 amounts in the schedule to provide a portion of the state share of administrative  
14 contract costs for the Medical Assistance program under subch. IV of ch. 49 and the  
15 Badger Care health care program under s. 49.665 and to provide the state share of  
16 administrative costs for the food stamp program under s. 49.79, other than payments  
17 ~~to counties and tribal governing bodies~~ under s. 49.78 (8), to develop and implement  
18 a registry of recipient immunizations, to reimburse 3rd parties for their costs under  
19 s. 49.475, for costs associated with outreach activities, for state administration of  
20 state supplemental grants to supplemental security income recipients under s.  
21 49.77, to administer the pharmacy benefits purchasing pool under s. 146.45, and for  
22 services of resource centers under s. 46.283. No state positions may be funded in the  
23 department of health services from this appropriation, except positions for the  
24 performance of duties under a contract in effect before January 1, 1987, related to  
25 the administration of the Medical Assistance program between the subunit of the

1 department primarily responsible for administering the Medical Assistance  
2 program and another subunit of the department. Total administrative funding  
3 authorized for the program under s. 49.665 may not exceed 10% of the amounts  
4 budgeted under pars. (p) and (x).

5 **SECTION 640f.** 20.435 (4) (bn) of the statutes is amended to read:

6 20.435 (4) (bn) *Income maintenance.* Biennially, the amounts in the schedule  
7 ~~for funeral expenses under s. 49.785,~~ for the administration of the food stamp  
8 employment and training program under s. 49.79 (9), for the performance of income  
9 maintenance administrative activities on behalf of a local entity, as defined in s.  
10 30.77 (3) (dm) 1. b., and for payments under s. 49.78 (8) relating to the administration  
11 of the Medical Assistance program under subch. IV of ch. 49, the Badger Care health  
12 care program under s. 49.665, the food stamp program, and the cemetery, funeral,  
13 and burial expenses program under s. 49.785.

14 **SECTION 640m.** 20.435 (4) (bn) of the statutes, as affected by 2011 Wisconsin  
15 Act .... (this act), is amended to read:

16 20.435 (4) (bn) *Income maintenance.* Biennially, the amounts in the schedule  
17 for the administration of the food stamp employment and training program under  
18 s. 49.79 (9), for the performance of income maintenance administrative activities on  
19 behalf of a ~~local entity, as defined in s. 30.77 (3) (dm) 1. b.~~ county or multicounty  
20 consortium under s. 49.78 (1m) (c), and for payments under s. 49.78 (8) relating to  
21 the administration of the Medical Assistance program under subch. IV of ch. 49, the  
22 Badger Care health care program under s. 49.665, and the food stamp program, ~~and~~  
23 ~~the cemetery, funeral, and burial expenses program under s. 49.785.~~

24 **SECTION 372.** 20.435 (4) (br) of the statutes is created to read:

1           20.435 (4) (br) *Cemetery, funeral, and burial expenses program*. Biennially, the  
2 amounts in the schedule for the cemetery, funeral, and burial program under s.  
3 49.785.

4           **SECTION 373.** 20.435 (4) (gm) of the statutes is created to read:

5           20.435 (4) (gm) *Medical assistance; provider refunds and collections*. All  
6 moneys received from provider refunds, third party liability payments, drug rebates,  
7 audit recoveries, and other collections related to expenditures made from pars. (b),  
8 (jz), and (w), except for those moneys deposited in the appropriation accounts under  
9 par. (im) or (in) regardless of the fiscal year in which the expenditure from par. (b),  
10 (jz), or (w) is made, to provide a portion of the state share of Medical Assistance  
11 program benefits administered under subch. IV of ch. 49; to provide a portion of the  
12 Badger Care health care program under s. 49.665; to provide a portion of the Medical  
13 Assistance program benefits administered under subch. IV of ch. 49 that are not also  
14 provided under par. (o); to fund the pilot project under s. 46.27 (9) and (10); to fund  
15 services provided by resource centers under s. 46.283; to fund services under the  
16 family care benefit under s. 46.284 (5); and to assist victims of diseases, as provided  
17 in ss. 49.68, 49.683, and 49.685.

18           **SECTION 644m.** 20.435 (4) (gr) of the statutes is created to read:

19           20.435 (4) (gr) *Income maintenance; county payments*. All moneys received  
20 from counties under s. 49.78 (1m) (d) for administering income maintenance  
21 program under s. 49.78 (1m) (c).

22           **SECTION 374.** 20.435 (4) (nn) of the statutes is amended to read:

23           20.435 (4) (nn) *Federal aid; income maintenance*. All moneys received from the  
24 federal government for the costs of contracting for the administration of the Medical  
25 Assistance program under subch. IV of ch. 49 and the Badger Care health care

1 program under s. 49.665 and the food stamp program, other than moneys received  
2 under par. (pa), for ~~payments under s. 49.78 (8)~~ costs to administer income  
3 maintenance programs, as defined in s. 49.78 (1) (b).

4 **SECTION 653e.** 20.435 (5) (bf) of the statutes is created to read:

5 20.435 (5) (bf) *Brighter futures initiative.* The amounts in the schedule to be  
6 transferred to the appropriation account under s. 20.437 (1) (kb) for the brighter  
7 futures initiative under s. 48.545.

8 **SECTION 375.** 20.435 (5) (bL) of the statutes is amended to read:

9 20.435 (5) (bL) *Community support programs and psychosocial services.* The  
10 amounts in the schedule for one-time grants under s. 51.423 (3) to counties that  
11 currently do not operate certified community support programs, for community  
12 support program services under s. 51.421 (3) (e), for community-based psychosocial  
13 services under the requirements of s. 49.45 (30e), for community recovery services  
14 under the requirements of s. 49.45 (30g), and for mental health crisis intervention  
15 under the requirements of s. 49.45 (41). Notwithstanding s. 20.002 (1), the  
16 department of health services may transfer from this appropriation account to the  
17 appropriation account under sub. (7) (bc) funds as specified in sub. (7) (bc).

18 **SECTION 376.** 20.435 (6) (jm) of the statutes is amended to read:

19 20.435 (6) (jm) *Licensing and support services.* The amounts in the schedule  
20 for the purposes specified in ss. 48.685 (2) (am) and (b) 1., (3) (a), (am), (b), and (bm),  
21 and (5) (a), 49.45 (47), 50.02 (2), 50.025, ~~50.031~~, 50.065 (2) (am) and (b) 1., (3) (a) and  
22 (b), and (5), 50.13, 50.135, 50.36 (2), 50.49 (2) (b), 50.495, 50.52 (2) (a), 50.57, 50.981,  
23 and 146.40 (4r) (b) and (er), and subch. IV of ch. 50 and to conduct health facilities  
24 plan and rule development activities, for accrediting nursing homes, convalescent  
25 homes, and homes for the aged, to conduct capital construction and remodeling plan

1 reviews under ss. 50.02 (2) (b) and 50.36 (2), and for the costs of inspecting, licensing  
2 or certifying, and approving facilities, issuing permits, and providing technical  
3 assistance, that are not specified under any other paragraph in this subsection. All  
4 moneys received under ss. 48.685 (8), 49.45 (42) (c), 49.45 (47) (c), 50.02 (2), 50.025,  
5 ~~50.031 (6)~~, 50.065 (8), 50.13, 50.36 (2), 50.49 (2) (b), 50.495, 50.52 (2) (a), 50.57, 50.93  
6 (1) (c), and 50.981, all moneys received from fees for the costs of inspecting, licensing  
7 or certifying, and approving facilities, issuing permits, and providing technical  
8 assistance, that are not specified under any other paragraph in this subsection, and  
9 all moneys received under s. 50.135 (2) shall be credited to this appropriation  
10 account.

11 **SECTION 377.** 20.435 (7) (b) of the statutes is amended to read:

12 20.435 (7) (b) *Community aids and Medical Assistance payments.* The  
13 amounts in the schedule for human services under s. 46.40, to fund services provided  
14 by resource centers under s. 46.283 (5), for services under the family care benefit  
15 under s. 46.284 (5), for Medical Assistance payment adjustments under s. 49.45 (52),  
16 ~~and (a) for services described in s. 49.45 (52) (a) 1.,~~ for Medical Assistance payments  
17 under s. 49.45 (6tw), and for Medical Assistance payments under s. 49.45 (53) for  
18 services described in s. 49.45 (53) that are provided before January 1, 2012. Social  
19 services disbursements under s. 46.03 (20) (b) may be made from this appropriation.  
20 Refunds received relating to payments made under s. 46.03 (20) (b) for the provision  
21 of services for which moneys are appropriated under this paragraph shall be  
22 returned to this appropriation. Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the  
23 department of health services may transfer funds between fiscal years under this  
24 paragraph. The department shall deposit into this appropriation funds it recovers  
25 under ss. 46.495 (2) (b) and 51.423 (15), from prior year audit adjustments including

1 those resulting from audits of services under s. 46.26, 1993 stats., or s. 46.27. Except  
2 for amounts authorized to be carried forward under s. 46.45, all funds recovered  
3 under ss. 46.495 (2) (b) and 51.423 (15) and all funds allocated under s. 46.40 and not  
4 spent or encumbered by December 31 of each year shall lapse to the general fund on  
5 the succeeding January 1 unless carried forward to the next calendar year by the  
6 joint committee on finance.

7 **SECTION 378.** 20.435 (7) (hc) of the statutes is created to read:

8 20.435 (7) (hc) *Administration of the birth to 3 waiver program and the disabled*  
9 *children's long-term support program.* All monies received from counties under ss.  
10 46.99 (3) and (3m) and 46.995, for an entity to administer and to pay for services  
11 provided under the the birth to 3 waiver program under s. 46.99 and the disabled  
12 children's long-term support program, as defined in s. 46.011 (1g).

13 **SECTION 659d.** 20.435 (7) (o) of the statutes is amended to read:

14 20.435 (7) (o) *Federal aid; community aids.* All federal moneys received in  
15 amounts pursuant to allocation plans developed by the department for the provision  
16 or purchase of services authorized under par. (b); ~~all~~ and all federal moneys received  
17 under 42 USC 1396 to 1396v in reimbursement of the cost of preventing out-of-home  
18 placements of children, for distribution under s. 46.40; and all federal temporary  
19 assistance for needy families moneys received under 42 USC 601 to 619 that are  
20 authorized to be used to purchase or provide social services under 42 USC 1397 to  
21 1397e; ~~all~~ and all unanticipated federal social services block grant funds received  
22 under 42 USC 1397 to 1397e, in accordance with s. 46.49 (2); ~~and all federal moneys~~  
23 ~~received under 42 USC 1396 to 1396v in reimbursement of the cost of preventing~~  
24 ~~out-of-home placements of children, for distribution under s. 46.40~~ or for transfer  
25 to the appropriation account under s. 20.437 (1) (km). Disbursements from this

1 appropriation may be made directly to counties for social and mental hygiene  
2 services under s. 46.03 (20) (b) or 46.031 or directly to counties in accordance with  
3 federal requirements for the disbursement of federal funds.

4 **SECTION 379.** 20.435 (8) (mb) of the statutes is amended to read:

5 20.435 **(8)** (mb) *Income augmentation services receipts.* All moneys that are  
6 received under 42 USC 1395 to 1395ddd and 42 USC 1396 to 1396v as the result of  
7 income augmentation activities for which the state has contracted, to be used as  
8 provided in s. 46.46; and all moneys that are received under 42 USC 1396 to 1396v  
9 in reimbursement of the cost of providing targeted case management services to  
10 children whose care is not eligible for reimbursement under 42 USC 670 to 679a, to  
11 be transferred to the appropriation account under s. 20.437 (3) (kp). All moneys  
12 received under this paragraph in excess of the moneys necessary to support the costs  
13 specified in s. ss. 46.46 and 48.567 shall be deposited in the general fund as a  
14 nonappropriated receipt.

15 **SECTION 660s.** 20.437 (1) (dd) of the statutes is amended to read:

16 20.437 **(1)** (dd) *State foster care, guardianship, and adoption services.* The  
17 amounts in the schedule for foster care, institutional child care, and subsidized  
18 adoptions under ss. 48.48 (12) and 48.52, for the cost of care for children under s.  
19 49.19 (10) (d), for the cost of subsidized guardianship payments under s. ~~48.62 (5)~~  
20 48.623 (1) or (6), for the cost of the foster care monitoring system, for the cost of  
21 providing, or contracting with private adoption agencies to assist the department in  
22 providing, services to children with special needs who are under the guardianship  
23 of the department to prepare those children for adoption, and for the cost of providing  
24 postadoption services to children with special needs who have been adopted.

25 **SECTION 380.** 20.437 (1) (kb) of the statutes is created to read:



1           20.437 (1) (kb) *Interagency aids; brighter futures initiative.* All moneys  
2 transferred from the appropriation account under s. 20.435 (5) (bf) for the brighter  
3 futures initiative under s. 48.545.

4           **SECTION 381.** 20.437 (1) (km) of the statutes is created to read:

5           20.437 (1) (km) *Interagency and intra–agency aids; children and family aids;*  
6 *local assistance.* All moneys transferred from the appropriation accounts under sub.  
7 (2) (md) and s. 20.435 (7) (o), for services for children and families under s. 48.563.

8           **SECTION 382.** 20.437 (1) (kx) of the statutes is amended to read:

9           20.437 (1) (kx) *Interagency and intra–agency programs.* Except as provided in  
10 ~~par.~~ pars. (km) and (kw), all moneys received from other state agencies and all  
11 moneys received by the department from the department for the administration of  
12 programs or projects for which received, for such purposes.

13           **SECTION 383.** 20.437 (1) (ky) of the statutes is amended to read:

14           20.437 (1) (ky) *Interagency and intra–agency aids.* Except as provided in ~~par.~~  
15 pars. (km) and (kw), all moneys received from other state agencies and all moneys  
16 received by the department from the department for local assistance, for such  
17 purposes.

18           **SECTION 384.** 20.437 (1) (mc) of the statutes is amended to read:

19           20.437 (1) (mc) *Federal block grant operations.* All Except as provided in sub.  
20 (2) (mg), all block grant moneys received from the federal government or any of its  
21 agencies for the state administration of federal block grants for the purposes  
22 specified.

23           **SECTION 385.** 20.437 (1) (md) of the statutes is amended to read:

1           20.437 (1) (md) *Federal block grant aids.* All Except as provided in par. (mc)  
2 and sub. (2) (mg), all block grant moneys received from the federal government or any  
3 of its agencies to be expended as aids to individuals or organizations.

4           **SECTION 386.** 20.437 (1) (o) of the statutes is amended to read:

5           20.437 (1) (o) *Federal aid; children and family aids.* All federal moneys  
6 received in amounts pursuant to allocation plans developed by the department for  
7 the provision or purchase of services authorized under par. (b); and all federal  
8 moneys received as child welfare funds under 42 USC 620 to 626 for projects and  
9 services as limited under s. 48.985; ~~all federal temporary assistance for needy~~  
10 ~~families moneys received under 42 USC 601 to 619 that are authorized to be used to~~  
11 ~~purchase or provide social services under 42 USC 1397 to 1397e; all unanticipated~~  
12 ~~federal social services block grant funds received under 42 USC 1397 to 1397e, in~~  
13 ~~accordance with s. 48.568; for distribution under s. 48.563.~~ Disbursements from this  
14 appropriation may be made directly to counties for services to children and families  
15 under s. 49.32 (2) (b) or 49.325 or directly to counties in accordance with federal  
16 requirements for the disbursal of federal funds.

17           **SECTION 667e.** 20.437 (1) (pd) of the statutes is amended to read:

18           20.437 (1) (pd) *Federal aid; state foster care, guardianship, and adoption*  
19 *services.* All federal moneys received for meeting the costs of providing foster care,  
20 institutional child care, and subsidized adoptions under ss. 48.48 (12) and 48.52, the  
21 cost of care for children under s. 49.19 (10) (d), the cost of subsidized guardianship  
22 payments under s. ~~48.62 (5)~~ 48.623 (1) or (6), the cost of providing, or contracting with  
23 private adoption agencies to assist the department in providing, services to children  
24 with special needs who are under the guardianship of the department to prepare  
25 those children for adoption, and the cost of providing postadoption services to

1 children with special needs who have been adopted. Disbursements for foster care  
2 under s. 49.32 (2) and for the purposes described under s. 48.627 may be made from  
3 this appropriation.

4 **SECTION 387.** 20.437 (2) (jb) of the statutes is amended to read:

5 20.437 (2) (jb) *Fees for administrative services.* All moneys received from fees  
6 charged for filing statements of economic interest under s. 49.143 (1) (ac), for  
7 providing worker's compensation coverage for persons participating in employment  
8 and training programs under ch. 49, and for providing state mailings, special  
9 computer services, training programs, printed materials, and publications relating  
10 to economic support, for the purposes of ~~filing statements of economic interest under~~  
11 administering s. 49.143 (1) ~~(ac)~~, providing worker's compensation coverage for  
12 persons participating in employment and training programs under ch. 49, and  
13 providing state mailings, special computer services, training programs, printed  
14 materials, and publications relating to economic support.

15 **SECTION 388.** 20.437 (2) (mc) of the statutes is amended to read:

16 20.437 (2) (mc) *Federal block grant operations.* The amounts in the schedule,  
17 ~~less the amounts withheld under s. 49.143 (3),~~ for the purposes of operating and  
18 administering the block grant programs for which the block grant moneys are  
19 received and transferring moneys to the appropriation account under sub. (1) (kx).  
20 All block grant moneys received for these purposes from the federal government or  
21 any of its agencies for the state administration of federal block grants shall be  
22 credited to this appropriation account.

23 **SECTION 389.** 20.437 (2) (md) of the statutes is amended to read:

24 20.437 (2) (md) *Federal block grant aids.* The amounts in the schedule for aids  
25 to individuals or organizations and to be transferred to the appropriation accounts

1 under sub. (1) (km) and ss. 20.435 (4) (kz), (6) (kx), (7) (ky), and (8) (kx) and 20.835  
2 (2) (kf). All block grant moneys received for these purposes from the federal  
3 government or any of its agencies shall be credited to this appropriation account. The  
4 department may credit to this appropriation account the amount of any returned  
5 check, or payment in other form, that is subject to expenditure in the same contract  
6 period in which the original payment attempt was made, regardless of the fiscal year  
7 in which the original payment attempt was made.

8 **SECTION 390.** 20.437 (2) (mf) of the statutes is repealed.

9 **SECTION 391.** 20.437 (2) (mg) of the statutes is created to read:

10 20.437 (2) (mg) *Community services block grant; federal funds.* All moneys  
11 received from the federal government from the community services block grant for  
12 assistance and administration under the community services block grant program.

13 **SECTION 392.** 20.437 (2) (na) of the statutes is repealed.

14 **SECTION 393.** 20.437 (2) (s) of the statutes is amended to read:

15 20.437 (2) (s) *Economic support — public benefits.* From the utility public  
16 benefits fund, the amounts in the schedule for the Wisconsin Works program under  
17 subch. III of ch. 49 and for any of the purposes under s. 49.175 (1).

18 **SECTION 394.** 20.437 (3) (kp) of the statutes is created to read:

19 20.437 (3) (kp) *Interagency and intra-agency aids; income augmentation*  
20 *services receipts.* All moneys transferred from the appropriation account under s.  
21 20.435 (8) (mb) and all moneys credited to this appropriation account under s. 48.565  
22 (2) (c), to be used as provided in s. 48.567. All moneys received under this paragraph  
23 in excess of the moneys necessary to support the costs specified in s. 48.567 shall be  
24 deposited into the general fund as a nonappropriated receipt.

25 **SECTION 395.** 20.437 (3) (mp) of the statutes is repealed.

1           **SECTION 396.** 20.445 (1) (bc) of the statutes is repealed.

2           **SECTION 397.** 20.445 (1) (jm) of the statutes is repealed.

3           **SECTION 398.** 20.455 (2) (g) of the statutes is amended to read:

4           20.455 (2) (g) *Gaming law enforcement; racing revenues.* From all moneys  
5 received under ss. 562.02 (2) (f), 562.04 (1) (b) 4. and (2) (d), 562.05 (2), 562.065 (3)  
6 (cm) and (d), (3m) (c) 2., and (4), 562.09 (2) (e), and 562.124 (2), the amounts in the  
7 schedule for the performance of the department's gaming law enforcement  
8 responsibilities ~~as specified in s. 165.70 (3m) under chs. 562 to 569 and 945.~~  
9 Notwithstanding s. 20.001 (3) (a), the unencumbered balance of this appropriation  
10 account at the end of each fiscal year shall be transferred to the lottery fund.

11           **SECTION 399.** 20.455 (2) (i) (intro.) of the statutes is amended to read:

12           20.455 (2) (i) *Penalty surcharge, receipts.* (intro.) The amounts in the schedule  
13 for the purposes of s. 165.85 (5) (b) and for crime laboratory equipment. All moneys  
14 received from the penalty surcharge on court fines and forfeitures under s. 757.05  
15 (2) and all moneys transferred to this appropriation account from the appropriation  
16 accounts specified in subds. 1. to 15. shall be credited to this appropriation account.  
17 Moneys may be transferred from this paragraph to pars. (j), (ja), and (jb) by the  
18 secretary of administration for expenditures based upon determinations by the  
19 department of justice. The following amounts shall be transferred to the following  
20 appropriation accounts:

21           **SECTION 400.** 20.455 (2) (j) of the statutes is amended to read:

22           20.455 (2) (j) *Law enforcement training fund, local assistance.* The amounts  
23 in the schedule to finance local law enforcement training as provided in s. 165.85 (5)  
24 (b). All moneys transferred from par. (i) for the purpose of this appropriation shall  
25 be credited to this appropriation. Notwithstanding s. 20.001 (3) (a), the

1 unencumbered balance on June 30 of each year shall be transferred to the  
2 appropriation account under par. (i).

3 **SECTION 401.** 20.455 (2) (ja) of the statutes is amended to read:

4 20.455 (2) (ja) *Law enforcement training fund, state operations.* The amounts  
5 in the schedule to finance state operations associated with the administration of the  
6 law enforcement training fund and to finance training for state law enforcement  
7 personnel, as provided in s. 165.85 (5) (b). All moneys transferred from par. (i) for  
8 the purpose of this appropriation shall be credited to this appropriation.  
9 Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year  
10 shall be transferred to the appropriation account under par. (i).

11 **SECTION 402.** 20.455 (2) (jb) of the statutes is amended to read:

12 20.455 (2) (jb) *Crime laboratory equipment and supplies.* The amounts in the  
13 schedule for the maintenance, repair, upgrading, and replacement costs of the  
14 laboratory equipment, and for supplies used to maintain, repair, upgrade, and  
15 replace that equipment, in the state and regional crime laboratories. All moneys  
16 transferred from par. (i) for the purpose of this appropriation shall be credited to this  
17 appropriation. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on  
18 June 30 of each year shall be transferred to the appropriation account under par. (i).

19 **SECTION 403.** 20.455 (2) (kc) of the statutes is amended to read:

20 20.455 (2) (kc) *Transaction information management of enforcement system.*  
21 The amounts in the schedule for payments for a lease with option to purchase  
22 regarding computers for the transaction information for the management of  
23 enforcement system. All moneys transferred from the appropriation account under  
24 par. (i) 1. shall be credited to this appropriation account. Notwithstanding s. 20.001

1 (3) (a), the unencumbered balance on June 30 of each year shall be transferred to the  
2 appropriation account under par. (i).

3 **SECTION 404.** 20.455 (2) (ke) of the statutes is amended to read:

4 20.455 (2) (ke) *Drug enforcement intelligence operations.* The amounts in the  
5 schedule for drug enforcement tactical and strategic intelligence units. All moneys  
6 transferred from the appropriation account under ~~s. 20.455 (2)~~ par. (i) 9. shall be  
7 credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the  
8 unencumbered balance on June 30 of each year shall be transferred to the  
9 appropriation account under par. (i).

10 **SECTION 405.** 20.455 (2) (kp) of the statutes is amended to read:

11 20.455 (2) (kp) *Drug crimes enforcement; local grants.* The amounts in the  
12 schedule for grants to local multijurisdictional groups to enforce prohibitions related  
13 to controlled substances, and to fund prosecutor positions serving  
14 multijurisdictional enforcement groups. All moneys transferred from the  
15 appropriation account under ~~s. 20.455 (2)~~ par. (i) 3. shall be credited to this  
16 appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered  
17 balance on June 30 of each year shall be transferred to the appropriation account  
18 under par. (i).

19 **SECTION 406.** 20.455 (2) (r) of the statutes is amended to read:

20 20.455 (2) (r) *Gaming law enforcement; lottery revenues.* From the lottery fund,  
21 the amounts in the schedule for the performance of the department's gaming law  
22 enforcement responsibilities ~~as specified in s. 165.70 (3m)~~ under chs. 562 to 569 and  
23 945.

24 **SECTION 407.** 20.455 (3) (g) of the statutes is amended to read:

1           20.455 (3) (g) *Gifts, grants and proceeds.* All moneys received from gifts and  
2 grants and all proceeds from services, conferences, and sales of publications and  
3 promotional materials to carry out the purposes for which made or collected, except  
4 as provided in sub. (2) (gm) and (gp) and to transfer to s. 20.505 (1) (kg), at the  
5 discretion of the attorney general, an amount not to exceed \$98,300 annually.

6           **SECTION 408.** 20.455 (5) (gc) of the statutes, as affected by 2009 Wisconsin Act  
7 28, section 538c, is amended to read:

8           20.455 (5) (gc) *Crime victim and witness surcharge, sexual assault victim*  
9 *services.* All moneys received from any crime victim and witness assistance  
10 surcharge authorized under s. 973.045 (1) that are allocated to this appropriation  
11 account under s. 973.045 (2m) (a), to provide grants for sexual assault victim services  
12 under s. 165.93 and to administer the grant program.

13           **SECTION 409.** 20.455 (5) (kp) of the statutes is amended to read:

14           20.455 (5) (kp) *Reimbursement to counties for victim–witness services.* The  
15 amounts in the schedule for the purpose of reimbursing counties under s. 950.06 (2)  
16 for costs incurred in providing services to victims and witnesses of crime. All moneys  
17 transferred from the appropriation account under s. sub. (2) (i) 11. shall be credited  
18 to this appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered  
19 balance on June 30 of each year shall be transferred to the appropriation account  
20 under sub. (2) (i).

21           **SECTION 410.** 20.485 (1) (gk) of the statutes is amended to read:

22           20.485 (1) (gk) *Institutional operations.* The amounts in the schedule for the  
23 care of the members of the Wisconsin veterans homes under s. 45.50, for the payment  
24 of stipends under s. 45.50 ~~(9)~~ (2m) (f), for the transfer of moneys to the appropriation  
25 account under s. 20.435 (4) (ky) for payment of the state share of the medical



1 assistance costs related to the provision of stipends under s. 45.50 ~~(9)~~ (2m) ~~(f)~~, for the  
2 payment of assistance to indigent veterans under s. 45.43 to allow them to reside at  
3 the Wisconsin Veterans Home at Union Grove, for the transfer of moneys to the  
4 appropriation account under par. (kg), and for the payment of grants under s. 45.82,  
5 ~~and for the transfer of moneys under s. 45.03 (20)~~. Not more than 1 percent of the  
6 moneys credited to this appropriation account may be used for the payment of  
7 assistance to indigent veterans under s. 45.43. All moneys received under par. (m)  
8 and s. 45.51 (7) (b) and (8) and all moneys received for the care of members under  
9 medical assistance, as defined in s. 49.43 (8), shall be credited to this appropriation  
10 account.

11 **SECTION 411.** 20.485 (1) (hm) of the statutes is amended to read:

12 20.485 **(1)** (hm) *Gifts and grants.* All moneys received from gifts and grants  
13 specifically for the purpose of s. 45.50 ~~(1) (e)~~ (2m) ~~(d)~~, to carry out the purpose of s.  
14 45.50 ~~(1) (e)~~ (2m) ~~(d)~~.

15 **SECTION 700c.** 20.485 (1) (j) of the statutes is repealed.

16 **SECTION 412.** 20.485 (1) (mj) of the statutes is amended to read:

17 20.485 **(1)** (mj) *Federal aid; geriatric unit.* All moneys received from the federal  
18 government for the geriatric program at Wisconsin veterans homes, to carry out the  
19 purpose of s. 45.50 ~~(1) (e)~~ (2m) ~~(d)~~.

20 **SECTION 413.** 20.485 (2) (c) of the statutes is renumbered 20.485 (5) (c).

21 **SECTION 414.** 20.485 (2) (kt) of the statutes is repealed.

22 **SECTION 415.** 20.485 (2) (mn) of the statutes is renumbered 20.485 (5) (mn).

23 **SECTION 416.** 20.485 (2) (tm) of the statutes is amended to read:

24 20.485 **(2)** (tm) *Facilities.* As a continuing appropriation, the amounts in the  
25 schedule to acquire, construct, develop, enlarge or improve facilities, other than the

1 Wisconsin Veterans Museum, for the ~~Wisconsin veterans museum~~ and the  
2 department of veterans affairs.

3 **SECTION 417.** 20.485 (2) (v) of the statutes is renumbered 20.485 (5) (v) and  
4 amended to read:

5 20.485 (5) (v) ~~Wisconsin veterans museum~~ Museum sales receipts. All moneys  
6 received from the sale of items in the Wisconsin veterans museum for general  
7 program operations.

8 **SECTION 418.** 20.485 (2) (vo) of the statutes is renumbered 20.485 (5) (vo).

9 **SECTION 419.** 20.485 (2) (wd) of the statutes is renumbered 20.485 (5) (wd).

10 **SECTION 420.** 20.485 (2) (zm) of the statutes is renumbered 20.485 (5) (zm).

11 **SECTION 421.** 20.485 (5) (intro.) of the statutes is created to read:

12 20.485 (5) WISCONSIN VETERANS MUSEUM. (intro.) From the veterans trust fund  
13 or from other funds if so indicated:

14 **SECTION 422.** 20.485 (5) (tm) of the statutes is created to read:

15 20.485 (5) (tm) Museum facilities. As a continuing appropriation, the amounts  
16 in the schedule to acquire, construct, develop, enlarge, or improve facilities for the  
17 Wisconsin Veterans Museum.

18 **SECTION 423.** 20.490 (5) (q) of the statutes is amended to read:

19 20.490 (5) (q) ~~Recycling and renewable energy~~ Environmental fund transfer to  
20 Wisconsin development reserve fund. From the ~~recycling and renewable energy~~  
21 environmental fund, as a continuing appropriation, the amounts in the schedule to  
22 be transferred to the Wisconsin development reserve fund under s. 234.93.

23 **SECTION 424.** 20.490 (6) (title) of the statutes is repealed.

24 **SECTION 425.** 20.490 (6) (a) of the statutes is repealed.

25 **SECTION 426.** 20.490 (6) (k) of the statutes is repealed.

1           **SECTION 716m.** 20.505 (1) (cg) of the statutes is created to read:

2           20.505 (1) (cg) *Relocation assistance.* The amounts in the schedule for general  
3 program operations under ss. 32.19 to 32.27.

4           **SECTION 427.** 20.505 (1) (id) of the statutes is created to read:

5           20.505 (1) (id) *Justice information fee receipts.* All moneys less \$700,000  
6 received from the justice information surcharge under s. 814.86 (1) for the purpose  
7 of annually transferring the amounts indicated in subds. 1. to 8. The following  
8 amounts shall be transferred to the following appropriation accounts:

9           1. The amount transferred to par. (kh) shall be the amount in the schedule  
10 under par. (kh).

11           2. The amount transferred to sub. (6) (ki) shall be the amount in the schedule  
12 under sub. (6) (ki).

13           3. The amount transferred to sub. (6) (kb) shall be the amount in the schedule  
14 under sub. (6) (kb).

15           4. The amount transferred to sub. (6) (ke) shall be the amount in the schedule  
16 under sub. (6) (ke).

17           5. The amount transferred to sub. (6) (kn) shall be the amount in the schedule  
18 under sub. (6) (kn).

19           5d. The amount transferred to sub. (6) (ko) shall be the amount in the schedule  
20 under sub. (6) (ko).

21           5g. The amount transferred to sub. (6) (kq) shall be the amount in the schedule  
22 under sub. (6) (kq).

23           5r. The amount transferred to sub. (6) (kr) shall be the amount in the schedule  
24 under sub. (6) (kr).

1           6. The amount transferred to s. 20.410 (1) (kd) shall be the amount in the  
2 schedule under s. 20.410 (1) (kd).

3           8. The amount transferred to s. 20.625 (1) (k) shall be the amount in the  
4 schedule under s. 20.625 (1) (k).

5           **SECTION 428.** 20.505 (1) (ja) of the statutes is renumbered 20.505 (1) (kh) and  
6 amended to read:

7           20.505 (1) (kh) *Justice information systems.* The amounts in the schedule for  
8 the development and operation of automated justice information systems under s.  
9 16.971 (9). ~~Of each \$21.50 received under s. 814.86 (1), \$7.50~~ All moneys transferred  
10 from the appropriation account under par. (id) 1. shall be credited to this  
11 appropriation account.

12           **SECTION 429.** 20.505 (1) (jc) of the statutes is repealed.

13           **SECTION 430.** 20.505 (1) (kg) of the statutes is created to read:

14           20.505 (1) (kg) *Federal resource acquisition.* All moneys received from the  
15 appropriation account under s. 20.455 (3) (g) to carry out the federal resource  
16 acquisition activities under s. 16.98.

17           **SECTION 431.** 20.505 (1) (kq) of the statutes is amended to read:

18           20.505 (1) (kq) *Justice information systems development, operation and*  
19 *maintenance.* The amounts in the schedule for the purpose of developing, operating  
20 and maintaining automated justice information systems under s. 16.971 (9). All  
21 moneys transferred from the appropriation account under s. 20.455 (2) (i) 12. shall  
22 be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the  
23 unencumbered balance on June 30 of each year shall be transferred to the  
24 appropriation account under s. 20.455 (2) (i).

25           **SECTION 432.** 20.505 (4) (bm) of the statutes is repealed.

1           **SECTION 433.** 20.505 (4) (c) of the statutes is created to read:

2           20.505 (4) (c) *Literacy initiative.* The amounts in the schedule for the costs to  
3 develop and implement a program to assess and improve literacy in elementary  
4 school children under 2011 Wisconsin Act .... (this act), section 9101 (2).

5           **SECTION 434.** 20.505 (5) (ka) of the statutes is amended to read:

6           20.505 (5) (ka) *Facility operations and maintenance; police and protection*  
7 *functions.* The amounts in the schedule for the purpose of financing the costs of  
8 operation of state–owned or operated facilities that are not funded from other  
9 appropriations, including custodial and maintenance services; minor projects;  
10 utilities, fuel, heat and air conditioning; assessments levied by the department  
11 under s. 16.847 (3) for costs incurred and savings generated at departmental  
12 facilities; and costs incurred under ss. 16.858 and 16.895 by or on behalf of the  
13 department; ~~and supplementing the costs of operation of child care facilities for~~  
14 ~~children of state employees under s. 16.841;~~ and for police and protection functions  
15 under s. 16.84 (2) and (3). All moneys received from state agencies for the operation  
16 of such facilities, parking rental fees established under s. 16.843 (2) (bm) and  
17 miscellaneous other sources, all moneys received from assessments under s. 16.895,  
18 all moneys received for the performance of gaming protection functions under s.  
19 16.84 (3), and all moneys transferred from the appropriation account under s. 20.865  
20 (2) (e) for this purpose shall be credited to this appropriation account.

21           **SECTION 435.** 20.505 (6) (c) of the statutes is renumbered 20.505 (6) (kb) and  
22 amended to read:

23           20.505 (6) (kb) *Law enforcement officer supplement grants.* The amounts in the  
24 schedule to provide grants for uniformed law enforcement officers under s. 16.964

1 (5). All moneys transferred from the appropriation account under sub. (1) (id) 3. shall  
2 be credited to this appropriation account.

3 **SECTION 436.** 20.505 (6) (f) of the statutes is renumbered 20.505 (6) (ke) and  
4 amended to read:

5 20.505 (6) (ke) *Child advocacy centers.* The amounts in the schedule for grants  
6 to child advocacy centers under s. 16.964 (14). All moneys transferred from the  
7 appropriation account under sub. (1) (id) 4. shall be credited to this appropriation  
8 account.

9 **SECTION 437.** 20.505 (6) (h) of the statutes is created to read:

10 20.505 (6) (h) *Public safety interoperable communication system; general usage*  
11 *fees.* The amounts in the schedule to operate a statewide public safety interoperable  
12 communication system. All moneys received from users as fees under s. 16.964 (15)  
13 (b) 2. shall be credited to this appropriation account.

14 **SECTION 438.** 20.505 (6) (j) of the statutes is renumbered 20.505 (6) (kn) and  
15 amended to read:

16 20.505 (6) (kn) *Alternatives to prosecution and incarceration for persons who*  
17 *use alcohol or other drugs; justice information surcharge fee.* The amounts in the  
18 schedule for administering and making grants to counties under s. 16.964 (12) (b).  
19 ~~Of each \$21.50 received under s. 814.86 (1), \$1.50~~ All moneys transferred from the  
20 appropriation account under sub. (1) (id) 5. shall be credited to this appropriation  
21 account.

22 **SECTION 439.** 20.505 (6) (k) of the statutes is amended to read:

23 20.505 (6) (k) *Law enforcement programs and youth diversion —*  
24 *administration.* The amounts in the schedule for administering grants for law  
25 enforcement assistance and for administering the youth diversion program under s.

1 16.964 (8). All moneys transferred from the appropriation account under s. 20.455  
2 (2) (i) 13. shall be credited to this appropriation account. Notwithstanding s. 20.001  
3 (3) (a), the unencumbered balance on June 30 of each year shall be transferred to the  
4 appropriation account under s. 20.455 (2) (i).

5 **SECTION 440.** 20.505 (6) (ka) of the statutes is amended to read:

6 20.505 (6) (ka) *Public safety interoperable communication system; state fees.*

7 The amounts in the schedule to operate a statewide public safety interoperable  
8 communication system. All moneys received from public safety agencies that are  
9 state agencies as fees under s. 16.964 (15) (b) 1. shall be credited to this appropriation  
10 account.

11 **SECTION 441.** 20.505 (6) (ki) of the statutes is created to read:

12 20.505 (6) (ki) *Interoperable communications system.* The amounts in the  
13 schedule to operate a statewide public safety interoperable communication system.  
14 All moneys transferred from the appropriation account under sub. (1) (id) 2. shall be  
15 credited to this appropriation account.

16 **SECTION 442.** 20.505 (6) (kj) of the statutes is amended to read:

17 20.505 (6) (kj) *Youth diversion program.* The amounts in the schedule for youth  
18 diversion services under s. 16.964 (8) (a) and (c). All moneys transferred from the  
19 appropriation account under s. 20.455 (2) (i) 8. shall be credited to this appropriation  
20 account. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30  
21 of each year shall be transferred to the appropriation account under s. 20.455 (2) (i).

22 **SECTION 735m.** 20.505 (6) (ko) of the statutes is created to read:

23 20.505 (6) (ko) *Wisconsin Justice Information Sharing Program.* The amounts  
24 in the schedule for the development and operation of a justice information system.

1 All moneys transferred from the appropriation account under sub. (1) (id) 5d. shall  
2 be credited to this appropriation account.

3 **SECTION 443.** 20.505 (6) (kp) of the statutes is repealed.

4 **SECTION 444.** 20.505 (6) (kq) of the statutes is amended to read:

5 20.505 **(6)** (kq) *Traffic stop data collection; state.* The amounts in the schedule  
6 to fund state information technology and administrative costs associated with traffic  
7 stop data collection. All moneys transferred to this appropriation from the  
8 appropriation account under ~~par. (kp)~~ sub. (1) (id) 5g. shall be credited to this  
9 appropriation account.

10 **SECTION 445.** 20.505 (6) (kr) of the statutes is amended to read:

11 20.505 **(6)** (kr) *Traffic stop data collection; local.* The amounts in the schedule  
12 to fund local information technology and administrative costs associated with traffic  
13 stop data collection. All moneys transferred to this appropriation from the  
14 appropriation account under ~~par. (kp)~~ sub. (1) (id) 5r. shall be credited to this  
15 appropriation account.

16 **SECTION 738m.** 20.505 (7) (title) of the statutes is created to read:

17 20.505 **(7)** (title) HOUSING ASSISTANCE.

18 **SECTION 738p.** 20.505 (8) (hm) 1c. of the statutes is repealed and recreated to  
19 read:

20 20.505 **(8)** (hm) 1c. In fiscal year 2011–12, \$263,400, and in fiscal year 2012–13,  
21 \$264,700, to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs  
22 incurred in financing the construction of the aquaculture demonstration facility  
23 enumerated under 1999 Wisconsin Act 9, section 9107 (1) (i) 3., to make the payments  
24 determined by the building commission under s. 13.488 (1) (m) that are attributable  
25 to the proceeds of obligations incurred in financing that facility, and to make



1 payments under an agreement or ancillary arrangement entered into under s. 18.06  
2 (8) (a).

3 **SECTION 446.** 20.505 (8) (hm) 4b. of the statutes is amended to read:

4 20.505 (8) (hm) 4b. The amount transferred to s. ~~20.215 (1)~~ 20.380 (3) (km) shall  
5 be the amount in the schedule under s. ~~20.215 (1)~~ 20.380 (3) (km).

6 **SECTION 740m.** 20.505 (8) (hm) 6f. of the statutes is renumbered 20.505 (8)  
7 (hm) 19m. and amended to read:

8 20.505 (8) (hm) 19m. The amount transferred to s. ~~20.143 sub. (1) (kf)~~ (kx) shall  
9 be the amount in the schedule under s. ~~20.143 sub. (1) (kf)~~ (kx).

10 **SECTION 447.** 20.505 (8) (hm) 6g. of the statutes is repealed.

11 **SECTION 448.** 20.505 (8) (hm) 6h. of the statutes is repealed.

12 **SECTION 449.** 20.505 (8) (hm) 6j. of the statutes is repealed.

13 **SECTION 744m.** 20.505 (8) (hm) 6r. of the statutes is repealed and recreated to  
14 read:

15 20.505 (8) (hm) 6r. In each fiscal year \$488,700 to the Board of Regents of the  
16 University of Wisconsin System for loan repayments under ss. 36.60 and 36.61.

17 **SECTION 745m.** 20.505 (8) (hm) 11a. of the statutes is repealed and recreated  
18 to read:

19 20.505 (8) (hm) 11a. In each fiscal year \$417,500 to the Board of Regents of the  
20 University of Wisconsin System for the operational costs of the aquaculture  
21 demonstration facility enumerated under 1999 Wisconsin Act 9, section 9107 (1) (i)  
22 3.

23 **SECTION 450.** 20.505 (8) (hm) 13v. of the statutes is repealed.

24 **SECTION 451.** 20.505 (8) (hm) 20. of the statutes is repealed.

25 **SECTION 747c.** 20.505 (8) (hm) 25. of the statutes is amended to read:

1           20.505 **(8)** (hm) 25. The amount transferred to s. 20.435 (2) (km) shall be  
2           \$250,000 or the amount remaining in this appropriation after all other transfers  
3           under subds. 1c. to 24. are made, whichever is less. ~~No money may be transferred~~  
4           ~~under this subdivision after June 30, 2011.~~

5           **SECTION 747j.** 20.511 (1) (b) of the statutes is repealed.

6           **SECTION 747k.** 20.511 (1) (c) of the statutes is created to read:

7           20.511 **(1)** (c) *Voter identification training.* The amounts in the schedule for  
8           training of county and municipal clerks concerning voter identification  
9           requirements provided in 2011 Wisconsin Act 23.

10          **SECTION 747m.** 20.511 (1) (h) of the statutes is amended to read:

11          20.511 **(1)** (h) *Materials and services.* The amounts in the schedule for the costs  
12          of publishing documents, locating and copying records, and conducting programs  
13          under s. 19.48 (9) and administrative meetings and conferences, for compiling,  
14          disseminating, and making available information prepared by and filed with the  
15          board under s. 19.48 (10), and for supplies, postage, and shipping. All moneys  
16          received by the board from collections for sales of publications, for copies of records  
17          and for supplies, for postage, for shipping and records location fees, from fees  
18          assessed under s. 19.48 (9) and (10), and for charges assessed to participants in  
19          administrative meetings and conferences, except moneys received from requesters  
20          from sales of copies of the official registration list, shall be credited to this  
21          appropriation account.

22          **SECTION 748g.** 20.511 (1) (q) of the statutes is repealed.

23          **SECTION 748r.** 20.511 (1) (r) of the statutes is repealed.

24          **SECTION 452.** 20.550 (1) (kj) of the statutes is amended to read:

1           20.550 (1) (kj) *Conferences and training*. The amounts in the schedule to  
2 sponsor conferences and training under ch. 977. All moneys transferred from the  
3 appropriation account under s. 20.455 (2) (i) 15. shall be credited to this  
4 appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered  
5 balance on June 30 of each year shall be transferred to the appropriation account  
6 under s. 20.455 (2) (i).

7           **SECTION 751g.** 20.566 (1) (gc) of the statutes is repealed.

8           **SECTION 751h.** 20.566 (1) (gh) of the statutes is repealed.

9           **SECTION 751m.** 20.566 (1) (hd) of the statutes is created to read:

10           20.566 (1) (hd) *Administration of liquor tax and alcohol beverages enforcement;*  
11 *wholesaler fees funding special agent position*. All moneys received under s. 125.28  
12 (4) for the purpose of funding one special agent position dedicated to alcohol and  
13 tobacco enforcement.

14           **SECTION 453.** 20.566 (1) (hp) of the statutes is amended to read:

15           20.566 (1) (hp) *Administration of income tax checkoff voluntary payments*. The  
16 amounts in the schedule for the payment of all administrative costs, including data  
17 processing costs, incurred in administering ss. 71.10 (5), (5e), (5f), (5fm), (5g), (5h),  
18 (5i), (5j), (5k), and (5m), and 71.30 (10). All moneys specified for deposit in this  
19 appropriation under ss. 71.10 (5) (h) 5., (5e) (h) 4., (5f) (i), (5fm) (i), (5g) (i), (5h) (i),  
20 (5i) (i), (5j) (i), (5k) (i), and (5m) (i), and 71.30 (10) (i) and (11) (i) shall be credited to  
21 this appropriation account.

22           **SECTION 454.** 20.566 (1) (q) of the statutes is amended to read:

23           20.566 (1) (q) *Recycling Economic development surcharge administration*.  
24 From the ~~recycling and renewable energy~~ economic development fund, the amounts  
25 in the schedule for the costs, including data processing costs, incurred in

1 administering the ~~recycling~~ economic development surcharge under subch. VII of ch.  
2 77.

3 **SECTION 455.** 20.575 (1) (g) of the statutes is amended to read:

4 20.575 (1) (g) *Program fees.* The amounts in the schedule for the purpose of  
5 carrying out general program operations. Except as provided under par. (ka), all  
6 amounts received by the secretary of state, including fees under ~~ch. 132~~ and subch.  
7 ~~I of ch. 137~~ s. 137.02 and all moneys transferred from the appropriation under s.  
8 20.144 (1) (g), shall be credited to this appropriation. Notwithstanding s. 20.001 (3)  
9 (a), any unencumbered balance at the close of a fiscal year exceeding 10% of that  
10 fiscal year's expenditures under this appropriation shall lapse to the general fund.

11 **SECTION 456.** 20.585 (1) (g) of the statutes is renumbered 20.505 (1) (gc).

12 **SECTION 756m.** 20.585 (1) (q) of the statutes is repealed.

13 **SECTION 457.** 20.585 (1) (r) of the statutes is repealed.

14 **SECTION 458.** 20.585 (2) (title) of the statutes is repealed.

15 **SECTION 459.** 20.585 (2) (q) of the statutes is renumbered 20.505 (1) (tb) and  
16 amended to read:

17 20.505 (1) (tb) *Payment of qualified higher education expenses and ~~refund~~*  
18 *refunds; college tuition and expenses program.* From the tuition trust fund, a sum  
19 sufficient for the payment of qualified higher education expenses and refunds under  
20 s. ~~14.63~~ 16.64 (5) and (7).

21 **SECTION 460.** 20.585 (2) (s) of the statutes is renumbered 20.505 (1) (td) and  
22 amended to read:

23 20.505 (1) (td) *Administrative expenses; college tuition and expenses program.*

24 From the tuition trust fund, the amounts in the schedule for the administrative

1 expenses of the college tuition and expenses program under s. ~~14.63~~ 16.64, including  
2 the expense of promoting the program.

3 **SECTION 461.** 20.585 (2) (t) of the statutes is renumbered 20.505 (1) (tf) and  
4 amended to read:

5 20.505 (1) (tf) *Payment of qualified higher education expenses and refunds;*  
6 *college savings program trust fund.* From the college savings program trust fund, a  
7 sum sufficient for the payment of qualified higher education expenses and refunds  
8 under s. ~~14.64~~ 16.641 (2) and (3).

9 **SECTION 462.** 20.585 (2) (tm) of the statutes is renumbered 20.505 (1) (th) and  
10 amended to read:

11 20.505 (1) (th) *Administrative expenses; college savings program trust fund.*  
12 From the college savings program trust fund, the amounts in the schedule for the  
13 administrative expenses of the college savings program under s. ~~14.64~~ 16.641,  
14 including the expense of promoting the program.

15 **SECTION 463.** 20.585 (2) (u) of the statutes is renumbered 20.505 (1) (tj) and  
16 amended to read:

17 20.505 (1) (tj) *Payment of qualified higher education expenses and refunds;*  
18 *college savings program bank deposit trust fund.* From the college savings program  
19 bank deposit trust fund, a sum sufficient for the payment of qualified higher  
20 education expenses and refunds under s. ~~14.64~~ 16.641 (2) and (3).

21 **SECTION 464.** 20.585 (2) (um) of the statutes is renumbered 20.505 (1) (tL) and  
22 amended to read:

23 20.505 (1) (tL) *Administrative expenses; college savings program bank deposit*  
24 *trust fund.* From the college savings program bank deposit trust fund, the amounts

1 in the schedule for the administrative expenses of the college savings program under  
2 s. 14.64 16.641, including the expense of promoting the program.

3 **SECTION 465.** 20.585 (2) (v) of the statutes is renumbered 20.505 (1) (tn) and  
4 amended to read:

5 20.505 (1) (tn) *Payment of qualified higher education expenses and refunds;*  
6 *college savings program credit union deposit trust fund.* From the college savings  
7 program credit union deposit trust fund, a sum sufficient for the payment of qualified  
8 higher education expenses and refunds under s. 14.64 16.641 (2) and (3).

9 **SECTION 466.** 20.585 (2) (vm) of the statutes is renumbered 20.505 (1) (tp) and  
10 amended to read:

11 20.505 (1) (tp) *Administrative expenses; college savings program credit union*  
12 *deposit trust fund.* From the college savings program credit union deposit trust fund,  
13 the amounts in the schedule for the administrative expenses of the college savings  
14 program under s. 14.64 16.641, including the expense of promoting the program.

15 **SECTION 467.** 20.625 (1) (g) of the statutes is created to read:

16 20.625 (1) (g) *Sale of materials and services.* All moneys received, other than  
17 from state agencies, by circuit courts from the sale of materials or services, for  
18 general program operations of the circuit courts.

19 **SECTION 468.** 20.625 (1) (k) of the statutes is created to read:

20 20.625 (1) (k) *Court interpreters.* The amounts in the schedule to pay  
21 interpreter fees reimbursed under s. 758.19 (8) and 2009 Wisconsin Act 28, section  
22 9109 (1). All moneys transferred from the appropriation account under s. 20.505 (1)  
23 (id) 8. shall be credited to this appropriation account.

24 **SECTION 768g.** 20.670 (1) (k) of the statutes is created to read:

1           20.670 (1) (k) *Director of state courts and law library transfer.* All moneys  
2 received from the appropriations under s. 20.680 (2) (a) to (ke) and (4) (a) to (h) for  
3 the purposes of the judicial council under s. 758.13.

4           **SECTION 770d.** 20.835 (1) (b) of the statutes is repealed.

5           **SECTION 770e.** 20.835 (1) (d) of the statutes is repealed.

6           **SECTION 770f.** 20.835 (1) (db) of the statutes is amended to read:

7           20.835 (1) (db) *County and municipal aid account.* A sum sufficient to make  
8 payments to counties, towns, villages, and cities under s. 79.035, less the amount  
9 paid from the appropriations under pars. (m), (q), and (r).

10          **SECTION 770g.** 20.835 (1) (db) of the statutes, as affected by 2011 Wisconsin Act  
11 .... (this act), is repealed and recreated to read:

12          20.835 (1) (db) *County and municipal aid account.* A sum sufficient to make  
13 payments to counties, towns, villages, and cities under s. 79.035, less the amount  
14 paid from the appropriation under par. (r).

15          **SECTION 770gh.** 20.835 (1) (dm) of the statutes is amended to read:

16          20.835 (1) (dm) *Public utility distribution account.* ~~Beginning in 2005, a~~ A sum  
17 sufficient to make the payments under s. 79.04 (5), (6), and (7).

18          **SECTION 770h.** 20.835 (1) (f) of the statutes is repealed.

19          **SECTION 770j.** 20.835 (1) (m) of the statutes is repealed.

20          **SECTION 770m.** 20.835 (1) (q) of the statutes is repealed.

21          **SECTION 469.** 20.835 (2) (bb) of the statutes, as created by 2009 Wisconsin Act  
22 28, is amended to read:

23          20.835 (2) (bb) *Jobs tax credit.* ~~The~~ As a continuing appropriation, the amounts  
24 in the schedule to make the payments under ss. 71.07 (3q) (d) 2., 71.28 (3q) (d) 2., and  
25 71.47 (3q) (d) 2.

1           **SECTION 470.** 20.835 (2) (bn) of the statutes is amended to read:

2           20.835 (2) (bn) *Dairy manufacturing facility investment credit.* The As a  
3 continuing appropriation, the amounts in the schedule to make the payments under  
4 ss. 71.07 (3p) (d) 2., 71.28 (3p) (d) 2., and 71.47 (3p) (d) 2.

5           **SECTION 772d.** 20.835 (2) (bp) of the statutes is amended to read:

6           20.835 (2) (bp) *Dairy manufacturing facility investment credit; dairy*  
7 *cooperatives.* ~~A sum sufficient~~ As a continuing appropriation, the amount in the  
8 schedule to make the payments under ss. 71.07 (3p) (d) 3., 71.28 (3p) (d) 3., and 71.47  
9 (3p) (d) 3.

10          **SECTION 772g.** 20.835 (4) (gc) of the statutes is repealed.

11          **SECTION 772r.** 20.835 (4) (gh) of the statutes is repealed.

12          **SECTION 471.** 20.855 (4) (b) of the statutes is repealed.

13          **SECTION 472.** 20.855 (4) (ba) of the statutes is repealed.

14          **SECTION 473.** 20.855 (4) (bb) of the statutes is repealed.

15          **SECTION 775b.** 20.855 (7) of the statutes is created to read:

16          20.855 (7) SPECIAL TASK FORCE ON UW RESTRUCTURING AND OPERATIONAL  
17 FLEXIBILITIES. (a) *Expenses.* The amounts in the schedule for expenses of the Special  
18 Task Force on UW restructuring and operational flexibilities under 2011 Wisconsin  
19 Act .... (this act), section 9152 (1tc). No moneys may be encumbered from this  
20 appropriation after June 30, 2012.

21          **SECTION 775e.** 20.865 (intro.) of the statutes is amended to read:

22          **20.865 Program supplements.** (intro.) There is appropriated to the various  
23 state agencies from the respective funds and accounts from which their  
24 appropriations are financed, the amounts provided in this section as approved by the  
25 department of administration under ss. 16.50 and 20.928, but only after the amounts



1 included in the respective program appropriations for the purposes specified in this  
2 section have been exhausted. Every expenditure under this section for purposes  
3 normally financed by a program revenue appropriation or segregated revenue  
4 appropriation from program receipts shall be charged to the appropriate account, but  
5 if there are insufficient moneys available in that account, the expenditure shall be  
6 charged to the fund from which the appropriation is made. Those general fund  
7 expenditures paid from general purpose revenues for purposes financed by program  
8 revenues shall be separately accounted for and the general fund, except as otherwise  
9 provided in sub. (2) (d), (j) and (t) and ~~ss. 20.285 (1) (g) and s. 36.52~~, shall be  
10 reimbursed for those expenditures as soon as moneys become available in the  
11 appropriate account.

12 **SECTION 775h.** 20.865 (1) (c) of the statutes is amended to read:

13 20.865 (1) (c) *Compensation and related adjustments.* A sum sufficient to  
14 supplement the appropriations to state agencies for the cost of compensation and  
15 related adjustments approved by the legislature under s. 111.92 for represented  
16 employees and by the joint committee on employment relations under s. 230.12 and  
17 by the legislature, when required, for nonrepresented employees in the classified  
18 service and comparable adjustments for nonrepresented employees in the  
19 unclassified service, except those nonrepresented employees specified in ss. 20.923  
20 (4g), (5) and (6) (c) and (m) and 230.08 (2) (d) and (f), as determined under s. 20.928,  
21 other than adjustments funded under par. (c). Unclassified employees included  
22 under s. 20.923 (2) need not be paid comparable adjustments.

23 **SECTION 775L.** 20.865 (1) (ci) of the statutes is amended to read:

24 20.865 (1) (ci) *Nonrepresented university system senior executive, faculty and*  
25 *academic University pay adjustments.* A sum sufficient to pay the cost of pay and

1 related adjustments approved by the joint committee on employment relations under  
2 s. 230.12 (3) (e) for University of Wisconsin System employees ~~under ss. 20.923 (4g),~~  
3 ~~(5) and (6) (m) and 230.08 (2) (d) who are not included within a collective bargaining~~  
4 ~~unit for which a representative is certified under subch. V or VI of ch. 111, as~~  
5 determined under s. 20.928, other than adjustments funded under par. (cj).

6 **SECTION 775o.** 20.865 (1) (i) of the statutes is amended to read:

7 20.865 (1) (i) *Compensation and related adjustments; program revenues.* From  
8 the appropriate program revenue and program revenue–service accounts, a sum  
9 sufficient to supplement the appropriations to state agencies for the cost of  
10 compensation and related adjustments approved by the legislature under s. 111.92  
11 for represented employees and by the joint committee on employment relations  
12 under s. 230.12 and the legislature, when required for nonrepresented employees in  
13 the classified service and comparable adjustments for nonrepresented employees in  
14 the unclassified service, except those nonrepresented employees specified in ss.  
15 20.923 (4g), (5) and (6) (c) and (m) and 230.08 (2) (d) and (f), as determined under s.  
16 20.928, other than adjustments funded under par. (cj). Unclassified employees  
17 included under s. 20.923 (2) need not be paid comparable adjustments.

18 **SECTION 775r.** 20.865 (1) (ic) of the statutes is amended to read:

19 20.865 (1) (ic) *Nonrepresented university system senior executive, faculty and*  
20 *academic University pay adjustments.* From the appropriate program revenue and  
21 program revenue–service accounts, a sum sufficient to supplement the  
22 appropriations to the University of Wisconsin System to pay the cost of pay and  
23 related adjustments approved by the joint committee on employment relations under  
24 s. 230.12 (3) (e) for University of Wisconsin System employees ~~under ss. 20.923 (4g),~~  
25 ~~(5) and (6) (m) and 230.08 (2) (d) who are not included within a collective bargaining~~

1 ~~unit for which a representative is certified under subch. V or VI of ch. 111, as~~  
2 ~~determined under s. 20.928, other than adjustments funded under par. (cj).~~

3 **SECTION 775u.** 20.865 (1) (s) of the statutes is amended to read:

4 20.865 (1) (s) *Compensation and related adjustments; segregated revenues.*

5 From the appropriate segregated funds, a sum sufficient to supplement the  
6 appropriations to state agencies for the cost of compensation and related  
7 adjustments approved by the legislature under s. 111.92 for represented employees  
8 and by the joint committee on employment relations under s. 230.12 and the  
9 legislature, when required for nonrepresented employees in the classified service  
10 and comparable adjustments for nonrepresented employees in the unclassified  
11 service, except those nonrepresented employees specified in ss. 20.923 (4g), (5) and  
12 (6) (c) and (m) and 230.08 (2) (d) and (f), as determined under s. 20.928. Unclassified  
13 employees under s. 20.923 (2) need not be paid comparable adjustments.

14 **SECTION 775y.** 20.865 (1) (si) of the statutes is amended to read:

15 20.865 (1) (si) *Nonrepresented university system senior executive, faculty and*  
16 *academic University pay adjustments.* From the appropriate segregated funds, a  
17 sum sufficient to supplement the appropriations to the University of Wisconsin  
18 System to pay the cost of pay and related adjustments approved by the joint  
19 committee on employment relations under s. 230.12 (3) (e) for University of  
20 Wisconsin System employees under ~~ss. 20.923 (4g), (5) and (6) (m) and 230.08 (2) (d)~~  
21 ~~who are not included within a collective bargaining unit for which a representative~~  
22 ~~is certified under subch. V or VI of ch. 111, as determined under s. 20.928.~~

23 **SECTION 474.** 20.865 (2) (am) of the statutes is amended to read:

24 20.865 (2) (am) *Space management and child care.* The amounts in the  
25 schedule to finance the unbudgeted costs of remodeling, moving, additional rental

1 costs, and move-related vacant space costs resulting from relocations of state  
2 agencies directed by the department of administration, ~~and the unbudgeted costs of~~  
3 ~~assessments for child care facilities under s. 16.841 (4) incurred by state agencies.~~

4 **SECTION 475.** 20.865 (2) (gm) of the statutes is amended to read:

5 20.865 (2) (gm) *Space management and child care; program revenues.* From  
6 the appropriate program revenue and program revenue-service accounts, a sum  
7 sufficient to finance the unbudgeted costs of remodeling, moving, additional rental  
8 costs, and move-related vacant space costs resulting from relocations of state  
9 agencies directed by the department of administration, ~~and the unbudgeted costs of~~  
10 ~~assessments for child care facilities under s. 16.841 (4) incurred by state agencies.~~

11 **SECTION 476.** 20.865 (2) (qm) of the statutes is amended to read:

12 20.865 (2) (qm) *Space management and child care; segregated revenues.* From  
13 the appropriate segregated funds, a sum sufficient to finance the unbudgeted costs  
14 of remodeling, moving, additional rental costs, and move-related vacant space costs  
15 resulting from relocations of state agencies directed by the department of  
16 administration, ~~and the unbudgeted costs of assessments for child care facilities~~  
17 ~~under s. 16.841 (4) incurred by state agencies.~~

18 **SECTION 778m.** 20.865 (4) (a) of the statutes is amended to read:

19 20.865 (4) (a) *General purpose revenue funds general program*  
20 *supplementation.* Biennially, the amounts in the schedule to be used to supplement  
21 appropriations of the general fund which prove insufficient because of unforeseen  
22 emergencies or which prove insufficient to accomplish the purposes for which made  
23 and, during the 2011–13 fiscal biennium, to be used to supplement sum certain  
24 program revenue and program revenue-service appropriations and appropriations  
25 made from segregated funds for payment or reimbursement of costs incurred by this

1 state to maintain security in and around the state capitol building in 2011, to be used  
2 to make loans to appropriations from the general or any segregated fund as provided  
3 in s. 13.101 (4m) and miscellaneous expense of the joint committee on finance not to  
4 exceed \$250. All loans from this appropriation when repaid shall be credited to this  
5 appropriation if repaid during the biennium in which the loan is made. All loans from  
6 this appropriation not repaid during the biennium in which the loan is made shall  
7 be general purpose revenues–earned. The governor may under this paragraph allot  
8 sums not in excess of \$1,000 to any department or agency when necessary, without  
9 a meeting of the joint committee on finance. All allotments made under this  
10 paragraph by the governor shall be certified by him or her to the department of  
11 administration, and expenditures therefrom shall be shown in the state budget  
12 report as an additional cost of the state agency to which such allotments were made.

13 **SECTION 778n.** 20.865 (4) (a) of the statutes, as affected by 2011 Wisconsin Act  
14 .... (this act), is amended to read:

15 20.865 (4) (a) *General purpose revenue funds general program*  
16 *supplementation.* Biennially, the amounts in the schedule to be used to supplement  
17 appropriations of the general fund which prove insufficient because of unforeseen  
18 emergencies or which prove insufficient to accomplish the purposes for which made  
19 ~~and, during the 2011–13 fiscal biennium, to be used to supplement sum certain~~  
20 ~~program revenue and program revenue–service appropriations and appropriations~~  
21 ~~made from segregated funds for payment or reimbursement of costs incurred by this~~  
22 ~~state to maintain security in and around the state capitol building in 2011~~, to be used  
23 to make loans to appropriations from the general or any segregated fund as provided  
24 in s. 13.101 (4m) and miscellaneous expense of the joint committee on finance not to  
25 exceed \$250. All loans from this appropriation when repaid shall be credited to this

1 appropriation if repaid during the biennium in which the loan is made. All loans from  
2 this appropriation not repaid during the biennium in which the loan is made shall  
3 be general purpose revenues–earned. The governor may under this paragraph allot  
4 sums not in excess of \$1,000 to any department or agency when necessary, without  
5 a meeting of the joint committee on finance. All allotments made under this  
6 paragraph by the governor shall be certified by him or her to the department of  
7 administration, and expenditures therefrom shall be shown in the state budget  
8 report as an additional cost of the state agency to which such allotments were made.

9 **SECTION 477.** 20.866 (1) (u) of the statutes is amended to read:

10 20.866 (1) (u) *Principal repayment and interest.* A sum sufficient from moneys  
11 appropriated under sub. (2) (zp) and ss. 20.115 (2) (d) and (7) (b), ~~(br)~~, and (s), ~~and~~  
12 ~~(tb)~~, 20.190 (1) (c), (d), (i), and (j), 20.225 (1) (c) and (i), 20.245 (1) (e) and (j), 20.250  
13 (1) (c) and (e), 20.255 (1) (d), 20.285 (1) (d), ~~(db)~~, ~~(im)~~, ~~(in)~~, (je), ~~(jq)~~, ~~(kd)~~, ~~(km)~~, ~~and~~  
14 ~~(ko)~~ ~~and (5) (i) and (xs)~~, 20.320 (1) (c) and (t) and (2) (c), 20.370 (7) (aa), (ac), (ag), (aq),  
15 (ar), (at), (au), (bq), (br), (cb), (cc), (cd), (cg), (cq), (cr), (cs), (ct), (ea), (eq), and (er),  
16 20.395 (6) (af), (aq), (ar), and (au), 20.410 (1) (e), (ec), and (ko) and (3) (e), 20.435 (2)  
17 (ee), 20.465 (1) (d), 20.485 (1) (f) and (go), (3) (t) and (4) (qm), 20.505 (4) (es), (et), (ha),  
18 and (hb) and (5) (c), (g), and (kc), 20.855 (8) (a), and 20.867 (1) (a) and (b) and (3) (a),  
19 (b), (bb), (bc), (bd), (be), (bf), (bg), (bh), (bi), (bj), (bk), (bm), (bn), (bp), (bq), (br), (bu),  
20 (bv), (g), (h), (i), (kd), and (q) for the payment of principal, interest, premium due, if  
21 any, and payment due, if any, under an agreement or ancillary arrangement entered  
22 into under s. 18.06 (8) (a) relating to any public debt contracted under subchs. I and  
23 IV of ch. 18.

24 **SECTION 779g.** 20.866 (2) (s) (intro.) of the statutes is amended to read:

1           20.866 (2) (s) *University of Wisconsin; academic facilities.* (intro.) From the  
2 capital improvement fund, a sum sufficient for the board of regents of the University  
3 of Wisconsin System to acquire, construct, develop, enlarge or improve university  
4 academic educational facilities and facilities to support such facilities. The state may  
5 contract public debt in an amount not to exceed ~~\$1,893,731,800~~ \$2,016,636,300 for  
6 this purpose. Of this amount:

7           **SECTION 478.** 20.866 (2) (t) of the statutes is amended to read:

8           20.866 (2) (t) *University of Wisconsin; self-amortizing facilities.* From the  
9 capital improvement fund, a sum sufficient for the board of regents of the University  
10 of Wisconsin System to acquire, construct, develop, enlarge or improve university  
11 self-amortizing educational facilities and facilities to support such facilities. The  
12 state may contract public debt in an amount not to exceed ~~\$2,185,196,800~~  
13 \$2,342,774,900 for this purpose. Of this amount, \$4,500,000 is allocated only for the  
14 University of Wisconsin–Madison indoor practice facility for athletic programs and  
15 only at the time that ownership of the facility is transferred to the state.

16           **SECTION 780m.** 20.866 (2) (ta) of the statutes is amended to read:

17           20.866 (2) (ta) *Natural resources; Warren Knowles–Gaylord Nelson*  
18 *stewardship 2000 program.* From the capital improvement fund a sum sufficient for  
19 the Warren Knowles–Gaylord Nelson stewardship 2000 program under s. 23.0917.  
20 The state may contract public debt in an amount not to exceed ~~\$1,432,000,000~~  
21 \$1,198,000,000 for this program. Except as provided in s. 23.0917 (4g) (b), (4m) (k),  
22 (5) and (5m), the amounts obligated, as defined in s. 23.0917 (1) (e), under this  
23 paragraph may not exceed \$46,000,000 in fiscal year 2000–01, may not exceed  
24 \$46,000,000 in fiscal year 2001–02, may not exceed \$60,000,000 in each fiscal year  
25 beginning with fiscal year 2002–03 and ending with fiscal year 2009–10, and may

1 not exceed \$86,000,000 in each fiscal year beginning with fiscal year 2010–11, and  
2 may not exceed \$60,000,000 in each fiscal year beginning with fiscal year 2011–12  
3 and ending with fiscal year 2019–20.

4 **SECTION 780p.** 20.866 (2) (tc) of the statutes is amended to read:

5 20.866 (2) (tc) *Clean water fund program.* From the capital improvement fund,  
6 a sum sufficient for the purposes of s. 281.57 (10m) and (10r) and to be transferred  
7 to the environmental improvement fund for the purposes of the clean water fund  
8 program under ss. 281.58 and 281.59. The state may contract public debt in an  
9 amount not to exceed ~~\$777,043,200~~ \$783,743,200 for this purpose. Of this amount,  
10 the amount needed to meet the requirements for state deposits under 33 USC 1382  
11 is allocated for those deposits. Of this amount, \$8,250,000 is allocated to fund the  
12 minority business development and training program under s. 200.49 (2) (b).  
13 Moneys from this appropriation account may be expended for the purposes of s.  
14 281.57 (10m) and (10r) only in the amount by which the department of natural  
15 resources and the department of administration determine that moneys available  
16 under par. (tn) are insufficient for the purposes of s. 281.57 (10m) and (10r).

17 **SECTION 479.** 20.866 (2) (td) of the statutes is amended to read:

18 20.866 (2) (td) *Safe drinking water loan program.* From the capital  
19 improvement fund, a sum sufficient to be transferred to the environmental  
20 improvement fund for the safe drinking water loan program under s. 281.61. The  
21 state may contract public debt in an amount not to exceed ~~\$45,400,000~~ \$54,800,000  
22 for this purpose.

23 **SECTION 480.** 20.866 (2) (tf) of the statutes is amended to read:

24 20.866 (2) (tf) *Natural resources; nonpoint source.* From the capital  
25 improvement fund, a sum sufficient for the department of natural resources to fund



1 nonpoint source water pollution abatement projects under s. 281.65 (4c) and (4e).  
2 The state may contract public debt in an amount not to exceed \$18,000,000  
3 \$25,000,000 for this purpose.

4 **SECTION 481.** 20.866 (2) (tg) of the statutes is amended to read:

5 20.866 (2) (tg) *Natural resources; environmental repair.* From the capital  
6 improvement fund, a sum sufficient for the department of natural resources to fund  
7 investigations and remedial action under s. 292.11 (7) (a) or 292.31 and remedial  
8 action under s. 281.83 and for payment of this state's share of environmental repair  
9 that is funded under 42 USC 6991 to 6991i or 42 USC 9601 to 9675. The state may  
10 contract public debt in an amount not to exceed ~~\$54,000,000~~ \$57,000,000 for this  
11 purpose. Of this amount, \$7,000,000 is allocated for remedial action under s. 281.83.

12 **SECTION 482.** 20.866 (2) (th) of the statutes is amended to read:

13 20.866 (2) (th) *Natural resources; urban nonpoint source cost-sharing.* From  
14 the capital improvement fund, a sum sufficient for the department of natural  
15 resources to provide cost-sharing grants for urban nonpoint source water pollution  
16 abatement and storm water management projects under s. 281.66, to provide  
17 municipal flood control and riparian restoration cost-sharing grants under s.  
18 281.665, and to make the grant under 2007 Wisconsin Act 20, section 9135 (1i). The  
19 state may contract public debt in an amount not to exceed ~~\$35,900,000~~ \$41,900,000  
20 for this purpose. Of this amount, \$500,000 is allocated in fiscal biennium 2001–03  
21 for dam rehabilitation grants under s. 31.387.

22 **SECTION 483.** 20.866 (2) (ti) of the statutes is amended to read:

23 20.866 (2) (ti) *Natural resources; contaminated sediment removal.* From the  
24 capital improvement fund, a sum sufficient for the department of natural resources

1 to fund removal of contaminated sediment under s. 281.87. The state may contract  
2 public debt in an amount not to exceed ~~\$22,000,000~~ \$27,000,000 for this purpose.

3 **SECTION 785m.** 20.866 (2) (tk) of the statutes is amended to read:

4 20.866 (2) (tk) *Natural resources; environmental segregated fund supported*  
5 *administrative facilities.* From the capital improvement fund, a sum sufficient for  
6 the department of natural resources to acquire, construct, develop, enlarge or  
7 improve natural resource administrative office, laboratory, equipment storage and  
8 maintenance facilities. The state may contract public debt in an amount not to  
9 exceed ~~\$10,842,500~~ \$11,535,200 for this purpose.

10 **SECTION 785p.** 20.866 (2) (tu) of the statutes is amended to read:

11 20.866 (2) (tu) *Natural resources; segregated revenue supported facilities.* From  
12 the capital improvement fund, a sum sufficient for the department of natural  
13 resources to acquire, construct, develop, enlarge or improve natural resource  
14 administrative office, laboratory, equipment storage or maintenance facilities and to  
15 acquire, construct, develop, enlarge or improve state recreation facilities and state  
16 fish hatcheries. The state may contract public debt in an amount not to exceed  
17 ~~\$80,754,000~~ \$90,100,500 for this purpose.

18 **SECTION 484.** 20.866 (2) (tx) of the statutes is amended to read:

19 20.866 (2) (tx) *Natural resources; dam safety projects.* From the capital  
20 improvement fund, a sum sufficient for the department of natural resources to  
21 provide financial assistance to counties, cities, villages, towns and public inland lake  
22 protection and rehabilitation districts for dam safety projects under s. 31.385. The  
23 state may contract public debt in an amount not to exceed ~~\$9,500,000~~ \$13,500,000  
24 for this purpose.

25 **SECTION 485.** 20.866 (2) (uq) of the statutes is repealed.

1           **SECTION 486.** 20.866 (2) (ur) of the statutes is amended to read:

2           20.866 (2) (ur) *Transportation; accelerated highway improvements.* From the  
3 capital improvement fund, a sum sufficient to acquire, construct, develop, enlarge,  
4 or improve state highway facilities as provided by ss. 84.06 and 84.09. The state may  
5 contract public debt in an amount not to exceed \$185,000,000 for this purpose. This  
6 paragraph does not apply with respect to any southeast Wisconsin freeway  
7 ~~rehabilitation projects under s. 84.014~~ megaproject under s. 84.0145.

8           **SECTION 487.** 20.866 (2) (uu) of the statutes is amended to read:

9           20.866 (2) (uu) *Transportation; highway projects.* From the capital  
10 improvement fund, a sum sufficient for the department of transportation to acquire,  
11 construct, reconstruct, improve, or develop highway projects under ss. 84.06 and  
12 84.09. The state may contract public debt in an amount not to exceed \$41,000,000 for  
13 this purpose. This paragraph does not apply with respect to any southeast Wisconsin  
14 ~~freeway rehabilitation projects under s. 84.014~~ megaproject under s. 84.0145.

15           **SECTION 488.** 20.866 (2) (uup) of the statutes is amended to read:

16           20.866 (2) (uup) *Transportation; Marquette interchange, zoo interchange,*  
17 *southeast megaprojects, and I 94 north–south corridor reconstruction projects.* From  
18 the capital improvement fund, a sum sufficient for the department of transportation  
19 to fund the Marquette interchange reconstruction project under s. 84.014, as  
20 provided under s. 84.555, ~~and~~ the reconstruction of the I 94 north–south corridor and  
21 the zoo interchange, as provided under s. 84.555 (1m), and southeast Wisconsin  
22 freeway megaprojects under s. 84.0145, as provided under s. 84.555 (1m). The state  
23 may contract public debt in an amount not to exceed ~~\$553,550,000~~ \$704,750,000 for  
24 these purposes.

25           **SECTION 489.** 20.866 (2) (uur) of the statutes is amended to read:

1           20.866 (2) (uur) *Transportation; state highway rehabilitation projects.* From  
2 the capital improvement fund, a sum sufficient for the department of transportation  
3 to fund state highway rehabilitation projects, as provided under s. 84.95. The state  
4 may contract public debt in an amount not to exceed \$250,000,000 for this purpose.  
5 In addition, the state may contract public debt in an amount not to exceed \$50 million  
6 for this purpose. In addition, the state may contract public debt in an amount not  
7 to exceed \$204,712,200 for this purpose. In addition, the state may contract public  
8 debt in an amount not to exceed \$115,351,500 for this purpose.

9           **SECTION 490.** 20.866 (2) (uus) of the statutes is amended to read:

10           20.866 (2) (uus) *Transportation; major highway projects.* From the capital  
11 improvement fund, a sum sufficient for the department of transportation to fund  
12 major highway projects, as provided under s. 84.56. The state may contract public  
13 debt in an amount not to exceed \$50,000,000 \$100,000,000 for these purposes.

14           **SECTION 491.** 20.866 (2) (uut) of the statutes is amended to read:

15           20.866 (2) (uut) *Transportation; state highway rehabilitation, certain projects.*  
16 From the capital improvement fund, a sum sufficient for the department of  
17 transportation to fund state highway rehabilitation projects, as provided under s.  
18 84.57. The state may contract public debt in an amount not to exceed \$60,000,000  
19 \$141,000,000 for this purpose.

20           **SECTION 492.** 20.866 (2) (uv) of the statutes is amended to read:

21           20.866 (2) (uv) *Transportation, harbor improvements.* From the capital  
22 improvement fund, a sum sufficient for the department of transportation to provide  
23 grants for harbor improvements. The state may contract public debt in an amount  
24 not to exceed \$66,100,000 \$76,800,000 for this purpose.

25           **SECTION 493.** 20.866 (2) (uw) of the statutes is amended to read:

1           20.866 (2) (uw) *Transportation; rail acquisitions and improvements.* From the  
2 capital improvement fund, a sum sufficient for the department of transportation to  
3 acquire railroad property under ss. 85.08 (2) (L) and 85.09; and to provide grants and  
4 loans for rail property acquisitions and improvements under s. 85.08 (4m) (c) and (d).  
5 The state may contract public debt in an amount not to exceed ~~\$126,500,000~~  
6 \$156,500,000 for these purposes.

7           **SECTION 795m.** 20.866 (2) (ux) of the statutes is amended to read:

8           20.866 (2) (ux) *Corrections; correctional facilities.* From the capital  
9 improvement fund, a sum sufficient for the department of corrections to acquire,  
10 construct, develop, enlarge or improve adult and juvenile correctional facilities. The  
11 state may contract public debt in an amount not to exceed ~~\$819,800,800~~  
12 \$840,602,600 for this purpose.

13           **SECTION 795p.** 20.866 (2) (uy) of the statutes is amended to read:

14           20.866 (2) (uy) *Corrections; self-amortizing facilities and equipment.* From the  
15 capital improvement fund, a sum sufficient for the department of corrections to  
16 acquire, develop, enlarge or improve facilities and equipment used in prison  
17 industries. The state may contract public debt in an amount not to exceed  
18 ~~\$12,779,900~~ \$7,337,000 for this purpose.

19           **SECTION 795s.** 20.866 (2) (v) of the statutes is amended to read:

20           20.866 (2) (v) *Health services; mental health and secure treatment facilities.*  
21 From the capital improvement fund, a sum sufficient for the department of health  
22 services to acquire, construct, develop, enlarge or extend mental health and secure  
23 treatment facilities. The state may contract public debt in an amount not to exceed  
24 ~~\$170,950,100~~ \$174,395,800 for this purpose.

25           **SECTION 494.** 20.866 (2) (we) of the statutes is amended to read:

1           20.866 (2) (we) *Agriculture; soil and water*: From the capital improvement  
2 fund, a sum sufficient for the department of agriculture, trade and consumer  
3 protection to provide for soil and water resource management under s. 92.14. The  
4 state may contract public debt in an amount not to exceed ~~\$40,075,000~~ \$47,075,000  
5 for this purpose.

6           **SECTION 495.** 20.866 (2) (wg) of the statutes is repealed.

7           **SECTION 797m.** 20.866 (2) (ws) of the statutes is amended to read:

8           20.866 (2) (ws) *Administration; energy conservation projects; capital*  
9 *improvement fund*. From the capital improvement fund, a sum sufficient for the  
10 department of administration to provide funding to agencies, as defined in s. 16.70  
11 (1e), for energy conservation construction projects at state facilities under the  
12 jurisdiction of the agencies pursuant to s. 16.847 (2). The state may contract public  
13 debt in an amount not exceeding ~~\$80,000,000~~ \$180,000,000 for this purpose.

14           **SECTION 496.** 20.866 (2) (xg) of the statutes is created to read:

15           20.866 (2) (xg) *Building commission; refunding tax-supported and*  
16 *self-amortizing general obligation debt before July 1, 2013*. From the capital  
17 improvement fund, a sum sufficient to refund the whole or any part of any unpaid  
18 indebtedness used to finance tax-supported or self-amortizing facilities. The state  
19 may contract public debt in an amount not to exceed \$264,200,000 for this purpose.  
20 Such indebtedness shall be construed to include any premium and interest payable  
21 with respect thereto. Debt incurred by this paragraph shall be incurred before July  
22 1, 2013, and shall be repaid under the appropriations providing for the retirement  
23 of public debt incurred for tax-supported and self-amortizing facilities in  
24 proportional amounts to the purposes for which the debt was refinanced.

25           **SECTION 798g.** 20.866 (2) (y) of the statutes is amended to read:

1           20.866 (2) (y) *Building commission; housing state departments and agencies.*  
2           From the capital improvement fund, a sum sufficient to the building commission for  
3           the purpose of housing state departments and agencies. The state may contract  
4           public debt in an amount not to exceed ~~\$604,526,500~~ \$623,237,800 for this purpose.

5           **SECTION 798i.** 20.866 (2) (z) (intro.) of the statutes is amended to read:

6           20.866 (2) (z) *Building commission; other public purposes.* (intro.) From the  
7           capital improvement fund, a sum sufficient to the building commission for relocation  
8           assistance and capital improvements for other public purposes authorized by law but  
9           not otherwise specified in this chapter. The state may contract public debt in an  
10          amount not to exceed ~~\$2,104,751,000~~ \$2,300,171,700 for this purpose. Of this  
11          amount:

12          **SECTION 798k.** 20.866 (2) (zbd) of the statutes is created to read:

13          20.866 (2) (zbd) *Lac du Flambeau Indian Tribal Cultural Center.* From the  
14          capital improvement fund, a sum sufficient for the building commission to provide  
15          a grant to the Lac du Flambeau Band of Lake Superior Chippewa for construction  
16          of the facility described in s. 13.48 (40m). The state may contract public debt in an  
17          amount not to exceed \$250,000 for this purpose.

18          **SECTION 798m.** 20.866 (2) (zbm) of the statutes is amended to read:

19          20.866 (2) (zbm) *Marquette University; dental clinic and education facility.*  
20          From the capital improvement fund, a sum sufficient to provide a grant to Marquette  
21          University to aid in the construction of a dental clinic and education facility. The  
22          state may contract public debt in an amount not to exceed ~~\$15,000,000~~ \$23,000,000  
23          for this purpose.

24          **SECTION 798n.** 20.866 (2) (zd) of the statutes is amended to read:

1           20.866 (2) (zd) *Educational communications board; educational*  
2 *communications facilities.* From the capital improvement fund, a sum sufficient for  
3 the educational communications board to acquire, construct, develop, enlarge or  
4 improve educational communications facilities. The state may contract public debt  
5 in an amount not to exceed \$16,658,100 for this purpose before July 1, 2003, and an  
6 amount not to exceed ~~\$23,981,500~~ \$24,503,200 for this purpose on and after July 1,  
7 2003.

8           **SECTION 798p.** 20.866 (2) (zg) of the statutes is amended to read:

9           20.866 (2) (zg) *Historical society; museum facility.* From the capital  
10 improvement fund, a sum sufficient for the historical society to acquire and remodel  
11 a museum facility. The state may contract public debt in an amount not to exceed  
12 ~~\$4,384,400~~ \$14,384,400 for this purpose.

13           **SECTION 798q.** 20.866 (2) (zgh) of the statutes is amended to read:

14           20.866 (2) (zgh) *Historical society; Wisconsin history center.* From the capital  
15 improvement fund, a sum sufficient for the historical society to construct a Wisconsin  
16 history center. The state may contract public debt in an amount not to exceed  
17 ~~\$30,000,000~~ \$20,000,000 for this purpose.

18           **SECTION 798r.** 20.866 (2) (zh) of the statutes is amended to read:

19           20.866 (2) (zh) *Public instruction; state school, state center and library*  
20 *facilities.* From the capital improvement fund, a sum sufficient for the department  
21 of public instruction to acquire, construct, develop, enlarge or improve institutional  
22 facilities for individuals with hearing impairments and individuals with visual  
23 impairments and reference and loan library facilities. The state may contract public  
24 debt in an amount not to exceed ~~\$7,367,700~~ \$12,350,600 for this purpose.

25           **SECTION 798t.** 20.866 (2) (zj) of the statutes is amended to read:



1           20.866 (2) (zj) *Military affairs; armories and military facilities.* From the  
2 capital improvement fund, a sum sufficient for the department of military affairs to  
3 acquire, construct, develop, enlarge, or improve armories and other military  
4 facilities. The state may contract public debt in an amount not to exceed \$51,415,300  
5 \$42,667,900 for this purpose.

6           **SECTION 798v.** 20.866 (2) (zp) of the statutes is amended to read:

7           20.866 (2) (zp) *Veterans affairs; self-amortizing facilities.* From the capital  
8 improvement fund, a sum sufficient for the department of veterans affairs to acquire,  
9 construct, develop, enlarge or improve facilities at state veterans homes. The state  
10 may contract public debt in an amount not to exceed ~~\$38,370,100~~ \$43,840,800 for this  
11 purpose.

12           **SECTION 798w.** 20.866 (2) (zz) of the statutes is amended to read:

13           20.866 (2) (zz) *State fair park board; self-amortizing facilities.* From the  
14 capital improvement fund, a sum sufficient to the state fair park board to acquire,  
15 construct, develop, enlarge, or improve facilities at the state fair park in West Allis.  
16 The state may contract public debt not to exceed ~~\$52,987,100~~ \$53,437,100 for this  
17 purpose.

18           **SECTION 798y.** 20.867 (3) (bj) of the statutes is created to read:

19           20.867 (3) (bj) *Principal repayment, interest and rebates; Lac du Flambeau*  
20 *Indian Tribal Cultural Center.* A sum sufficient to reimburse s. 20.866 (1) (u) for the  
21 payment of principal and interest costs incurred in financing the construction of a  
22 tribal cultural center for the Lac du Flambeau Band of Lake Superior Chippewa, as  
23 described in s. 13.48 (40m), to make the payments determined by the building  
24 commission under s. 13.488 (1) (m) that are attributable to the proceeds of

1 obligations incurred in financing the project, and to make payments under an  
2 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

3 **SECTION 798zb.** 20.867 (3) (bk) of the statutes is created to read:

4 20.867 (3) (bk) *Principal repayment, interest and rebates; National Soldiers*  
5 *Home Historic District.* A sum sufficient to reimburse s. 20.866 (1) (u) for the  
6 payment of principal and interest costs incurred in financing the construction or  
7 restoration of veterans facilities at the National Soldiers Home Historic District in  
8 Milwaukee, as described in s. 13.48 (40p), to make the payments determined by the  
9 building commission under s. 13.488 (1) (m) that are attributable to the proceeds of  
10 obligations incurred in financing the project, and to make payments under an  
11 agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

12 **SECTION 497.** 20.867 (3) (c) of the statutes is repealed.

13 **SECTION 799g.** 20.867 (3) (h) of the statutes is amended to read:

14 20.867 (3) (h) *Principal repayment, interest, and rebates.* A sum sufficient to  
15 guarantee full payment of principal and interest costs for self–amortizing or  
16 partially self–amortizing facilities enumerated under ss. 20.190 (1) (j), 20.245 (1) (j),  
17 20.285 (1) (~~im~~), (je), (~~jq~~), (~~kd~~), (~~km~~), and (~~ko~~), and (xs), 20.370 (7) (eq), 20.485 (1) (go),  
18 and 20.867 (3) (kd) if moneys available in those appropriations are insufficient to  
19 make full payment, to make full payment of the amounts determined by the building  
20 commission under s. 13.488 (1) (m) if the appropriation under s. 20.190 (1) (j), 20.245  
21 (1) (j), 20.285 (1) (~~im~~), (je), (~~jq~~), (~~kd~~), (~~km~~), or (~~ko~~), and (xs), 20.485 (1) (g), or 20.867  
22 (3) (kd) is insufficient to make full payment of those amounts, and to make payments  
23 under an agreement or ancillary arrangement entered into under s. 18.06 (8) (a). All  
24 amounts advanced under the authority of this paragraph shall be repaid to the  
25 general fund whenever the balance of the appropriation for which the advance was

1 made is sufficient to meet any portion of the amount advanced. The department of  
2 administration may take whatever action is deemed necessary including the making  
3 of transfers from program revenue appropriations and corresponding appropriations  
4 from program receipts in segregated funds and including actions to enforce  
5 contractual obligations that will result in additional program revenue for the state,  
6 to ensure recovery of the amounts advanced.

7 **SECTION 799r.** 20.867 (3) (k) of the statutes is amended to read:

8 20.867 (3) (k) *Interest rebates on obligation proceeds; program revenues.* All  
9 moneys transferred from the appropriations under pars. (g) and (i) and ss. 20.190 (1)  
10 (j), 20.245 (1) (j), 20.285 (1) ~~(kd)~~ (xs), 20.410 (1) (ko) and 20.505 (5) (g) and (kc) to make  
11 the payments determined by the building commission under s. 13.488 (1) (m) on the  
12 proceeds of obligations specified in those paragraphs.

13 **SECTION 498.** 20.916 (3) of the statutes is amended to read:

14 20.916 (3) FURNISHING OF GROUP TRANSPORTATION TO PLACE OF WORK. The  
15 department of health services, the department of corrections, and the department of  
16 natural resources may, with the approval of the governor and the department of  
17 administration, provide group transportation, in the absence of convenient and  
18 public scheduled transportation, for employees to and from the Mendota and  
19 Winnebago mental health institutes and the centers for the developmentally  
20 disabled in the case of employees of the department of health services, to ~~the Ethan~~  
21 ~~Allen School~~, the Taycheedah Correctional Institution, and the Fox Lake  
22 Correctional Institution in the case of employees of the department of corrections,  
23 and to and from its temporary branch offices located at the Nevin Fish Hatchery  
24 grounds in the case of employees of the department of natural resources. Any

1 employee, if injured while being so transported, shall be considered to have been in  
2 the course of his or her employment.

3 **SECTION 804m.** 20.916 (10) of the statutes is created to read:

4 20.916 (10) APPLICABILITY. This section shall not apply to officers or employees  
5 of the Board of Regents of the University of Wisconsin System.

6 **SECTION 499.** 20.923 (4) (intro.) of the statutes is amended to read:

7 20.923 (4) STATE AGENCY POSITIONS. (intro.) State agency heads, the  
8 administrator of the division of merit recruitment and selection in the office of state  
9 employment relations and commission chairpersons and members shall be identified  
10 and limited in number in accordance with the standardized nomenclature contained  
11 in this subsection, and shall be assigned to the executive salary groups listed in pars.  
12 (a) to (h). Except for positions specified in ~~par.~~ pars. (c) 3m. and (g) 1e. and sub. (12),  
13 all unclassified division administrator positions enumerated under s. 230.08 (2) (e)  
14 shall be assigned, when approved by the joint committee on employment relations,  
15 by the director of the office of state employment relations to one of 10 executive salary  
16 groups. The joint committee on employment relations, by majority vote of the full  
17 committee, may amend recommendations for initial position assignments and  
18 changes in assignments to the executive salary groups submitted by the director of  
19 the office of state employment relations. All division administrator assignments and  
20 amendments to assignments of administrator positions approved by the committee  
21 shall become part of the compensation plan. Whenever a new unclassified division  
22 administrator position is created, the appointing authority may set the salary for the  
23 position until the joint committee on employment relations approves assignment of  
24 the position to an executive salary group. If the committee approves assignment of  
25 the position to an executive salary group having a salary range minimum or

1 maximum inconsistent with the salary paid to the incumbent at the time of such  
2 approval, the incumbent's salary shall be adjusted by the appointing authority to  
3 conform with the committee's action, effective on the date of that action. Positions  
4 are assigned as follows:

5 **SECTION 500.** 20.923 (4) (b) 6. of the statutes is amended to read:

6 20.923 (4) (b) 6. ~~Earned release review~~ Parole commission: chairperson.

7 **SECTION 501.** 20.923 (4) (c) 2. of the statutes is created to read:

8 20.923 (4) (c) 2. Administration, department of; office of business development:  
9 director.

10 **SECTION 502.** 20.923 (4) (f) 8m. of the statutes is amended to read:

11 20.923 (4) (f) 8m. ~~Regulation and licensing~~ Safety and professional services,  
12 department of: secretary.

13 **SECTION 503.** 20.923 (4) (g) 1e. of the statutes is created to read:

14 20.923 (4) (g) 1e. Administration, department of; division of enterprise  
15 technology: administrator.

16 **SECTION 809g.** 20.923 (4g) of the statutes is repealed.

17 **SECTION 809r.** 20.923 (5) of the statutes is repealed.

18 **SECTION 504.** 20.923 (6) (am) of the statutes is amended to read:

19 20.923 (6) (am) Each elective executive officer, except the secretary of state and  
20 the state treasurer: a stenographer.

21 **SECTION 812m.** 20.923 (6) (bm) of the statutes is amended to read:

22 20.923 (6) (bm) Investment board: all positions ~~except blue collar and clerical~~  
23 ~~positions~~.

24 **SECTION 813g.** 20.923 (6) (Lm) of the statutes is created to read:

1           20.923 (6) (Lm) University of Wisconsin–Madison, chancellor: all positions  
2 assigned to the University of Wisconsin–Madison, other than chancellor of the  
3 University of Wisconsin–Madison.

4           **SECTION 813r.** 20.923 (6) (m) of the statutes is amended to read:

5           20.923 (6) (m) University of Wisconsin System: ~~deans, principals, professors,~~  
6 ~~instructors, research assistants, librarians and other teachers, as defined in s. 40.02~~  
7 ~~(55), the staff of the environmental education board, and instructional staff~~  
8 ~~employed by the board of regents of the University of Wisconsin System who provide~~  
9 ~~services for a charter school established by contract under s. 118.40 (2r) (cm) all~~  
10 ~~positions, including the chancellor of the University of Wisconsin–Madison, but not~~  
11 ~~including any other position assigned to the University of Wisconsin–Madison.~~

12           **SECTION 505.** 20.923 (8) of the statutes is amended to read:

13           20.923 (8) DEPUTIES. Salaries for deputies appointed pursuant to ss. 13.94 (3)  
14 (b), 15.04 (2) and 551.601 (1) shall be set by the appointing authority. The salary shall  
15 not exceed the maximum of the salary range one range below the salary range of the  
16 executive salary group to which the department or agency head is assigned. The  
17 positions of assistant secretary of state, assistant state treasurer and associate  
18 director of the historical society shall be treated as unclassified deputies for pay  
19 purposes under this subsection. The salary of the deputy director of the office of  
20 business development in the department of administration is assigned to executive  
21 salary group 2.

22           **SECTION 506.** 20.923 (12) (title) of the statutes is amended to read:

23           20.923 (12) (title) ~~OTHER DEPARTMENT OF REGULATION AND LICENSING~~ SAFETY AND  
24 PROFESSIONAL SERVICES POSITIONS.

25           **SECTION 815b.** 20.923 (14) (b) of the statutes is repealed.

1           **SECTION 815d.** 20.923 (15) (b) of the statutes is amended to read:

2           20.923 **(15)** (b) Except for the positions identified in subs. ~~(4g), (5), and sub.~~ (7)  
3 (b), the pay of any incumbent whose salary is subject to a limitation under this  
4 section may not equal or exceed that amount paid the governor.

5           **SECTION 815f.** 20.923 (16) of the statutes is amended to read:

6           20.923 **(16)** OVERTIME AND COMPENSATORY TIME EXCLUSION. The salary paid to  
7 any person whose position is included under subs. (2), (4), ~~(4g), (5),~~ (7), and (8) to (12)  
8 is deemed to compensate that person for all work hours. No overtime compensation  
9 may be paid, and no compensatory time under s. 103.025 may be provided, to any  
10 such person for hours worked in any workweek in excess of the standard basis of  
11 employment as specified in s. 230.35 (5) (a).

12           **SECTION 815g.** 20.924 (1) (a) of the statutes is amended to read:

13           20.924 **(1)** (a) Shall authorize the design and construction of any building,  
14 structure or facility costing in excess of \$500,000 \$760,000 regardless of funding  
15 source, only if that project is enumerated in the authorized state building program.

16           **SECTION 815h.** 20.924 (1) (b) of the statutes is amended to read:

17           20.924 **(1)** (b) Shall authorize the acquisition of land, or the repair, remodeling  
18 or improvement to any existing building, structure or facility costing in excess of  
19 \$500,000 \$760,000, regardless of funding source, only if that project is enumerated  
20 in the authorized state building program. This paragraph does not apply to the  
21 acquisition of land by the building commission in the city of Madison within a block  
22 number specified in s. 13.48 (18). This paragraph does not apply to projects  
23 authorized under s. 16.858.

24           **SECTION 815i.** 20.924 (1) (b) of the statutes, as affected by 1997 Wisconsin Acts  
25 5 and 27, is amended to read:

1           20.924 (1) (b) Shall authorize the acquisition of land, or the repair, remodeling  
2 or improvement to any existing building, structure or facility costing in excess of  
3 \$500,000 \$760,000, regardless of funding source, only if that project is enumerated  
4 in the authorized state building program. This paragraph does not apply to projects  
5 authorized under s. 16.858.

6           **SECTION 817m.** 20.927 (1m) of the statutes is amended to read:

7           20.927 (1m) Except as provided under subs. (2) and (3), no funds of this state  
8 or of any county, city, village, town or long-term care district under s. 46.2895 or of  
9 any subdivision or agency of this state, including an authority created in ch. 233, or  
10 of any subdivision or agency of any county, city, village or town and no federal funds  
11 passing through the state treasury shall be authorized for or paid to a physician or  
12 surgeon or a hospital, clinic or other medical facility for the performance of an  
13 abortion.

14           **SECTION 822d.** 23.0912 (title) of the statutes is repealed and recreated to read:

15           **23.0912** (title) **Land management, maintenance, and improvement**  
16 **activities.**

17           **SECTION 822g.** 23.0912 (1) of the statutes is renumbered 23.0912 (1g) and  
18 amended to read:

19           23.0912 (1g) The department may contract with nonprofit conservation  
20 organizations, ~~as defined in s. 23.0955 (1), and with private companies~~ and other 3rd  
21 parties to perform land management, maintenance, and improvement activities on  
22 department land, ~~as defined in s. 23.0917 (1) (c).~~

23           **SECTION 822j.** 23.0912 (1b) of the statutes is created to read:

24           23.0912 (1b) In this section:

25           (a) “Department land” has the meaning given in s. 23.0917 (1) (c).



1 (b) “Nonprofit conservation organization” has the meaning given in s. 23.0955  
2 (1).

3 **SECTION 822m.** 23.0912 (1m) of the statutes is created to read:

4 23.0912 (1m) The department may receive gifts, grants, and bequests of  
5 money, materials, or services from nonprofit conservation organizations and other  
6 donors for the performance of land management, maintenance, and improvement  
7 activities on department land.

8 **SECTION 822p.** 23.0912 (1r) of the statutes is created to read:

9 23.0912 (1r) The department may acknowledge the performance of activities  
10 pursuant to contracts under sub. (1g) and the receipt of moneys, materials, and  
11 services under sub. (1m) by the use of signs or by bulletins, pamphlets, or other  
12 communications that are published or electronically transmitted by the department.

13 **SECTION 822s.** 23.0912 (2) of the statutes is amended to read:

14 23.0912 (2) The department shall prepare, for the joint committee on finance,  
15 an annual report concerning any contracts into which the department enters under  
16 sub. (1) (1g) during each fiscal year. For each contract entered, the report shall  
17 include information concerning the cost of the contract, the activities performed  
18 under the contract, and an assessment of the cost–effectiveness of the contract. The  
19 department shall submit the report to the committee no later than November 15 for  
20 the preceding fiscal year, and shall submit the first report no later than November  
21 15, 2008.

22 **SECTION 822t.** 23.0913 of the statutes is created to read:

23 **23.0913 Report on land acquisitions. (1)** In this section, “land” has the  
24 meaning given in s. 23.0917 (1) (d).

1           **(2)** On or before November 15 of each odd-numbered year, the department of  
2 natural resources shall submit to the joint committee on finance and to the chief clerk  
3 of each house of the legislature for distribution to the appropriate standing  
4 committees under s. 13.172 (3) a report regarding the total number of acres of land  
5 that the department plans to acquire for any of the the purposes specified in s. 23.09  
6 (2) (d).

7           **SECTION 822u.** 23.0915 (2c) (b) of the statutes is amended to read:

8           23.0915 **(2c)** (b) If the amount of moneys available for expenditure for a purpose  
9 under sub. (1) (a) to (n) on July 1, 2000, is greater than zero, the department may  
10 expend for that purpose any portion of or all of the moneys available for expenditure  
11 in one or more subsequent fiscal years, subject to par. (d).

12           **SECTION 822v.** 23.0915 (2c) (c) of the statutes is amended to read:

13           23.0915 **(2c)** (c) If the amount of moneys available for expenditure for a purpose  
14 under sub. (1) (a) to (k) is not sufficient for a given project or activity and if the project  
15 or activity is uniquely valuable in conserving the natural resources of the state, the  
16 department may expend for that project or activity moneys that are designated for  
17 any of the purposes under sub. (1) (a) to (k) in one or more subsequent years, subject  
18 to par. (d).

19           **SECTION 822w.** 23.0915 (2c) (d) of the statutes is created to read:

20           23.0915 **(2c)** (d) No moneys may be committed for expenditure from the  
21 appropriation under s. 20.866 (2) (tz) after June 30, 2020.

22           **SECTION 507.** 23.0916 (2) (a) of the statutes is amended to read:

23           23.0916 **(2)** (a) Earlier acquisitions. Except as provided in par. (b) and sub. (4),  
24 any person receiving a stewardship grant on or after October 27, 2007, and before the  
25 effective date of this paragraph .... [LRB inserts date], that will be used to acquire

1 land in fee simple or to acquire an easement on former managed forest land shall  
2 permit public access to the land for nature–based outdoor activities.

3 **SECTION 508.** 23.0916 (2) (am) of the statutes is created to read:

4 23.0916 (2) (am) *Later acquisitions.* Except as provided in par. (b) or (c) and  
5 sub. (4), any person receiving a stewardship grant on or after the effective date of this  
6 paragraph .... [LRB inserts date], that will be used to acquire land in fee simple or  
7 to acquire an easement on former managed forest land shall permit public access to  
8 the land for nature–based outdoor activities.

9 **SECTION 509.** 23.0916 (2) (b) (intro.) of the statutes is amended to read:

10 23.0916 (2) (b) *Authority to prohibit access; earlier acquisitions; trails.* (intro.)  
11 The Except as provided in par. (c), the person receiving the a stewardship grant  
12 subject to par. (a) or (am) may prohibit public access for one or more nature–based  
13 outdoor activities, only if the natural resources board determines that it is necessary  
14 to do so in order to do any of the following:

15 **SECTION 510.** 23.0916 (2) (c) of the statutes is created to read:

16 23.0916 (2) (c) *Authority to prohibit access; later acquisitions.* For acquisitions  
17 of land or easements that are not for state trails or the ice age trail the person  
18 receiving a stewardship grant subject to par. (am) may prohibit public access for one  
19 or more nature–based outdoor activities only if the natural resources board  
20 determines that it is necessary to do so in order to do any of the following:

- 21 1. Protect public safety.
- 22 2. Protect a unique animal or plant community.

23 **SECTION 511.** 23.0916 (3) (a) (title) of the statutes is created to read:

24 23.0916 (3) (a) (title) *All acquisitions.*

1           **SECTION 512.** 23.0916 (3) (b) (intro.), 1., 2. and 3. of the statutes are  
2 consolidated, renumbered 23.0916 (3) (b) and amended to read:

3           23.0916 **(3)** (b) *Authority to prohibit access; earlier acquisitions; trails.* The  
4 department may prohibit public access on land or an easement subject to par. (a) for  
5 one or more nature-based outdoor activities if the natural resources board  
6 determines that it is necessary to do so ~~in order to do any of the following:~~ 1. ~~Protect~~  
7 ~~protect~~ public safety. 2. ~~Protect, protect~~ a unique animal or plant community. 3.  
8 ~~Accommodate, or accommodate~~ usership patterns, as defined by rule by the  
9 department. This paragraph applies to all acquisitions of land in fee simple and  
10 easements on former managed forest land that occur on former managed forest land  
11 before the effective date of this paragraph .... [LRB inserts date], and to the  
12 acquisition of easements on former managed forest land for state trails and the ice  
13 age trail that occur on or after the effective date of this paragraph .... [LRB inserts  
14 date].

15           **SECTION 513.** 23.0916 (3) (c) of the statutes is created to read:

16           23.0916 **(3)** (c) *Authority to prohibit access; later acquisitions.* The department  
17 may prohibit public access on land or an easement subject to par. (a) for one or more  
18 nature-based outdoor activities only if the natural resources board determines that  
19 it is necessary to do so to protect public safety or to protect a unique animal or plant  
20 community. This paragraph applies to acquisitions of land in fee simple and  
21 easements on former managed forest land for purposes other than for state trails and  
22 the ice age trail that occur on or after the effective date of this paragraph .... [LRB  
23 inserts date].

24           **SECTION 514.** 23.0916 (4) of the statutes is amended to read:

1           23.0916 (4) FISH AND GAME REFUGES. The department or an owner of land that  
2           is in a fish or game refuge and that is subject to sub. (2) (a) or (am) or (3) (a) may  
3           prohibit hunting, fishing, or trapping, or any combination thereof.

4           **SECTION 515.** 23.0916 (5) (a) of the statutes is amended to read:

5           23.0916 (5) (a) Provisions relating to public access for nature–based outdoor  
6           activities for all lands other than those subject to sub. (2) (a) or (am) or (3) (a) that  
7           are acquired in whole or in part with funding from the stewardship programs under  
8           ss. 23.0915 and 23.0917.

9           **SECTION 516.** 23.0916 (5) (b) of the statutes is amended to read:

10          23.0916 (5) (b) A process for the review of determinations made under subs. (2)  
11          (b) or (c) and (3) (b) or (c).

12          **SECTION 835f.** 23.0917 (3) (dm) 3m. of the statutes is amended to read:

13          23.0917 (3) (dm) 3m. For fiscal years 2008–09 and 2009–10, \$42,500,000 for  
14          each fiscal year.

15          **SECTION 835j.** 23.0917 (3) (dm) 4. of the statutes is amended to read:

16          23.0917 (3) (dm) 4. ~~For each fiscal year beginning with fiscal year 2010–11 and~~  
17          ~~ending with fiscal year 2019–20, \$62,000,000.~~

18          **SECTION 835m.** 23.0917 (3) (dm) 5. of the statutes is created to read:

19          23.0917 (3) (dm) 5. For fiscal year 2011–12, \$37,500,000.

20          **SECTION 835p.** 23.0917 (3) (dm) 6. of the statutes is created to read:

21          23.0917 (3) (dm) 6. For fiscal year 2012–13, \$36,500,000.

22          **SECTION 835s.** 23.0917 (3) (dm) 7. of the statutes is created to read:

23          23.0917 (3) (dm) 7. For each fiscal year beginning with 2013–14 and ending  
24          with fiscal year 2019–20, \$42,500,000.

25          **SECTION 836c.** 23.0917 (4) (d) 1. of the statutes is amended to read:

1           23.0917 (4) (d) 1. The department may obligate not more than \$11,500,000 in  
2           fiscal year 2000–01 and not more than \$11,500,000 in fiscal year 2001–02 under the  
3           subprogram except as provided in sub. (5). For each fiscal year beginning with  
4           2002–03 and ending with fiscal year 2009–10, the department may obligate not more  
5           than \$15,000,000 under the subprogram except as provided in sub. (5). For each  
6           ~~fiscal year beginning with fiscal year 2010–11 and ending with fiscal year 2019–20,~~  
7           the department may obligate not more than \$21,500,000 under the subprogram  
8           except as provided in sub. (5).

9           **SECTION 836f.** 23.0917 (4) (d) 1m. of the statutes is created to read:

10           23.0917 (4) (d) 1m. Except as provided in sub. (5), the department may not  
11           obligate under the subprogram more than the following amounts:

12           a. For fiscal year, 2011–12, \$20,000,000.

13           b. For fiscal year 2012–13, \$21,000,000.

14           c. For each fiscal year beginning with 2013–14 and ending with fiscal year  
15           2019–20, \$15,000,000.

16           **SECTION 836j.** 23.0917 (4) (d) 2n. of the statutes is amended to read:

17           23.0917 (4) (d) 2n. ~~Beginning with~~ For fiscal year 2010–11 ~~and ending with~~  
18           ~~fiscal year 2019–20,~~ the department may obligate not more than \$11,500,000 ~~in each~~  
19           ~~fiscal year~~ for local assistance.

20           **SECTION 836m.** 23.0917 (4) (d) 2p. of the statutes is created to read:

21           23.0917 (4) (d) 2p. Beginning with fiscal year 2011–2012 and ending with fiscal  
22           year 2019–20, the department may obligate not more than \$8,000,000 in each fiscal  
23           year for local assistance.

24           **SECTION 836p.** 23.0917 (5) (a) of the statutes is amended to read:

1           23.0917 (5) (a) If for a given fiscal year the department obligates an amount  
2 from the moneys appropriated under s. 20.866 (2) (ta) for a subprogram under sub.  
3 (3) or (4) that is less than the annual bonding authority for that subprogram for that  
4 given fiscal year, the department shall adjust the annual bonding authority for that  
5 subprogram by raising the annual bonding authority, as it may have been previously  
6 adjusted under this paragraph and par. (b), for the next fiscal year by the amount  
7 that equals the difference between the amount authorized for that subprogram and  
8 the obligated amount for that subprogram in that given fiscal year. This paragraph  
9 does not apply after fiscal year 2010–11.

10           **SECTION 836s.** 23.0917 (5g) of the statutes is created to read:

11           23.0917 (5g) UNUSED BONDING AUTHORITY. If for a given fiscal year, the  
12 department obligates an amount from the moneys appropriated under s. 20.866 (2)  
13 (ta) for a subprogram under sub. (3) or (4) that is less than the annual bonding  
14 authority under that subprogram for that given fiscal year, the department may not  
15 obligate the unobligated amount in subsequent fiscal years. This subsection applies  
16 beginning with fiscal year 2011–12 and ending with fiscal year 2019–20.

17           **SECTION 517.** 23.0917 (5t) of the statutes is created to read:

18           23.0917 (5t) LOCAL GOVERNMENTAL RESOLUTIONS. Each city, village, town, or  
19 county may adopt a nonbinding resolution that supports or opposes the proposed  
20 acquisition of land to be funded by moneys obligated from the appropriation under  
21 s. 20.866 (2) (ta) if all or a portion of the land is located in the city, village, town, or  
22 county. The department shall provide written notification of the proposed  
23 acquisition to each city, village, town, or county in which the land is located. A city,  
24 village, town, or county that adopts a resolution shall provide the department with  
25 a copy of the resolution. If the department receives the copy within 30 days after the

1 date that the city, village, town, or county received the notification of the proposed  
2 acquisition, the department shall take the resolution into consideration before  
3 approving or denying the obligation of moneys for the acquisition from the  
4 appropriation under s. 20.866 (2) (ta).

5 **SECTION 837m.** 23.0917 (6m) (a) of the statutes is amended to read:

6 23.0917 **(6m)** (a) The department may not obligate from the appropriation  
7 under s. 20.866 (2) (ta) for a given project or activity any moneys unless it first  
8 notifies the joint committee on finance in writing of the proposal. ~~The committee may~~  
9 ~~schedule a meeting to review the department's proposal only if at least 5 members~~  
10 ~~of the committee, one of whom is a cochairperson, object to the proposal in writing.~~

11 If the cochairpersons of the committee do not notify the department within 14  
12 working days after the date of the department's notification that the committee has  
13 scheduled a meeting to review the proposal, the department may obligate the  
14 moneys. If, within 14 working days after the date of the notification by the  
15 department, the cochairpersons of the committee notify the department that the  
16 committee has scheduled a meeting to review the proposal, the department may  
17 obligate the moneys only upon approval of the committee ~~unless par. (b) applies. A~~  
18 ~~proposal as submitted by the department is approved unless a majority of the~~  
19 ~~members of the committee who attend the meeting to review the proposal vote to~~  
20 ~~modify or deny the proposal.~~

21 **SECTION 837r.** 23.0917 (6m) (b) of the statutes is repealed.

22 **SECTION 837t.** 23.0917 (6m) (bg) of the statutes is repealed.

23 **SECTION 518.** 23.0917 (6m) (c) of the statutes is amended to read:



1           23.0917 **(6m)** (c) The procedures under ~~pars. par. (a) and (b)~~ apply only to an  
2 amount for a project or activity that exceeds \$750,000 \$250,000, except as provided  
3 in pars. (d) and (dm).

4           **SECTION 519.** 23.0917 (6m) (dm) (intro.) of the statutes is amended to read:

5           23.0917 **(6m)** (dm) (intro.) The procedures under ~~pars. par. (a) and (b)~~ apply to  
6 an amount for a project or activity that is less than or equal to \$750,000 \$250,000 if  
7 all of the following apply:

8           **SECTION 520.** 23.0917 (6m) (dm) 1. of the statutes is amended to read:

9           23.0917 **(6m)** (dm) 1. The project or activity is so closely related to one or more  
10 other department projects or activities for which the department has proposed to  
11 obligate or has obligated moneys under s. 20.866 (2) (ta) that the projects or  
12 activities, if combined, would constitute a larger project or activity that exceeds  
13 \$750,000 \$250,000.

14           **SECTION 840m.** 23.0917 (6m) (dm) 2. of the statutes is amended to read:

15           23.0917 **(6m)** (dm) 2. The project or activity was separated from a larger project  
16 or activity by the department primarily to avoid the procedures under ~~pars. par. (a)~~  
17 ~~and (b)~~.

18           **SECTION 840p.** 23.0917 (7) (a) of the statutes is amended to read:

19           23.0917 **(7)** (a) Except as provided in pars. (b) and (c), for purposes of  
20 calculating the acquisition costs for acquisition of land under ss. 23.09 (19), (20) and  
21 (20m), 23.092 (4), 23.094 (3g), 23.0953, 23.096, 30.24 (4) and 30.277 from the  
22 appropriation under s. 20.866 (2) (ta), the ~~acquisition costs~~ buyer's acquisition price  
23 shall equal the sum of the land's current fair market value and other acquisition costs  
24 of the buyer, as determined by rule by the department.

25           **SECTION 841b.** 23.0917 (7) (b) of the statutes is amended to read:

1           23.0917 (7) (b) For land that has been owned by the current owner for less than  
2 one year, the ~~acquisition costs~~ buyer's acquisition price of the land shall equal the  
3 sum of the land's current fair market value and other acquisition costs of the buyer,  
4 as determined by rule by the department, or the current owner's acquisition price,  
5 whichever is lower.

6           **SECTION 842b.** 23.0917 (7) (c) of the statutes is renumbered 23.0917 (7) (c)  
7 (intro.) and amended to read:

8           23.0917 (7) (c) (intro.) For land that has been owned by the current owner for  
9 one year or more but for less than 3 years, the ~~acquisition costs of the land~~ buyer's  
10 acquisition price shall equal the lower of the following:

11           2. The sum of the current owner's acquisition price and the annual adjustment  
12 increase.

13           **SECTION 843b.** 23.0917 (7) (c) 1. of the statutes is created to read:

14           23.0917 (7) (c) 1. The land's current fair market value and other acquisition  
15 costs of the buyer as determined by rule by the department.

16           **SECTION 521.** 23.0917 (7) (d) (intro.) of the statutes is amended to read:

17           23.0917 (7) (d) (intro.) For purposes of par. (c) 2., the annual adjustment  
18 increase shall be calculated by multiplying the current owner's acquisition price by  
19 5% and by then multiplying that product by one of the following numbers:

20           **SECTION 522.** 23.0917 (7) (e) 1. of the statutes is amended to read:

21           23.0917 (7) (e) 1. For any land for which moneys are proposed to be obligated  
22 from the appropriation under s. 20.866 (2) (ta) in order to provide a grant ~~or~~ state  
23 aid, or other funding to a governmental unit or nonprofit conservation organization  
24 under s. 23.09 (19), (20), or (20m), 23.092 (4), 23.094 (3g), 23.0953, 23.096, 30.24 (2),  
25 or 30.277 ~~or to a nonprofit conservation organization under s. 23.096,~~ the department

1 shall use at least 2 appraisals to determine the current fair market value of the land.  
2 The governmental unit or nonprofit conservation organization shall submit to the  
3 department one appraisal that is paid for by the governmental unit or nonprofit  
4 conservation organization. The department shall obtain its own independent  
5 appraisal. The department may also require that the governmental unit or nonprofit  
6 conservation organization submit a 3rd independent appraisal. The department  
7 shall reimburse the governmental unit or nonprofit conservation organization up to  
8 50% of the costs of the 3rd appraisal as part of the acquisition costs of the land if the  
9 land is acquired by the governmental unit or nonprofit conservation organization  
10 with moneys obligated from the appropriation under s. 20.866 (2) (ta).

11 **SECTION 523.** 23.0917 (7) (e) 2. of the statutes is amended to read:

12 23.0917 (7) (e) 2. Subdivision 1. does not apply if the current fair market value  
13 of the land is estimated by the department to be \$350,000 or less.

14 **SECTION 524.** 23.0917 (7) (f) 2. of the statutes is amended to read:

15 23.0917 (7) (f) 2. For any acquisition of any land that is funded with moneys  
16 obligated from the appropriation under s. 20.866 (2) (ta), the department, within 30  
17 days after the moneys are obligated, shall submit to the clerk and the assessor of each  
18 taxation district in which the land is located a copy of every appraisal in the  
19 department's possession that was prepared in order to determine the current fair  
20 market value of the land involved. An assessor who receives a copy of an appraisal  
21 under this subdivision shall consider the appraisal in valuing the land as provided  
22 under s. 70.32 (1).

23 **SECTION 848m.** 23.0917 (12) of the statutes is repealed and recreated to read:

24 23.0917 (12) EXPENDITURES AFTER 2020. No moneys may be obligated from the  
25 appropriation under s. 20.866 (2) (ta) after June 30, 2020.

1           **SECTION 525.** 23.15 (1) of the statutes is amended to read:

2           23.15 (1) The natural resources board may sell, at public or private sale, lands  
3 and structures owned by the state under the jurisdiction of the department of natural  
4 resources, except central or district office facilities, when the natural resources board  
5 determines that ~~said~~ the lands are no longer necessary for the state's use for  
6 conservation purposes and, if real property, the real property is not the subject of a  
7 petition under s. ~~560.9810~~ 16.310 (2).

8           **SECTION 526.** 23.167 (2) (intro.) of the statutes is amended to read:

9           23.167 (2) (intro.) The department, in consultation with the ~~department of~~  
10 ~~commerce~~ Wisconsin Economic Development Corporation, shall do all of the  
11 following for each economic development program administered by the department:

12           **SECTION 527.** 23.169 (title) of the statutes is amended to read:

13           **23.169** (title) **Economic development assistance coordination and**  
14 **reporting.**

15           **SECTION 528.** 23.169 of the statutes is renumbered 23.169 (2) and amended to  
16 read:

17           23.169 (2) Annually, no later than October 1, the department shall submit to  
18 the joint legislative audit committee and to the appropriate standing committees of  
19 the legislature under s. 13.172 (3) a comprehensive report assessing economic  
20 development programs, as defined in s. 23.167 (1), administered by the department.  
21 The report shall include all of the information required under s. ~~560.01 (2) (am)~~  
22 238.07 (2). The department shall collaborate with the ~~department of commerce~~  
23 Wisconsin Economic Development Corporation to make readily accessible to the  
24 public on an Internet-based system the information required under this section.

25           **SECTION 529.** 23.169 (1) of the statutes is created to read:

1           23.169 (1) The department shall coordinate any economic development  
2 assistance with the Wisconsin Economic Development Corporation.

3           **SECTION 861g.** 23.17 (4m) of the statutes is created to read:

4           23.17 (4m) CHIPPEWA COUNTY INTERPRETIVE CENTER DESIGNATION. The  
5 interpretive center in the Chippewa Moraine State Recreation Area in Chippewa  
6 County is designated the David R. Obey Ice Age Trail Interpretive Center.

7           **SECTION 862m.** 23.197 (15) of the statutes is created to read:

8           23.197 (15) AGRICULTURAL EASEMENTS. From the appropriation under s. 20.866  
9 (2) (ta), the department of natural resources shall provide to the department of  
10 agriculture, trade and consumer protection the amount necessary for the  
11 department of agriculture, trade and consumer protection to purchase agricultural  
12 conservation easements under s. 93.73 (7) that were preliminarily approved under  
13 s. 93.73 (5) during 2010, but the amount may not exceed \$5,200,000. For the  
14 purposes of s. 23.0917, moneys provided under this subsection from the  
15 appropriation under s. 20.866 (2) (ta) shall be treated as moneys obligated under the  
16 subprogram under s. 23.0917 (3), but the easements acquired with these moneys  
17 shall otherwise not be treated as easements that are acquired under the stewardship  
18 program under s. 23.0917.

19           **SECTION 862p.** 23.1985 of the statutes is amended to read:

20           **23.1985 Acquisition of certain public lands.** Beginning in fiscal year  
21 2006–07 and ending in fiscal year 2019–20, from the appropriation under s. 20.866  
22 (2) (ta), the department shall set aside \$2,000,000 in each fiscal year that may be  
23 obligated only to acquire land from the board of commissioners of public lands under  
24 s. 24.59 (1). ~~If the department sets aside, but does not obligate moneys in a fiscal year~~  
25 ~~under this section, the department may obligate those nonobligated moneys in a~~

1 subsequent fiscal year under this section in addition to the amounts the department  
2 is required to set aside for that subsequent fiscal year. For purposes of s. 23.0917,  
3 moneys provided from the appropriation under s. 20.866 (2) (ta) shall be treated as  
4 moneys obligated under the subprogram under s. 23.0917 (3).

5 **SECTION 530.** 23.27 (5) of the statutes is amended to read:

6 **23.27 (5) NATURAL AREAS LAND ACQUISITION; COMMITMENT UNDER THE WISCONSIN**  
7 **NATURAL AREAS HERITAGE PROGRAM.** It is the intent of the legislature to initiate  
8 additional natural areas land acquisition activities with moneys available from the  
9 appropriations under ss. 20.370 (1) (~~mg~~) (gr) and 20.866 (2) (ta), (tt) and (tz) under  
10 the Wisconsin natural areas heritage program. This commitment is separate from  
11 and in addition to the continuing commitment under sub. (4). Moneys available from  
12 the appropriations under ss. 20.370 (1) (~~mg~~) (gr) and 20.866 (2) (ta), (tt) and (tz)  
13 under the Wisconsin natural areas heritage program may not be used to acquire land  
14 through condemnation. The department may not acquire land under this subsection  
15 unless the land is suitable for dedication under the Wisconsin natural areas heritage  
16 program and upon purchase or as soon after purchase as practicable the department  
17 shall take all necessary action to dedicate the land under the Wisconsin natural  
18 areas heritage program. Except as provided in s. 23.0915 (2), the department may  
19 not expend from the appropriation under s. 20.866 (2) (tz) more than \$500,000 in  
20 each fiscal year for natural areas land acquisition activities under this subsection  
21 and for grants for this purpose under s. 23.096.

22 **SECTION 531.** 23.27 (6) of the statutes is amended to read:

23 **23.27 (6) SALE; CREDIT.** Moneys received by the state from the sale of any area  
24 on state-owned land under the department's management or control which is  
25 withdrawn from the state natural areas system shall be credited to the appropriation

1 under s. 20.370 (1) (~~mg~~) (gr). An amount equal to the value of any area on  
2 state-owned land under the department's management or control which is  
3 withdrawn from the state natural areas system but remains in state ownership shall  
4 be credited to the appropriation under s. 20.370 (1) (~~mg~~) (gr).

5 **SECTION 532.** 23.29 (2) of the statutes is amended to read:

6 **23.29 (2) CONTRIBUTIONS; STATE MATCH.** The department may accept  
7 contributions and gifts for the Wisconsin natural areas heritage program. The  
8 department shall convert donations of land which it determines, with the advice of  
9 the council, are not appropriate for the Wisconsin natural areas heritage program  
10 into cash. The department shall convert other noncash contributions into cash.  
11 These moneys shall be deposited in the general conservation fund and credited to the  
12 appropriation under s. 20.370 (1) (~~mg~~) (gr). These moneys shall be matched by an  
13 equal amount released from the appropriation under s. 20.866 (2) (ta), (tt) or (tz) or  
14 from any combination of these appropriations to be used for natural areas land  
15 acquisition activities under s. 23.27 (5). The department shall determine how the  
16 moneys being released are to be allocated from these appropriations.

17 **SECTION 533.** 24.80 of the statutes is amended to read:

18 **24.80 Normal school fund.** The lands and moneys described in s. 24.79, not  
19 being granted for any other specified purpose, accrue to the school fund under article  
20 X, section 2, of the constitution; and having been found unnecessary for the support  
21 and maintenance of common schools, are appropriated to the support and  
22 maintenance of state universities and suitable libraries and apparatus therefor, and  
23 to that end are set apart and denominated the "Normal School Fund". All lands,  
24 moneys, loans, investments and securities set apart to the normal school fund and  
25 all swamp lands and income and interest received on account of the capital of that

1 fund constitute a separate and perpetual fund. ~~Except as provided in ss. 20.255 (1)~~  
2 ~~(q) and 20.285 (1) (rm), all income and interest from the normal school fund shall be~~  
3 ~~paid into the general fund as general purpose revenue.~~ Normal school fund income,  
4 interest and revenues do not include expenses deducted from gross receipts  
5 permitted under ss. 24.04 (2), 24.53 and 24.62 (1).

6 **SECTION 866d.** 25.15 (5) of the statutes is amended to read:

7 25.15 (5) COMMISSIONS. All records of commissions paid by the board for  
8 purchases and sales of investments are open to public inspection, except those  
9 relating to investments made or considered by the board in securities of entities that  
10 are in the venture capital stage.

11 **SECTION 866e.** 25.16 (2) of the statutes is amended to read:

12 25.16 (2) ~~Subject to authorization under s. 16.505, the~~ The executive director  
13 may appoint a chief legal counsel, chief financial officer, chief risk officer and not  
14 more than 11 investment directors and shall appoint a chief investment officer and  
15 all other employees necessary to carry out the functions of the board, except that the  
16 board shall appoint the internal auditor and shall participate in the selection of the  
17 chief investment officer and investment directors and the internal auditor shall  
18 appoint his or her staff. The executive director shall appoint all employees outside  
19 the classified service, ~~except blue collar and clerical employees.~~ Neither the  
20 executive director, the internal auditor, the chief investment officer, the chief legal  
21 counsel, the chief financial officer, the chief risk officer, any investment director nor  
22 any other employee of the board shall have any financial interest, either directly or  
23 indirectly, in any firm engaged in the sale or marketing of real estate or investments  
24 of any kind, nor shall any of them render investment advice to others for  
25 remuneration.



1           **SECTION 866m.** 25.16 (7) of the statutes is amended to read:

2           25.16 (7) The executive director shall fix the compensation of all employees  
3 appointed by the executive director, ~~subject to restrictions set forth in the~~  
4 ~~compensation plan under s. 230.12 or any applicable collective bargaining~~  
5 ~~agreement in the case of employees in the classified service~~ but the board may  
6 provide for bonus compensation to employees ~~in the unclassified service.~~ All  
7 employees shall pay employee required contributions under s. 40.05 (1) (a) 1. or 2.,  
8 whichever is appropriate, and shall pay the employee share of health insurance  
9 premiums as determined under s. 40.05 (4) (ag).

10           **SECTION 866s.** 25.165 (1) of the statutes is amended to read:

11           25.165 (1) There is created in the board an internal audit subunit, under the  
12 supervision of the internal auditor. The internal auditor shall report directly to the  
13 board and, ~~subject to authorization under s. 16.505,~~ shall appoint all employees  
14 necessary to carry out the duties of the internal auditor. The internal auditor shall  
15 appoint all employees outside the classified service, ~~except blue collar and clerical~~  
16 ~~employees.~~ The internal auditor shall fix the compensation of all employees  
17 appointed by the internal auditor, ~~subject to restrictions set forth in the~~  
18 ~~compensation plan under s. 230.12 or any applicable collective bargaining~~  
19 ~~agreement in the case of employees in the classified service~~ but the board may  
20 provide for bonus compensation to employees ~~in the unclassified service.~~

21           **SECTION 866t.** 25.17 (1) (cm) of the statutes is repealed.

22           **SECTION 534.** 25.17 (1) (nm) of the statutes is amended to read:

23           25.17 (1) (nm) ~~Recycling and renewable energy~~ Economic development fund (s.  
24 25.49);

25           **SECTION 867m.** 25.17 (1) (ys) of the statutes is repealed.

1           **SECTION 535.** 25.17 (2) (f) of the statutes is amended to read:

2           25.17 **(2)** (f) Invest the moneys belonging to the college savings program trust  
3 fund, the college savings program bank deposit trust fund, and the college savings  
4 program credit union deposit trust fund in a manner consistent with the guidelines  
5 established under s. 14.64 16.641 (2) (c), unless the moneys are under the  
6 management and control of a vendor selected under s. 16.255. In making  
7 investments under this paragraph, the investment board shall accept any  
8 reasonable terms and conditions that the college savings program board specifies  
9 and is relieved of any obligations relevant to prudent investment of the fund,  
10 including the standard of responsibility under s. 25.15 (2).

11           **SECTION 868e.** 25.17 (13m) of the statutes is renumbered 25.17 (13m) (intro.)  
12 and amended to read:

13           25.17 **(13m)** (intro.) No later than 45 days after the end of each calendar  
14 quarter, submit a report to the department of administration, the cochairpersons of  
15 the joint legislative audit committee, and the cochairpersons of the joint committee  
16 on finance ~~detailing all~~ that identifies all of the following:

17           (a) All costs and expenses charged to funds during that calendar quarter. ~~The~~  
18 ~~report shall include, including~~ a breakdown of the amount and percentage of assets  
19 managed under each type of dedicated and commingled account or partnership, and  
20 the change in the amount and percentage from the prior calendar quarter.

21           **SECTION 868f.** 25.17 (13m) (b) of the statutes is created to read:

22           25.17 **(13m)** (b) All operating expenditures during that calendar quarter.

23           **SECTION 868g.** 25.17 (13m) (c) of the statutes is created to read:

24           25.17 **(13m)** (c) The number of full-time equivalent positions created or  
25 abolished by the board under s. 16.505 (2g) during that calendar quarter.

1           **SECTION 868j.** 25.17 (13r) of the statutes is created to read:

2           25.17 **(13r)** Appear before the joint committee on finance, by the board's  
3 executive director or by board personnel designated by the executive director, at the  
4 committee's first quarterly meeting under s. 13.10 in each fiscal year to provide an  
5 update, for the current fiscal year and the succeeding fiscal year, of the board's  
6 completed or projected operating budget changes, position authorization changes,  
7 assessment of the funds under management, and performance of the funds under  
8 management.

9           **SECTION 536.** 25.17 (70) (intro.) of the statutes is amended to read:

10           25.17 **(70)** (intro.) No later than December 31 of every even-numbered year,  
11 ~~after receiving a report from the department of commerce under s. 560.08 (2) (m) and~~  
12 ~~in consultation with the department of commerce,~~ submit to the governor and to the  
13 presiding officer of each house of the legislature a plan for making investments in  
14 this state. The purpose of the plan is to encourage the board to make the maximum  
15 amount of investments in this state, subject to s. 25.15 and consistent with the  
16 statutory purpose of each trust or fund managed by the board. The plan shall discuss  
17 potential investments to be made during the succeeding 5 years beginning in the  
18 year after submittal of the plan, and shall include, but not be limited to, the following:

19           **SECTION 537.** 25.17 (70) (a) of the statutes is repealed.

20           **SECTION 538.** 25.17 (70) (d) of the statutes is amended to read:

21           25.17 **(70)** (d) Comments solicited from the ~~secretary of commerce~~ chief  
22 executive officer of the Wisconsin Economic Development Corporation and received  
23 by the board on or before November 30 of the year of submittal.

24           **SECTION 871m.** 25.184 of the statutes is created to read:

1           **25.184 Confidentiality of venture capital investment information.**

2 Information relating to investments made or considered by the board in securities  
3 of entities that are in the venture capital stage are not subject to public inspection,  
4 copying, or disclosure under s. 19.35 unless the information has been publicly  
5 released by another person.

6           **SECTION 539.** 25.185 (1) (a) of the statutes is amended to read:

7           25.185 (1) (a) “Disabled veteran–owned financial adviser” means a financial  
8 adviser certified by the department of ~~commerce~~ administration under s. ~~560.0335~~  
9 16.283 (3).

10          **SECTION 540.** 25.185 (1) (b) of the statutes is amended to read:

11          25.185 (1) (b) “Disabled veteran–owned investment firm” means an  
12 investment firm certified by the department of ~~commerce~~ administration under s.  
13 ~~560.0335~~ 16.283 (3).

14          **SECTION 541.** 25.185 (1) (c) of the statutes is amended to read:

15          25.185 (1) (c) “Minority financial adviser” means a financial adviser certified  
16 by the department of ~~commerce~~ administration under s. ~~560.036~~ 16.287 (2).

17          **SECTION 542.** 25.185 (1) (d) of the statutes is amended to read:

18          25.185 (1) (d) “Minority investment firm” means an investment firm certified  
19 by the department of ~~commerce~~ administration under s. ~~560.036~~ 16.287 (2).

20          **SECTION 875e.** 25.187 (2) (a) of the statutes is amended to read:

21          25.187 (2) (a) ~~Subject to par. (c), on~~ On September 1 of each year, the investment  
22 board shall assess each fund for which the board has management responsibility for  
23 its share of the board’s operating expenditures for the current fiscal year in an  
24 equitable manner. The board shall pay the assessment from the current income of

1 each fund, unless an appropriation is made for payment of the assessment, in which  
2 case the assessment shall be paid from that appropriation account.

3 **SECTION 875m.** 25.187 (2) (b) of the statutes is created to read:

4 25.187 (2) (b) The investment board may establish the operating budget for  
5 operating expenditures and monitor the fiscal management of this operating budget.

6 **SECTION 875s.** 25.187 (2) (c) of the statutes is repealed.

7 **SECTION 543.** 25.36 (1) of the statutes is amended to read:

8 25.36 (1) Except as provided in sub. (2), all moneys appropriated or transferred  
9 by law shall constitute the veterans trust fund which shall be used for the lending  
10 of money to the mortgage loan repayment fund under s. 45.37 (5) (a) 12. and for the  
11 veterans programs under ss. 20.485 (2) (m), ~~(mn)~~, (tm), (u), ~~(v)~~, ~~(vo)~~, (vy), (w), and (z),  
12 and (zm), and (5) (mn), (v), (vo), and (zm), 45.03 (19), 45.07, 45.20, 45.21, 45.40 (1m),  
13 45.41, 45.42, 45.43, and 45.82 and administered by the department of veterans  
14 affairs, including all moneys received from the federal government for the benefit of  
15 veterans or their dependents; all moneys paid as interest on and repayment of loans  
16 under the post-war rehabilitation fund; soldiers rehabilitation fund, veterans  
17 housing funds as they existed prior to July 1, 1961; all moneys paid as interest on  
18 and repayment of loans under this fund; all moneys paid as expenses for, interest on,  
19 and repayment of veterans trust fund stabilization loans under s. 45.356, 1995 stats.;  
20 all moneys paid as expenses for, interest on, and repayment of veterans personal  
21 loans; the net proceeds from the sale of mortgaged properties related to veterans  
22 personal loans; all mortgages issued with the proceeds of the 1981 veterans home  
23 loan revenue bond issuance purchased with moneys in the veterans trust fund; all  
24 moneys received from the state investment board under s. 45.42 (8) (b); all moneys  
25 received from the veterans mortgage loan repayment fund under s. 45.37 (7) (a) and

1 (c); and all gifts of money received by the board of veterans affairs for the purposes  
2 of this fund.

3 **SECTION 544.** 25.40 (1) (a) 3. of the statutes is amended to read:

4 25.40 (1) (a) 3. Revenues collected under ss. 341.09 (2) (d), (2m) (a) 1., (4), and  
5 (7), 341.14 (2), (2m), (6) (d), (6m) (a), (6r) (b) 2., (6w), and (8), 341.145 (3), 341.16 (1)  
6 (a) and (b), (2), (2e), and (2m), 341.17 (8), 341.19 (1) (a), 341.25, 341.255 (1), (2) (a),  
7 (b), and (c), and (5), 341.26 (1), (2), (2m) (am) and (b), (3), (3m), (4), (5), and (7), 341.264  
8 (1), 341.265 (1), 341.266 (2) (b) and (3), 341.268 (2) (b) and (3), 341.269 (2) (b), 341.30  
9 (3), 341.305 (3), 341.307 (4) (a), 341.308 (3), 341.36 (1) and (1m), 341.51 (2), and  
10 342.14, ~~except s. 342.14 (1r)~~, that are pledged to any fund created under s. 84.59 (2).

11 **SECTION 879m.** 25.40 (1) (a) 4. of the statutes is amended to read:

12 25.40 (1) (a) 4. Moneys received paid to the Board of Regents of the University  
13 of Wisconsin System under s. 341.14 (6r) (b) 4. ~~that are deposited in the general fund~~  
14 ~~and credited to the appropriation under s. 20.285 (1) (jp).~~

15 **SECTION 545.** 25.40 (1) (a) 5m. of the statutes is repealed.

16 **SECTION 883m.** 25.42 of the statutes is repealed.

17 **SECTION 884m.** 25.421 of the statutes is repealed.

18 **SECTION 885e.** 25.425 of the statutes is amended to read:

19 **25.425 Election administration fund.** There is established a separate  
20 nonlapsible trust fund, designated the election administration fund, consisting of all  
21 moneys received from the federal government under P.L. 107–252, all moneys  
22 received from requesters from sales of copies of the official registration list, and all  
23 moneys transferred to the fund from other funds.

24 **SECTION 546.** 25.46 (1k) of the statutes is repealed.

25 **SECTION 887b.** 25.46 (6s) of the statutes is created to read:

1           25.46 (6s) The fees imposed under s. 289.645.

2           **SECTION 547.** 25.46 (19) of the statutes is repealed.

3           **SECTION 548.** 25.466 of the statutes is amended to read:

4           **25.466 Working lands fund.** There is created a separate trust fund  
5 designated as the working lands fund, consisting of all moneys received under ss.  
6 ~~91.48 (2) (c) and s. 91.66 (1) (c)~~ and all moneys received due to the sale, modification,  
7 or termination of an easement purchased under s. 93.73.

8           **SECTION 549.** 25.47 (5) of the statutes is amended to read:

9           25.47 (5) The moneys transferred from the appropriation account under s.  
10 ~~20.143 (3) 20.165 (2) (s)~~.

11          **SECTION 550.** 25.49 (intro.) of the statutes is amended to read:

12          **25.49 Recycling and renewable energy Economic development fund.**  
13 (intro.) There is established a separate nonlapsible trust fund designated as the  
14 ~~recycling and renewable energy~~ economic development fund, to consist of:

15          **SECTION 551.** 25.49 (1m) of the statutes is renumbered 25.46 (5k).

16          **SECTION 552.** 25.49 (2) of the statutes is renumbered 25.46 (5L).

17          **SECTION 894b.** 25.49 (3) of the statutes is repealed.

18          **SECTION 553.** 25.50 (3) (a) of the statutes is amended to read:

19          25.50 (3) (a) With the consent of the governing body, a local official may transfer  
20 local funds to the ~~state treasurer~~ department of administration for deposit in the  
21 fund.

22          **SECTION 896d.** 25.50 (3) (b) of the statutes is amended to read:

23          25.50 (3) (b) On the dates specified and to the extent to which they are  
24 available, subject to s. 16.53 (10), funds payable to local governments under ss. ~~79.03~~  
25 79.035, 79.04, 79.05, ~~79.058, 79.06, 79.08,~~ and 79.10 shall be considered local funds

1 and, pursuant to the instructions of local officials, may be paid into the separate  
2 accounts of all local governments established in the local government  
3 pooled–investment fund and, pursuant to the instructions of local officials, to the  
4 extent to which they are available, be disbursed or invested.

5 **SECTION 554.** 25.50 (4) of the statutes is amended to read:

6 **25.50 (4) PERIOD OF INVESTMENTS; WITHDRAWAL OF FUNDS.** Subject to the right of  
7 the local government to specify the period in which its funds may be held in the fund,  
8 the ~~state treasurer~~ department of administration shall prescribe the mechanisms  
9 and procedures for deposits and withdrawals.

10 **SECTION 555.** 25.50 (5m) (a) of the statutes is amended to read:

11 **25.50 (5m) (a)** The board, in cooperation with the department of  
12 administration, shall provide ~~information necessary for the state treasurer to~~  
13 ~~provide~~ a monthly report to each local government having an investment in the fund.  
14 The board shall use all reasonable efforts to provide ~~the information to the state~~  
15 ~~treasurer in time to allow the treasurer to mail or electronically transmit~~ the report  
16 to the local government no later than 6 business days after the end of the month  
17 covered by the report. The report shall include information on the fund’s earnings  
18 for the month, with comparison to appropriate indexes or benchmarks in the private  
19 sector.

20 **SECTION 556.** 25.50 (7) of the statutes is amended to read:

21 **25.50 (7) REIMBURSEMENT OF EXPENSES.** The ~~state treasurer~~ department of  
22 administration shall deduct monthly from the earnings of the fund during the  
23 preceding calendar month an amount sufficient to cover all actual and necessary  
24 expenses incurred by the state in administering the fund in the preceding calendar  
25 month, except that in no fiscal year may the ~~state treasurer~~ department of



1 administration deduct an amount exceeding the amount appropriated under s.  
2 ~~20.585~~ 20.505 (1) ~~(g)~~ (gc) for that fiscal year.

3 **SECTION 557.** 25.50 (8) (b) of the statutes is amended to read:

4 25.50 **(8)** (b) The ~~state treasurer~~ department of administration shall report  
5 monthly to each local official the deposits and withdrawals of the preceding month  
6 and any other activity within the account.

7 **SECTION 558.** 25.50 (9) of the statutes is amended to read:

8 25.50 **(9)** RULES. The ~~state treasurer~~ department of administration may  
9 promulgate rules to carry out the purposes of this section.

10 **SECTION 559.** 25.50 (10) of the statutes is amended to read:

11 25.50 **(10)** INSURANCE OF PRINCIPAL. The ~~state treasurer~~ department of  
12 administration may obtain insurance for the safety of the principal investments of  
13 the fund. The insurance is a reimbursable expense under sub. (7).

14 **SECTION 903m.** 25.77 (8) of the statutes is amended to read:

15 25.77 **(8)** All moneys transferred from the appropriation under s. 20.285 (1) ~~(iz)~~  
16 (xq).

17 **SECTION 560.** 25.80 of the statutes is amended to read:

18 **25.80 Tuition trust fund.** There is established a separate nonlapsible trust  
19 fund designated as the tuition trust fund, consisting of all revenue from enrollment  
20 fees and the sale of tuition units under s. ~~14.63~~ 16.64.

21 **SECTION 561.** 25.85 of the statutes is amended to read:

22 **25.85 College savings program trust fund.** There is established a separate  
23 nonlapsible trust fund designated as the college savings program trust fund,  
24 consisting of all revenue from enrollment fees for and contributions to college savings  
25 accounts under s. ~~14.64~~ 16.641 and from distributions and fees paid by the vendor

1 under s. 16.255 (3) other than revenue from those sources that is deposited in the  
2 college savings program bank deposit trust fund or the college savings program  
3 credit union deposit trust fund.

4 **SECTION 562.** 25.853 of the statutes is amended to read:

5 **25.853 College savings program bank deposit trust fund.** There is  
6 established a separate nonlapsible trust fund designated as the college savings  
7 program bank deposit trust fund, consisting of all revenue from enrollment fees for  
8 and contributions to college savings accounts under s. ~~14.64~~ 16.641 in which the  
9 investment instrument is an account held by a state or national bank, a state or  
10 federal savings bank, a state or federal savings and loan association, or a savings and  
11 trust company that has its main office or home office or a branch office in this state  
12 and that is insured by the Federal Deposit Insurance Corporation, and all revenue  
13 from distributions and fees paid by the vendors of those investment instruments  
14 under s. 16.255 (3).

15 **SECTION 563.** 25.855 of the statutes is amended to read:

16 **25.855 College savings program credit union deposit trust fund.** There  
17 is established a separate nonlapsible trust fund designated as the college savings  
18 program credit union deposit trust fund, consisting of all revenue from enrollment  
19 fees for and contributions to college savings accounts under s. ~~14.64~~ 16.641 in which  
20 the investment instrument is an account held by a state or federal credit union,  
21 including a corporate central credit union organized under s. 186.32, that has its  
22 main office or home office or a branch office located in this state and that is insured  
23 by the National Credit Union Administration, and all revenue from distributions  
24 and fees paid by the vendors of those investment instruments under s. 16.255 (3).

25 **SECTION 907m.** 25.86 of the statutes is created to read:

1           **25.86 University of Wisconsin System fund. (1)** In this section:

2           (a) “College campus” has the meaning given in s. 36.05 (6m).

3           (b) “Extension” has the meaning given in s. 36.05 (7).

4           (c) “Institution” has the meaning given in s. 36.05 (9).

5           **(2)** There is established a separate nonlapsible trust fund designated as the  
6 University of Wisconsin System trust fund, consisting of all moneys received by the  
7 University of Wisconsin System other than moneys appropriated to the Board of  
8 Regents of the University of Wisconsin System under s. 20.285.

9           **(3)** The Board of Regents shall maintain within the fund separate accounts for  
10 the moneys deposited in the fund by or on behalf of each institution and college  
11 campus within the system and the extension, including an account for segregated  
12 fees, and ensure that the moneys in each account, including interest accrued in that  
13 account, are allocated to that institution or college campus or the extension.

14           **SECTION 564.** 26.02 (1) (intro.) of the statutes is amended to read:

15           26.02 **(1) DUTIES.** (intro.) The council on forestry shall advise the governor, the  
16 legislature, the department of natural resources, ~~the department of commerce,~~ and  
17 other state agencies, as determined to be appropriate by the council, on all of the  
18 following topics as they affect forests located in this state:

19           **SECTION 565.** 26.37 (1) (intro.) of the statutes is amended to read:

20           26.37 **(1)** (intro.) The department of natural resources ~~and the department of~~  
21 ~~commerce~~ shall jointly develop a plan to establish a lake states wood utilization  
22 consortium to provide research, development, and demonstration grants to enhance  
23 the forest products industry in Wisconsin and other states. The plan shall do all of  
24 the following:

25           **SECTION 566.** 26.37 (1) (b) of the statutes is amended to read:

1           26.37 (1) (b) Establish an implementation committee for the consortium.  
2 Members of the committee may include one or more representatives from the  
3 department of natural resources, the ~~department of commerce~~ Wisconsin Economic  
4 Development Corporation, and the forest products industry.

5           **SECTION 567.** 26.37 (2) of the statutes is amended to read:

6           26.37 (2) The department of natural resources may not expend moneys from  
7 the appropriations under s. 20.370 (5) (ax) or (6) (bt), 1997 stats., unless the  
8 department of natural resources and the ~~department of commerce~~ Wisconsin  
9 Economic Development Corporation first submit to the joint committee on finance  
10 the plan required under sub. (1). If the cochairpersons of the joint committee on  
11 finance do not notify the department of natural resources within 14 working days  
12 after the date of the departments' submittal of the plan that the committee has  
13 scheduled a meeting to review the plan, the plan may be implemented and moneys  
14 may be expended as proposed by the department of natural resources. If, within 14  
15 days after the date of the departments' submittal of the plan, the cochairpersons of  
16 the committee notify the department of natural resources that the committee has  
17 scheduled a meeting to review the plan, moneys may be expended only after the plan  
18 has been approved by the committee.

19           **SECTION 911t.** 26.39 (3) of the statutes is repealed.

20           **SECTION 913e.** 28.05 (3) (am) of the statutes is created to read:

21           28.05 (3) (am) The department shall, by rule, establish a program that allows  
22 cooperating foresters and private contractors to assist the state in regenerating  
23 harvested areas of state lands to meet the annual allowable timber harvest  
24 established under s. 28.025. The rule shall include provisions authorizing the  
25 department to contract with cooperating foresters and private contractors to conduct

1 activities that promote artificial and natural forest regeneration including site  
2 preparation, invasive species control, and tree planting. The rule shall authorize  
3 cooperating foresters and private contractors with whom the department contracts  
4 under this paragraph to receive a portion of the proceeds from the sale of timber  
5 harvested from state lands on which the cooperating forester or private contractor  
6 provided assistance under the contract.

7 **SECTION 913g.** 28.05 (3) (b) of the statutes is renumbered 28.05 (3) (b) 1.

8 **SECTION 913i.** 28.05 (3) (b) 2. of the statutes is created to read:

9 28.05 (3) (b) 2. Each cooperating forester or private contractor with whom the  
10 department contracts under par. (am) shall be entitled to receive the amount  
11 determined by the department as specified in the rule promulgated by the  
12 department under par. (am).

13 **SECTION 913k.** 28.05 (3) (c) of the statutes is amended to read:

14 28.05 (3) (c) Of the amount received by the department from each timber sale  
15 for which the department used the services of a cooperating forester or a private  
16 contractor under this subsection, the department shall credit to the appropriation  
17 account under s. 20.370 (1) (cy) an amount equal to the portion of the sale proceeds  
18 that the department is required to pay to the cooperating forester or private  
19 contractor.

20 **SECTION 913r.** 28.06 (2m) (a) of the statutes is renumbered 28.06 (2m) and  
21 amended to read:

22 28.06 (2m) A person who purchases a seedling under sub. (2) shall pay, in  
23 addition to the price of the seedling charged under sub. (2), a surcharge for each  
24 seedling purchased. Beginning on September 1, 2001, and ending on June 30, 2002,  
25 the surcharge shall be 2 cents for each seedling. Beginning on July 1, 2002, the

1 surcharge shall be 3 cents for each seedling. All surcharges collected under this  
2 paragraph subsection shall be deposited in the conservation fund.

3 **SECTION 913t.** 28.06 (2m) (b) of the statutes is repealed.

4 **SECTION 914m.** 29.598 (2) of the statutes is amended to read:

5 29.598 (2) MATCH. No moneys may be transferred paid from the appropriation  
6 account under s. 20.370 (1) (mu) ~~to pay~~ for the costs associated with the agreement  
7 under sub. (1), unless the organization described in sub. (1) demonstrates that it has  
8 contributed an equal amount to pay for those costs. The matching contribution may  
9 be in the form of money or in-kind goods or services.

10 **SECTION 568.** 30.121 (3w) (b) of the statutes is amended to read:

11 30.121 (3w) (b) The boathouse is located on land zoned exclusively for  
12 commercial or industrial purposes or the boathouse is located on a brownfield, as  
13 defined in s. ~~560.13~~ 238.13 (1) (a), or in a blighted area, as defined in s. 66.1331 (3)  
14 (a).

15 **SECTION 569.** 30.126 (5) (h) of the statutes is amended to read:

16 30.126 (5) (h) *May not have improper toilets.* No person may construct, place  
17 or maintain a fishing raft on authorized portions of the Wolf River if the fishing raft  
18 is equipped with a toilet which permits toilet waste to be disposed of in the waterway.  
19 A toilet on a fishing raft shall comply with rules of the department of ~~commerce~~ safety  
20 and professional services as if the toilet were on a boat.

21 **SECTION 570.** 30.443 (1) (a) of the statutes is amended to read:

22 30.443 (1) (a) Promulgate rules establishing standards for erosion prevention  
23 or control at sites in the riverway that are not subject to the standards established  
24 under s. 101.1206 (1) or 101.653 (2) ~~or 281.33 (3m) (a)~~ and that have a natural slope  
25 of 20% or less.

1           **SECTION 571.** 30.443 (1) (b) of the statutes is amended to read:

2           30.443 (1) (b) Promulgate rules establishing standards for erosion prevention  
3 or control that are in addition to standards established under ss. 101.1206 (1) and  
4 101.653 (2) and ~~281.33 (3m) (a)~~ for sites in the riverway that are subject to those  
5 standards and that have a natural slope of 12% or more but 20% or less.

6           **SECTION 572.** 30.443 (2) of the statutes is amended to read:

7           30.443 (2) The board may impose any of the applicable standards established  
8 under sub. (1) (a) or (b) or ss. 101.1206 (1) or 101.653 (2) or ~~281.33 (3m) (a)~~ as a  
9 condition for receiving a permit under s. 30.44 (1), and the board may promulgate  
10 rules to enforce these standards in the riverway.

11           **SECTION 573.** 30.71 (4) of the statutes is amended to read:

12           30.71 (4) Any rules necessary to carry out the purposes of this section shall be  
13 promulgated jointly by the department of commerce safety and professional services  
14 and the department of natural resources.

15           **SECTION 574.** 31.385 (2) (c) 1. of the statutes is amended to read:

16           31.385 (2) (c) 1. The department conducts an investigation or inspection of the  
17 dam under this chapter and the owner of the dam requests financial assistance under  
18 this section ~~within 6 months~~ after having received department directives, based on  
19 the department's investigation or inspection of the dam, for the repair, modification  
20 or abandonment and removal of the dam or for another activity to increase the safety  
21 of the dam.

22           **SECTION 921g.** 31.385 (2) (d) of the statutes is amended to read:

23           31.385 (2) (d) The financial assistance that is provided under this section shall  
24 be paid from the appropriations under s. 20.866 (2) (tL) and (tx), except as provided  
25 in par. (dm) and in 1991 Wisconsin Act 39, section 9142 (10d).

1           **SECTION 921m.** 31.385 (2) (dm) of the statutes is created to read:

2           31.385 (2) (dm) Financial assistance that is provided under sub. (7) shall be  
3 paid from the appropriation under s. 20.866 (2) (ta) and shall be treated as moneys  
4 obligated from the subprogram under s. 23.0917 (3).

5           **SECTION 921r.** 31.385 (7) of the statutes is created to read:

6           31.385 (7) Notwithstanding the limitations under sub. (2) (a), and beginning  
7 with fiscal year 2011–12 and ending with fiscal year 2019–20, the department shall  
8 set aside from the appropriation under s. 20.866 (2) (ta) not less than a total of  
9 \$6,000,000 that may be obligated only to provide financial assistance to counties for  
10 projects to maintain, repair, modify, abandon, or remove dams. To be eligible for  
11 financial assistance, a county must be under an order issued by the department to  
12 maintain, repair, modify, abandon, or remove a dam that is owned by the county and  
13 the order must be in effect on the effective date of this subsection .... [LRB inserts  
14 date]. The amount of the financial assistance may not be for more than 25 percent  
15 of the costs of a project or \$2,500,000, whichever is less. Subsection (2) (c) does not  
16 apply to a project for which financial assistance is provided under this subsection.  
17 A project need not be included under the inventory maintained by the department  
18 under sub. (4) in order for a county to receive financial assistance under this  
19 subsection.

20           **SECTION 922e.** 32.02 (11) of the statutes is amended to read:

21           32.02 (11) Any housing authority created under ss. 66.1201 to 66.1211;  
22 redevelopment authority created under s. 66.1333; community development  
23 authority created under s. 66.1335; local cultural arts district created under subch.  
24 V of ch. 229, subject to s. 229.844 (4) (c); or local exposition district created under  
25 subch. II of ch. 229; ~~or transit authority created under s. 66.1039.~~



1           **SECTION 922m.** 32.05 (1) (a) of the statutes is amended to read:

2           32.05 (1) (a) Except as provided under par. (b), a county board of supervisors  
3 or a county highway committee when so authorized by the county board of  
4 supervisors, a city council, a village board, a town board, a sewerage commission  
5 governing a metropolitan sewerage district created by ss. 200.05 or 200.21 to 200.65,  
6 the secretary of transportation, a commission created by contract under s. 66.0301,  
7 a joint local water authority created by contract under s. 66.0823, ~~a transit authority~~  
8 ~~created under s. 66.1039~~, a housing authority under ss. 66.1201 to 66.1211, a local  
9 exposition district created under subch. II of ch. 229, a local cultural arts district  
10 created under subch. V of ch. 229, a redevelopment authority under s. 66.1333 or a  
11 community development authority under s. 66.1335 shall make an order providing  
12 for the laying out, relocation and improvement of the public highway, street, alley,  
13 storm and sanitary sewers, watercourses, water transmission and distribution  
14 facilities, mass transit facilities, airport, or other transportation facilities, gas or  
15 leachate extraction systems to remedy environmental pollution from a solid waste  
16 disposal facility, housing project, redevelopment project, cultural arts facilities,  
17 exposition center or exposition center facilities which shall be known as the  
18 relocation order. This order shall include a map or plat showing the old and new  
19 locations and the lands and interests required. A copy of the order shall, within 20  
20 days after its issue, be filed with the county clerk of the county wherein the lands are  
21 located or, in lieu of filing a copy of the order, a plat may be filed or recorded in  
22 accordance with s. 84.095.

23           **SECTION 922n.** 32.05 (2) (b) of the statutes is amended to read:

24           32.05 (2) (b) The condemnor shall provide the owner with a full narrative  
25 appraisal upon which the jurisdictional offer is based and a copy of any other

1 appraisal made under par. (a) and at the same time shall inform the owner of his or  
2 her right to obtain an appraisal under this paragraph. The owner may obtain an  
3 appraisal by a qualified appraiser of all property proposed to be acquired, and may  
4 submit the reasonable costs of the appraisal to the condemnor for payment. The  
5 owner shall submit a full narrative appraisal to the condemnor within 60 days after  
6 the owner receives the condemnor's appraisal. If the owner does not accept a  
7 negotiated offer under sub. (2a) or the jurisdictional offer under sub. (3), the owner  
8 may use only an appraisal prepared received from the condemnor under this  
9 paragraph, or an appraisal submitted by the owner to the condemnor prior to the  
10 date of service or mailing of the jurisdictional offer or the date of publication if  
11 publication of the jurisdictional offer is necessary, in any subsequent appeal.

12 **SECTION 922p.** 32.05 (2a) of the statutes is amended to read:

13 **32.05 (2a) NEGOTIATION.** Before making the jurisdictional offer provided in sub.  
14 (3), the condemnor shall attempt to negotiate personally with the owner or one of the  
15 owners or his or her representative of the property sought to be taken for the  
16 purchase of the same. In such negotiation the condemnor shall consider the owner's  
17 appraisal under sub. (2) (b) and may contract to pay the items of compensation  
18 enumerated in ss. 32.09 and 32.19 as may be applicable to the property in one or more  
19 installments on such conditions as the condemnor and property owners may agree.  
20 Before attempting to negotiate under this paragraph, the condemnor shall provide  
21 the owner or his or her representative with copies of applicable pamphlets prepared  
22 under s. 32.26 (6). When negotiating under this subsection, the condemnor shall  
23 provide the owner or his or her representative with the names of at least 10  
24 neighboring landowners to whom offers are being made, or a list of all offerees if less  
25 than 10 owners are affected, together with a map showing all property affected by

1 the project. Upon request by an owner or his or her representative, the condemnor  
2 shall provide the name of the owner of any other property which may be taken for  
3 the project. The owner or his or her representative shall also have the right, upon  
4 request, to examine any maps in the possession of the condemnor showing property  
5 affected by the project. The owner or his or her representative may obtain copies of  
6 such maps by tendering the reasonable and necessary costs of preparing copies. The  
7 condemnor shall record any conveyance by or on behalf of the owner of the property  
8 to the condemnor executed as a result of negotiations under this subsection with the  
9 register of deeds of the county in which the property is located. The conveyance shall  
10 state the identity of all persons having an interest of record in the property  
11 immediately prior to its conveyance, the legal description of the property, the nature  
12 of the interest acquired and the compensation for such acquisition. The condemnor  
13 shall serve upon or mail by certified mail to all persons named therein a copy of the  
14 conveyance and a notice of the right to appeal the amount of compensation under this  
15 subsection. ~~Any person named in the conveyance may, within 6 months after the date~~  
16 ~~of its recording, appeal from the amount of compensation therein stated in the~~  
17 ~~manner set forth in subs. (9) to (12) and chs. 808 and 809 for appeals from an award~~  
18 ~~under sub. (7). For purposes of any such appeal, the amount of compensation stated~~  
19 ~~in the conveyance shall be treated as the award and the date the conveyance is~~  
20 ~~recorded shall be treated as the date of taking and the date of evaluation.~~

21 **SECTION 922r.** 32.06 (2) (b) of the statutes is amended to read:

22 32.06 (2) (b) The condemnor shall provide the owner with a full narrative  
23 appraisal upon which the jurisdictional offer is based and a copy of any appraisal  
24 made under par. (a) and at the same time shall inform the owner of his or her right  
25 to obtain an appraisal under this paragraph. The owner may obtain an appraisal by

1 a qualified appraiser of all property proposed to be acquired, and submit the  
2 reasonable costs of the appraisal to the condemnor for payment. The owner shall  
3 submit a full narrative appraisal to the condemnor within 60 days after the owner  
4 receives the condemnor's appraisal. If the owner does not accept a negotiated offer  
5 under sub. (2a) or the jurisdictional offer under sub. (3), the owner may use only an  
6 appraisal prepared received from the condemnor under this paragraph, or an  
7 appraisal submitted by the owner to the condemnor prior to the date of service or  
8 mailing of the jurisdictional offer or the date of publication if publication of the  
9 jurisdictional offer is necessary, in any subsequent appeal.

10 **SECTION 922t.** 32.06 (2a) of the statutes is amended to read:

11 32.06 (2a) AGREED PRICE. Before making the jurisdictional offer under sub. (3)  
12 the condemnor shall attempt to negotiate personally with the owner or one of the  
13 owners or his or her representative of the property sought to be taken for the  
14 purchase of the same. In such negotiation the condemnor shall consider the owner's  
15 appraisal under sub. (2) (b) and may contract to pay the items of compensation  
16 enumerated in ss. 32.09 and 32.19 where shown to exist. Before attempting to  
17 negotiate under this paragraph, the condemnor shall provide the owner or his or her  
18 representative with copies of applicable pamphlets prepared under s. 32.26 (6).  
19 When negotiating under this subsection, the condemnor shall provide the owner or  
20 his or her representative with the names of at least 10 neighboring landowners to  
21 whom offers are being made, or a list of all offerees if less than 10 owners are affected,  
22 together with a map showing all property affected by the project. Upon request by  
23 an owner or his or her representative, the condemnor shall provide the name of the  
24 owner of any other property which may be taken for the project. The owner or his  
25 or her representative shall also have the right, upon request, to examine any maps

1 in the possession of the condemnor showing property affected by the project. The  
2 owner or his or her representative may obtain copies of such maps by tendering the  
3 reasonable and necessary costs of preparing copies. The condemnor shall record any  
4 conveyance by or on behalf of the owner of the property to the condemnor executed  
5 as a result of negotiations under this subsection with the register of deeds of the  
6 county in which the property is located. The condemnor shall also record a certificate  
7 of compensation stating the identity of all persons having an interest of record in the  
8 property immediately prior to its conveyance, the legal description of the property,  
9 the nature of the interest acquired and the compensation for such acquisition. The  
10 condemnor shall serve upon or mail by certified mail to all persons named therein  
11 a copy of the statement ~~and a notice of the right to appeal the amount of compensation~~  
12 ~~under this subsection. Any person named in the certificate may, within 6 months~~  
13 ~~after the date of its recording, appeal from the amount of compensation therein~~  
14 ~~stated by filing a petition with the judge of the circuit court of the county in which~~  
15 ~~the property is located for proceedings to determine the amount of just compensation.~~  
16 ~~Notice of such petition shall be given to all persons having an interest of record in~~  
17 ~~such property. The judge shall forthwith assign the matter to the chairperson of the~~  
18 ~~county condemnation commissioners for hearing under sub. (8). The procedures~~  
19 ~~prescribed under subs. (9) (a) and (b), (10) and (12) and chs. 808 and 809 shall govern~~  
20 ~~such appeals. The date the conveyance is recorded shall be treated as the date of~~  
21 ~~taking and the date of evaluation.~~

22 **SECTION 922v.** 32.07 (2) of the statutes is amended to read:

23 32.07 (2) The petitioner shall determine necessity if application is by the state  
24 or any commission, department, board or other branch of state government or by a  
25 city, village, town, county, school district, board, commission, public officer,

1 commission created by contract under s. 66.0301, joint local water authority under  
2 s. 66.0823, ~~transit authority created under s. 66.1039~~, redevelopment authority  
3 created under s. 66.1333, local exposition district created under subch. II of ch. 229,  
4 local cultural arts district created under subch. V of ch. 229, housing authority  
5 created under ss. 66.1201 to 66.1211 or for the right-of-way of a railroad up to 100  
6 feet in width, for a telegraph, telephone or other electric line, for the right-of-way  
7 for a gas pipeline, main or service or for easements for the construction of any  
8 elevated structure or subway for railroad purposes.

9 **SECTION 575.** 32.19 (2) (b) of the statutes is amended to read:

10 32.19 (2) (b) “Comparable dwelling” means one which, when compared with the  
11 dwelling being taken, is substantially equal concerning all major characteristics and  
12 functionally equivalent with respect to: the number and size of rooms and closets,  
13 area of living space, type of construction, age, state of repair, size and utility of any  
14 garage or other outbuilding, type of neighborhood and accessibility to public services  
15 and places of employment. “Comparable dwelling” shall meet all of the standard  
16 building requirements and other code requirements of the local governmental body  
17 and shall also be decent, safe and sanitary and within the financial means of the  
18 displaced person, as defined by the department of ~~commerce~~ administration.

19 **SECTION 576.** 32.19 (2) (e) 1. b. of the statutes is amended to read:

20 32.19 (2) (e) 1. b. As a result of rehabilitation, demolition or other displacing  
21 activity, as determined by the department of ~~commerce~~ administration, if the person  
22 is a tenant-occupant of a dwelling, business or farm operation and the displacement  
23 is permanent.

24 **SECTION 577.** 32.19 (3) (b) 1. of the statutes is amended to read:

1           32.19 (3) (b) 1. ‘Dwellings.’ Any displaced person who moves from a dwelling  
2 and who elects to accept the payments authorized by this paragraph in lieu of the  
3 payments authorized by par. (a) may receive an expense and dislocation allowance,  
4 determined according to a schedule established by the department of ~~commerce~~  
5 administration.

6           **SECTION 578.** 32.19 (3) (b) 2. of the statutes is amended to read:

7           32.19 (3) (b) 2. ‘Business and farm operations.’ Any displaced person who  
8 moves or discontinues his or her business or farm operation, is eligible under criteria  
9 established by the department of ~~commerce~~ administration by rule and elects to  
10 accept payment authorized under this paragraph in lieu of the payment authorized  
11 under par. (a), may receive a fixed payment in an amount determined according to  
12 criteria established by the department of ~~commerce~~ administration by rule, except  
13 that such payment shall not be less than \$1,000 nor more than \$20,000. A person  
14 whose sole business at the displacement dwelling is the rental of such property to  
15 others is not eligible for a payment under this subdivision.

16           **SECTION 579.** 32.19 (3) (c) of the statutes is amended to read:

17           32.19 (3) (c) *Optional payment for businesses.* Any displaced person who moves  
18 his or her business, and elects to accept the payment authorized in par. (a), may, if  
19 otherwise qualified under par. (b) 2., elect to receive the payment authorized under  
20 par. (b) 2., minus whatever payment the displaced person received under par. (a), if  
21 the displaced person discontinues the business within 2 years of the date of receipt  
22 of payment under par. (a), provided that the displaced person meets eligibility  
23 criteria established by the department of ~~commerce~~ administration by rule. In no  
24 event may the total combined payment be less than \$1,000 nor more than \$20,000.

25           **SECTION 580.** 32.19 (4) (a) 2. of the statutes is amended to read:

1           32.19 (4) (a) 2. The amount of increased interest expenses and other debt  
2 service costs incurred by the owner to finance the purchase of another property  
3 substantially similar to the property taken, if at the time of the taking the land  
4 acquired was subject to a bona fide mortgage or was held under a vendee's interest  
5 in a bona fide land contract, and such mortgage or land contract had been executed  
6 in good faith not less than 180 days prior to the initiation of negotiations for the  
7 acquisition of such property. The computation of the increased interest costs shall  
8 be determined according to rules promulgated by the department of ~~commerce~~  
9 administration.

10           **SECTION 581.** 32.19 (4) (b) (intro.) of the statutes is amended to read:

11           32.19 (4) (b) *Tenants and certain others.* (intro.) In addition to amounts  
12 otherwise authorized by this subchapter, the condemnor shall make a payment to  
13 any individual or family displaced from any dwelling which was actually and  
14 lawfully occupied by such individual or family for not less than 90 days prior to the  
15 initiation of negotiations for the acquisition of such property or, if displacement is not  
16 a direct result of acquisition, such other event as determined by the department of  
17 ~~commerce~~ administration by rule. For purposes of this paragraph, a corporation  
18 organized under ch. 181 that is a nonprofit corporation, as defined in s. 181.0103 (17),  
19 may, if otherwise eligible, be considered a displaced tenant. Subject to the limitations  
20 under par. (bm), such payment shall be either:

21           **SECTION 582.** 32.19 (4m) (a) 2. of the statutes is amended to read:

22           32.19 (4m) (a) 2. The amount, if any, which will compensate such owner  
23 displaced person for any increased interest and other debt service costs which such  
24 person is required to pay for financing the acquisition of any replacement property,  
25 if the property acquired was encumbered by a bona fide mortgage or land contract



1 which was a valid lien on the property for at least one year prior to the initiation of  
2 negotiations for its acquisition. The amount under this subdivision shall be  
3 determined according to rules promulgated by the department of ~~commerce~~  
4 administration.

5 **SECTION 583.** 32.19 (4m) (b) (intro.) of the statutes is amended to read:

6 32.19 (4m) (b) *Tenant-occupied business or farm operation.* (intro.) In addition  
7 to amounts otherwise authorized by this subchapter, the condemnor shall make a  
8 payment to any tenant displaced person who has owned and occupied the business  
9 operation, or owned the farm operation, for not less than one year prior to initiation  
10 of negotiations for the acquisition of the real property on which the business or farm  
11 operation lies or, if displacement is not a direct result of acquisition, such other event  
12 as determined by the department of ~~commerce~~ administration, and who actually  
13 rents or purchases a comparable replacement business or farm operation for the  
14 displaced business or farm operation within 2 years after the date the person vacates  
15 the acquired property. At the option of the tenant displaced person, such payment  
16 shall be either:

17 **SECTION 584.** 32.19 (4m) (b) 1. of the statutes is amended to read:

18 32.19 (4m) (b) 1. The amount, not to exceed \$30,000, which is necessary to lease  
19 or rent a comparable replacement business or farm operation for a period of 4 years.  
20 The payment shall be computed by determining the average monthly rent paid for  
21 the property from which the person was displaced for the 12 months prior to the  
22 initiation of negotiations or, if displacement is not a direct result of acquisition, such  
23 other event as determined by the department of ~~commerce~~ administration and the  
24 monthly rent of a comparable replacement business or farm operation, and  
25 multiplying the difference by 48; or

1           **SECTION 585.** 32.197 of the statutes is amended to read:

2           **32.197 Waiver of relocation assistance.** An owner–occupant of property  
3 being acquired may waive his or her right to receive any relocation payments or  
4 services under this subchapter if the property being acquired is not contiguous to any  
5 property which may be acquired by the condemnor and is not part of a previously  
6 identified or proposed project where it is reasonable to conclude that acquisition by  
7 the condemnor may occur in the foreseeable future. Prior to the execution of any  
8 waiver under this section, the condemnor shall provide to the owner–occupant, in  
9 writing, full information about the specific payments and services being waived by  
10 the owner–occupant. The department of ~~commerce~~ administration shall by rule  
11 establish procedures for relocation assistance waivers under this section to ensure  
12 that the waivers are voluntarily and knowledgeably executed.

13           **SECTION 586.** 32.20 of the statutes is amended to read:

14           **32.20 Procedure for collection of itemized items of compensation.**  
15 Claims for damages itemized in ss. 32.19 and 32.195 shall be filed with the  
16 condemnor carrying on the project through which condemnee’s or claimant’s claims  
17 arise. All such claims must be filed after the damages upon which they are based  
18 have fully materialized but not later than 2 years after the condemnor takes physical  
19 possession of the entire property acquired or such other event as determined by the  
20 department of ~~commerce~~ administration by rule. If such claim is not allowed within  
21 90 days after the filing thereof, the claimant has a right of action against the  
22 condemnor carrying on the project through which the claim arises. Such action shall  
23 be commenced in a court of record in the county wherein the damages occurred. In  
24 causes of action, involving any state commission, board or other agency, excluding  
25 counties, the sum recovered by the claimant shall be paid out of any funds

1 appropriated to such condemning agency. Any judgment shall be appealable by  
2 either party and any amount recovered by the body against which the claim was filed,  
3 arising from costs, counterclaims, punitive damages or otherwise may be used as an  
4 offset to any amount owed by it to the claimant, or may be collected in the same  
5 manner and form as any other judgment.

6 **SECTION 587.** 32.25 (1) of the statutes is amended to read:

7 32.25 (1) Except as provided under sub. (3) and s. 85.09 (4m), no condemnor  
8 may proceed with any activity that may involve the displacement of persons,  
9 business concerns or farm operations until the condemnor has filed in writing a  
10 relocation payment plan and relocation assistance service plan and has had both  
11 plans approved in writing by the department of ~~commerce~~ administration.

12 **SECTION 588.** 32.25 (2) (h) of the statutes is amended to read:

13 32.25 (2) (h) Assure that, within a reasonable time prior to displacement, there  
14 will be available, to the extent that may reasonably be accomplished, housing  
15 meeting the standards established by the department of ~~commerce~~ administration  
16 for decent, safe and sanitary dwellings. The housing, so far as practicable, shall be  
17 in areas not generally less desirable in regard to public utilities, public and  
18 commercial facilities and at rents or prices within the financial means of the families  
19 and individuals displaced and equal in number to the number of such displaced  
20 families or individuals and reasonably accessible to their places of employment.

21 **SECTION 589.** 32.26 (title) of the statutes is amended to read:

22 **32.26 (title) Authority of the department of ~~commerce~~ administration.**

23 **SECTION 590.** 32.26 (1) of the statutes is amended to read:

1           32.26 (1) In addition to all other powers granted in this subchapter, the  
2 department of ~~commerce~~ administration shall formulate local standards for decent,  
3 safe and sanitary dwelling accommodations.

4           **SECTION 591.** 32.26 (2) (a) of the statutes is amended to read:

5           32.26 (2) (a) The department of ~~commerce~~ administration shall promulgate  
6 rules to implement and administer ss. 32.19 to 32.27.

7           **SECTION 592.** 32.26 (2) (b) of the statutes is amended to read:

8           32.26 (2) (b) The department of ~~commerce~~ administration and the department  
9 of transportation shall establish interdepartmental liaison procedures for the  
10 purpose of cooperating and exchanging information to assist the department of  
11 ~~commerce~~ administration in promulgating rules under par. (a).

12           **SECTION 593.** 32.26 (3) of the statutes is amended to read:

13           32.26 (3) The department of ~~commerce~~ administration may make  
14 investigations to determine if the condemnor is complying with ss. 32.19 to 32.27.  
15 The department may seek an order from the circuit court requiring a condemnor to  
16 comply with ss. 32.19 to 32.27 or to discontinue work on that part of the project which  
17 is not in substantial compliance with ss. 32.19 to 32.27. The court shall give hearings  
18 on these actions precedence on the court's calendar.

19           **SECTION 594.** 32.26 (4) of the statutes is amended to read:

20           32.26 (4) Upon the request of the department of ~~commerce~~ administration, the  
21 attorney general shall aid and prosecute all necessary actions or proceedings for the  
22 enforcement of this subchapter and for the punishment of all violations of this  
23 subchapter.

24           **SECTION 595.** 32.26 (5) of the statutes is amended to read:

1           32.26 (5) Any displaced person may, prior to commencing court action against  
2 the condemnor under s. 32.20, petition the department of ~~commerce~~ administration  
3 for review of his or her complaint, setting forth in the petition the reasons for his or  
4 her dissatisfaction. The department may conduct an informal review of the situation  
5 and attempt to negotiate an acceptable solution. If an acceptable solution cannot be  
6 negotiated within 90 days, the department shall notify all parties, and the petitioner  
7 may then proceed under s. 32.20. The informal review procedure provided by this  
8 subsection is not a condition precedent to the filing of a claim and commencement of  
9 legal action pursuant to s. 32.20. In supplying information required by s. 32.25 (2)  
10 (d), the condemnor shall clearly indicate to each displaced person his or her right to  
11 proceed under this paragraph and under s. 32.20, and shall supply full information  
12 on how the displaced person may contact the department of ~~commerce~~  
13 administration.

14           **SECTION 596.** 32.26 (6) of the statutes is amended to read:

15           32.26 (6) The department of ~~commerce~~ administration, with the cooperation  
16 of the attorney general, shall prepare pamphlets in simple language and in readable  
17 format describing the eminent domain laws of this state, including the reasons for  
18 condemnation, the procedures followed by condemnors, how citizens may influence  
19 the condemnation process and the rights of property owners and citizens affected by  
20 condemnation. The department shall make copies of the pamphlets available to all  
21 condemnors, who may be charged a price for the pamphlets sufficient to recover the  
22 costs of production.

23           **SECTION 597.** 32.26 (7) of the statutes is amended to read:

1           32.26 (7) The department of ~~commerce~~ administration shall provide technical  
2 assistance on relocation plan development and implementation to any condemnor  
3 carrying out a project which may result in the displacement of any person.

4           **SECTION 945b.** 32.28 (3) (intro.) of the statutes is amended to read:

5           32.28 (3) (intro.) In lieu of costs under ch. 814 and subject to sub. (4), litigation  
6 expenses shall be awarded to the condemnee if:

7           **SECTION 945e.** 32.28 (3) (d) of the statutes is amended to read:

8           32.28 (3) (d) The award of the condemnation commission under s. 32.05 (9) or  
9 32.06 (8) exceeds the jurisdictional offer or the highest written offer prior to the  
10 jurisdictional offer by at least \$700 \$10,000 and at least 15% and neither party  
11 appeals the award to the circuit court;

12           **SECTION 945h.** 32.28 (3) (e) of the statutes is amended to read:

13           32.28 (3) (e) The jury verdict as approved by the court under s. 32.05 (11)  
14 exceeds the jurisdictional offer or the highest written offer prior to the jurisdictional  
15 offer by at least \$700 \$10,000 and at least 15%;

16           **SECTION 945L.** 32.28 (3) (f) of the statutes is amended to read:

17           32.28 (3) (f) The condemnee appeals an award of the condemnation commission  
18 which exceeds the jurisdictional offer or the highest written offer prior to the  
19 jurisdictional offer by at least \$700 \$10,000 and at least 15%, if the jury verdict as  
20 approved by the court under s. 32.05 (10) or 32.06 (10) exceeds the award of the  
21 condemnation commission by at least \$700 \$10,000 and at least 15%;

22           **SECTION 945o.** 32.28 (3) (g) of the statutes is amended to read:

23           32.28 (3) (g) The condemnor appeals the award of the condemnation  
24 commission, if the jury verdict as approved by the court under s. 32.05 (10) or 32.06

1 (10) exceeds the jurisdictional offer or the highest written offer prior to the  
2 jurisdictional offer by at least \$700 \$10,000 and at least 15%;

3 **SECTION 945r.** 32.28 (3) (h) of the statutes is amended to read:

4 32.28 (3) (h) The condemnee appeals an award of the condemnation  
5 commission which does not exceed the jurisdictional offer or the highest written offer  
6 prior to the jurisdictional offer by 15%, if the jury verdict as approved by the court  
7 under s. 32.05 (10) or 32.06 (10) exceeds the jurisdictional offer or the highest written  
8 offer prior to the jurisdictional offer by at least \$700 \$10,000 and at least 15%; or

9 **SECTION 945u.** 32.28 (3) (i) of the statutes is amended to read:

10 32.28 (3) (i) The condemnee appeals an assessment of damages and benefits  
11 under s. 32.61 (3), if the judgment is at least \$700 \$10,000 and at least 15% greater  
12 than the award made by the city.

13 **SECTION 945y.** 32.28 (4) of the statutes is created to read:

14 32.28 (4) (a) If a condemnee is awarded litigation expenses under sub. (3) (d),  
15 (e), (g), or (h), the amount of attorney fees included in litigation expenses may not  
16 exceed an amount equal to one-third of the difference between the award of the  
17 condemnation commission or jury verdict and the jurisdictional offer or highest  
18 written offer prior to the jurisdictional offer, except that if one-third of that  
19 difference is less than \$5,000 and the condemnee shows good cause, the amount of  
20 attorney fees included in litigation expenses may not exceed \$5,000.

21 (b) If a condemnee is awarded litigation expenses under sub. (3) (f), the amount  
22 of attorney fees included in litigation expenses may not exceed an amount equal to  
23 one-third of the difference between the jury verdict and the award of the  
24 condemnation commission, except that if one-third of that difference is less than

1 \$5,000 and the condemnee shows good cause, the amount of attorney fees included  
2 in litigation expenses may not exceed \$5,000.

3 **SECTION 947h.** 33.32 (3) (b) of the statutes is amended to read:

4 33.32 (3) (b) If a county or municipality fails to pay a special assessment levied  
5 by a district, the clerk of the district may certify this fact to the department of  
6 administration, and shall state the amount due. The department, at the time of  
7 making the next scheduled distribution under s. ~~79.03~~ 79.035, shall deduct the  
8 amount claimed from the payment due the county or municipality, and shall forward  
9 it to the district.

10 **SECTION 598.** 36.09 (1) (am) (intro.) of the statutes is amended to read:

11 36.09 (1) (am) (intro.) The board, in consultation with the ~~department of~~  
12 ~~commerce~~ Wisconsin Economic Development Corporation, shall do all of the  
13 following for each economic development program, as defined in s. 36.11 (29r) (a),  
14 administered by the board:

15 **SECTION 951b.** 36.09 (1) (e) of the statutes is amended to read:

16 36.09 (1) (e) The board shall appoint a president of the system; a chancellor for  
17 each institution; a dean for each college campus; the state geologist; the director of  
18 the laboratory of hygiene; the director of the psychiatric institute; the state  
19 cartographer; and the requisite number of officers, other than the vice presidents,  
20 associate vice presidents, and assistant vice presidents of the system; faculty;  
21 academic staff; and other employees and fix the salaries, subject to the limitations  
22 under par. (j) and ~~ss. 20.923 (4g)~~ and s. 230.12 (3) (e), the duties and the term of office  
23 for each. The board shall fix the salaries, subject to the limitations under par. (j) and  
24 ~~ss. 20.923 (4g) and s. 230.12 (3) (e)~~, and the duties for each chancellor, vice president,  
25 associate vice president, and assistant vice president of the system. No sectarian or



1 partisan tests or any tests based upon race, religion, national origin, or sex shall ever  
2 be allowed or exercised in the appointment of the employees of the system.

3 **SECTION 951f.** 36.09 (1) (i) of the statutes is repealed.

4 **SECTION 951k.** 36.09 (1) (j) of the statutes is amended to read:

5 36.09 (1) (j) Except where such matters are a subject of bargaining with a  
6 certified representative of a collective bargaining unit under s. 111.91 or 111.998, the  
7 board shall establish salaries for persons ~~not in the classified staff~~ prior to July 1 of  
8 each year for the next fiscal year, and shall designate the effective dates for payment  
9 of the new salaries. In the first year of the biennium, payments of the salaries  
10 established for the preceding year shall be continued until the biennial budget bill  
11 is enacted. If the budget is enacted after July 1, payments shall be made following  
12 enactment of the budget to satisfy the obligations incurred on the effective dates, as  
13 designated by the board, for the new salaries, subject only to the appropriation of  
14 funds by the legislature and s. 20.928 (3). This paragraph does not limit the  
15 authority of the board to establish salaries for new appointments. The board may  
16 not increase the salaries of employees ~~specified in ss. 20.923 (5) and (6) (m) and~~  
17 ~~230.08 (2) (d)~~ under this paragraph unless the salary increase conforms to the  
18 proposal as approved under s. 230.12 (3) (e) or the board authorizes the salary  
19 increase to correct salary inequities under par. (h), to fund job reclassifications or  
20 promotions, or to recognize competitive factors. ~~The board may not increase the~~  
21 ~~salary of any position identified in s. 20.923 (4g) under this paragraph unless the~~  
22 ~~salary increase conforms to the proposal as approved under s. 230.12 (3) (e) or the~~  
23 ~~board authorizes the salary increase to correct a salary inequity or to recognize~~  
24 ~~competitive factors. The board may not increase the salary of any position identified~~  
25 ~~in s. 20.923 (4g) (ae) and (am) to correct a salary inequity that results from the~~

1 ~~appointment of a person to a position identified in s. 20.923 (4g) (ae) and (am) unless~~  
2 ~~the increase is approved by the office of state employment relations.~~ The granting  
3 of salary increases to recognize competitive factors does not obligate inclusion of the  
4 annualized amount of the increases in the appropriations under s. 20.285 (1) for  
5 subsequent fiscal bienniums. No later than October 1 of each year, the board shall  
6 report to the joint committee on finance and the secretary of administration and  
7 director of the office of state employment relations concerning the amounts of any  
8 salary increases granted to recognize competitive factors, and the institutions at  
9 which they are granted, for the 12-month period ending on the preceding June 30.

10 **SECTION 951o.** 36.09 (1) (k) of the statutes is repealed.

11 **SECTION 951s.** 36.11 (8) (b) of the statutes is amended to read:

12 36.11 **(8)** (b) The board shall establish fines for the violation of any rule made  
13 under par. (a). The institutions are authorized to collect such fines together with  
14 moneys collected from the sale of parking permits and other fees established under  
15 par. (a) ~~and such moneys shall be paid into the state treasury and credited to s. 20.285~~  
16 ~~(1) (h)~~, to be used only for the purpose of developing and operating parking or other  
17 transportation facilities at the institution at which collected and for enforcing  
18 parking rules under par. (a).

19 **SECTION 951w.** 36.11 (11) of the statutes is amended to read:

20 36.11 **(11)** SURPLUS MONEY. The board may invest any of the surplus money  
21 designated in s. 20.285 (1) (h), 2009 stats., in such securities as are legal for trust  
22 fund investments; or invest such funds or any part thereof, in the senior or junior  
23 bonds or obligations which may be issued by such nonprofit-sharing corporation as  
24 may be contracted with by the board for the construction or equipment of  
25 dormitories, commons or field houses, which bonds or obligations shall be secured by

1 a mortgage or pledge of the buildings or improvements erected or to be erected by  
2 such corporations and by a mortgage or pledge of its leasehold interest. Any interest  
3 on any of such bonds or securities shall when received be added to the revolving funds  
4 and may be used for the purposes set forth in this subsection.

5 **SECTION 951y.** 36.11 (29m) of the statutes is repealed.

6 **SECTION 599.** 36.11 (29r) (b) of the statutes is renumbered 36.11 (29r) (b) 2. and  
7 amended to read:

8 36.11 **(29r)** (b) 2. Annually, no later than October 1, the board shall submit to  
9 the joint legislative audit committee and to the appropriate standing committees of  
10 the legislature under s. 13.172 (3) a comprehensive report assessing economic  
11 development programs administered by the board. The report shall include all of the  
12 information required under s. ~~560.01 (2) (am)~~ 238.07 (2). The board shall collaborate  
13 with the ~~department of commerce~~ Wisconsin Economic Development Corporation to  
14 make readily accessible to the public on an Internet–based system the information  
15 required under this subsection.

16 **SECTION 600.** 36.11 (29r) (b) 1. of the statutes is created to read:

17 36.11 **(29r)** (b) 1. The board shall coordinate any economic development  
18 assistance with the Wisconsin Economic Development Corporation.

19 **SECTION 970b.** 36.11 (49) (title) of the statutes is repealed.

20 **SECTION 970d.** 36.11 (49) of the statutes is renumbered 36.585 (2) and amended  
21 to read:

22 36.585 **(2)** The board may use telecommunications services, ~~including data and~~  
23 ~~voice over Internet services~~, procured by the board only for the purpose of carrying  
24 out its mission. The board shall not offer, resell, or provide telecommunications  
25 services, ~~including data and voice over Internet services~~ directly or indirectly, that

1 are available from a private telecommunications carrier to the general public or to  
2 any other public or private entity.

3 **SECTION 970f.** 36.11 (53) and (53m) of the statutes are created to read:

4 **36.11 (53) BIDDING PROCEDURES; BUILDING PROJECTS.** The board shall prescribe  
5 bidding procedures to be used by the system for building projects that are exempted  
6 from compliance with s. 16.855. Prior to the implementation of any such procedures  
7 or changes thereto, the board shall submit a copy of the proposed procedures or  
8 changes thereto in final form to the department of administration, for transmittal  
9 to the building commission. If the building commission does not approve the  
10 procedures or changes thereto, the board shall not implement the procedures or  
11 changes. If the building commission approves the proposed procedures or changes  
12 thereto, the department shall transmit the proposed procedures or changes thereto  
13 to the cochairpersons of the joint committee on finance. If the cochairpersons of the  
14 committee do not notify the board that the committee has scheduled a meeting for  
15 the purpose of reviewing the proposed procedures or changes thereto within 14  
16 working days after the date of the department's submittal to the cochairpersons, the  
17 board may implement the proposed procedures or changes thereto if otherwise  
18 authorized to do so. If, within 14 working days after the date of the department's  
19 submittal, the cochairpersons notify the board that the committee has scheduled a  
20 meeting for the purpose of reviewing the proposed procedures or changes thereto, the  
21 board shall not implement the proposed procedures or changes without the approval  
22 of the committee.

23 **(53m) DESIGNATION OF BUILDING PROJECTS.** The board shall not designate any  
24 part of a state building project that is subject to approval under s. 13.48 (10) (a) as  
25 a separate building project.

1           **SECTION 970h.** 36.11 (56) of the statutes is created to read:

2           **36.11 (56) TRAVEL POLICIES.** Effective July 1, 2013, the board shall establish  
3 travel policies for system employees and a schedule for the reimbursement of system  
4 employees for travel expenses.

5           **SECTION 970j.** 36.11 (57) of the statutes is created to read:

6           **36.11 (57) GENERAL PURPOSE REVENUE BLOCK GRANTS.** The board shall allocate  
7 moneys appropriated to the board under s. 20.285 (1) (a) to the institutions, college  
8 campuses, and extension as block grants.

9           **SECTION 970L.** 36.115 of the statutes is created to read:

10           **36.115 Personnel systems. (1)** In this section, “chancellor” means the  
11 chancellor of the University of Wisconsin–Madison.

12           **(2)** The board shall develop a personnel system that is separate and distinct  
13 from the personnel system under ch. 230 for all system employees except system  
14 employees assigned to the University of Wisconsin–Madison.

15           **(3)** In consultation with the board, the chancellor shall develop a personnel  
16 system that is separate and distinct from the personnel system under ch. 230 for all  
17 system employees assigned to the University of Wisconsin–Madison.

18           **(3m)** The board shall set the salary ranges for all of the following positions:

19           (ae) Each of the vice chancellors who is serving as deputy at the University of  
20 Wisconsin System campuses at Eau Claire, Green Bay, La Crosse, Oshkosh,  
21 Parkside, Platteville, River Falls, Stevens Point, Stout, Superior, and Whitewater  
22 and each of the vice chancellors who is serving as deputy at the University of  
23 Wisconsin Colleges and the University of Wisconsin–Extension.

24           (am) The vice presidents of the University of Wisconsin System.

1           (ar) The chancellors at the University of Wisconsin System campuses at Eau  
2 Claire, Green Bay, La Crosse, Oshkosh, Parkside, Platteville, River Falls, Stevens  
3 Point, Stout, Superior, and Whitewater and the chancellors of the University of  
4 Wisconsin Colleges and the University of Wisconsin–Extension.

5           (b) The vice chancellor who is serving as deputy at the University of  
6 Wisconsin–Milwaukee.

7           (bm) The senior vice presidents of the University of Wisconsin System.

8           (c) The vice chancellor who is serving as deputy at the University of  
9 Wisconsin–Madison.

10          (d) The chancellor at the University of Wisconsin–Milwaukee.

11          (e) The chancellor at the University of Wisconsin–Madison.

12          (f) The president of the University of Wisconsin System.

13          (g) The associate and assistant vice presidents, vice chancellors not identified  
14 in pars. (ae), (b), or (c), assistant chancellors, associate and assistant vice  
15 chancellors, and administrative directors and associate directors of physical plant,  
16 general operations and services, and auxiliary enterprises activities or their  
17 equivalent, of each University of Wisconsin institution, the University of  
18 Wisconsin–Extension, and the University of Wisconsin System administration.

19          **(4)** The personnel systems developed under subs. (2) and (3) shall include a civil  
20 service system, a grievance procedure that addresses employee terminations, and  
21 provisions that address employee discipline and workplace safety. The grievance  
22 procedure shall include all of the following elements:

23           (a) A written document specifying the process that a grievant and an employer  
24 must follow.

25           (b) A hearing before an impartial hearing officer.

1 (c) An appeal process in which the highest level of appeal is the board.

2 **(5)** (a) The personnel systems developed under subs. (2) and (3) shall be  
3 implemented on July 1, 2013.

4 (b) The board may not implement the personnel system developed under sub.  
5 (2) unless it has been approved by the joint committee on employment relations.

6 (c) The chancellor may not implement the personnel system developed under  
7 sub. (3) unless it has been approved by the board and the joint committee on  
8 employment relations.

9 **(6)** All system employees holding positions in the classified or unclassified  
10 service of the civil service system under ch. 230 on June 30, 2013, shall be included  
11 in the personnel systems developed under subs. (2) and (3). System employees  
12 holding positions in the classified service on June 30, 2013, who have achieved  
13 permanent status in class on that date, shall retain, while serving in the positions  
14 in the system, those protections afforded employees in the classified service under  
15 ss. 230.34 (1) (a) and 230.44 (1) (c) relating to demotion, suspension, discharge, layoff,  
16 or reduction in base pay. Such employees shall also have reinstatement privileges  
17 to the classified service as provided under s. 230.31 (1). System employees holding  
18 positions in the classified service on June 30, 2013, who have not achieved  
19 permanent status in class on that date are eligible to receive the protections,  
20 privileges, and rights preserved under this subsection if they successfully complete  
21 service equivalent to the probationary period required in the classified service for the  
22 positions which they hold on that date.

23 **SECTION 970n.** 36.14 (3) of the statutes is repealed.

24 **SECTION 970p.** 36.15 (2) of the statutes is amended to read:

1           36.15 (2) APPOINTMENTS. Appointments under this section shall be made by the  
2 board, or by an appropriate official authorized by the board, under policies and  
3 procedures established by the board and ~~subject to s. 36.09 (1) (i)~~. The policies for  
4 indefinite appointments shall provide for a probationary period, permanent status  
5 and such other conditions of appointment as the board establishes.

6           **SECTION 970r.** 36.25 (3) (c) of the statutes is amended to read:

7           36.25 (3) (c) The board shall, under the supervision of the dean of the College  
8 of Agricultural and Life Sciences of the University of Wisconsin–Madison, foster  
9 research and experimentation in the control of bovine brucellosis, which is also  
10 known as Bang’s disease, at various points within this state that the board considers  
11 advisable. To facilitate the bovine brucellosis research and experimentation,  
12 contracts may be entered into with owners of bovine animals of various classes for  
13 the supervised control of the animals and for the purchase of animals under  
14 conditions to be specified in contracts that shall be retained for control purposes.  
15 ~~Payment under the contracts shall be made out of the appropriation in s. 20.285 (1)~~  
16 ~~(a).~~

17           **SECTION 970t.** 36.25 (13s) of the statutes is amended to read:

18           36.25 (13s) MEDICAL PRACTICE IN UNDERSERVED AREAS. ~~Of the moneys~~  
19 ~~appropriated to the board under s. 20.285 (1) (fc) of the statutes, the~~ The board shall,  
20 ~~beginning in fiscal year 2008–09,~~ allocate \$400,000 in each fiscal year for the  
21 department of family medicine and practice in the University of Wisconsin School of  
22 Medicine and Public Health to support the Wisconsin Academy for Rural Medicine,  
23 the Academy for Center–city Medical Education, and the Wisconsin Scholars  
24 Academy programs. The board may not expend any moneys allocated under this



1 subsection in a fiscal year unless the board receives \$400,000 in gifts and grants from  
2 private sources in that fiscal year for supporting such programs.

3 **SECTION 970v.** 36.25 (14) of the statutes is amended to read:

4 36.25 (14) GRADUATE STUDENT FINANCIAL AID. The board shall establish a grant  
5 program for minority and disadvantaged graduate students enrolled in the system.  
6 ~~The grants shall be awarded from the appropriation under s. 20.285 (4) (b).~~ The  
7 board shall give preference in awarding grants under this subsection to residents of  
8 this state. The board may not make a grant under this subsection to a person whose  
9 name appears on the statewide support lien docket under s. 49.854 (2) (b), unless the  
10 person provides to the board a payment agreement that has been approved by the  
11 county child support agency under s. 59.53 (5) and that is consistent with rules  
12 promulgated under s. 49.858 (2) (a).

13 **SECTION 970w.** 36.25 (14m) (a) of the statutes is amended to read:

14 36.25 (14m) (a) ~~The board shall allocate funds under s. 20.285 (4) (a) to fund~~  
15 ~~programs for recruiting minority and disadvantaged students and to fund programs~~  
16 ~~for minority and disadvantaged students enrolled in the system. The funding under~~  
17 ~~s. 20.285 (4) (a) for these programs is in addition to any other funding provided by~~  
18 ~~law.~~

19 **SECTION 970x.** 36.25 (14m) (b) of the statutes is amended to read:

20 36.25 (14m) (b) By April 15, 1992, and annually thereafter, the board shall  
21 adopt a precollege, recruitment and retention plan for minority and disadvantaged  
22 students enrolled in the system. ~~The plan shall include allocations from the~~  
23 ~~appropriation under s. 20.285 (4) (a).~~

24 **SECTION 601.** 36.25 (24) of the statutes is amended to read:

1           **36.25 (24)** EMPLOYEE-OWNED BUSINESSES PROGRAM. Through the University of  
2 Wisconsin small business development center, in cooperation with the department  
3 ~~of commerce under s. 560.07 (2m)~~ Wisconsin Economic Development Corporation,  
4 the technical college system board and the University of Wisconsin–Extension, the  
5 board shall create, as needed, educational programs to provide training in the  
6 management of employee–owned businesses and shall provide technical assistance  
7 to employee–owned businesses in matters affecting their management and business  
8 operations, including assistance with governmental relations and assistance in  
9 obtaining management, technical and financial assistance.

10           **SECTION 986g.** 36.25 (26) of the statutes is amended to read:

11           **36.25 (26)** CHILD CARE CENTERS. A college campus may establish a child care  
12 center and may use funds received from the appropriation under s. 20.285 (1) (a) to  
13 operate it.

14           **SECTION 986r.** 36.25 (28) of the statutes is amended to read:

15           **36.25 (28)** SCHOOLS OF BUSINESS. The board shall use the funds in the  
16 appropriations under s. 20.285 (1) (em) and (Ls) to support improvements in master’s  
17 level business programs. The board may spend funds in those appropriations  
18 provide financial support for such improvements only if it receives matching funds  
19 for the same purpose from private contributions.

20           **SECTION 602.** 36.25 (30) of the statutes is amended to read:

21           **36.25 (30)** POLLUTION PREVENTION. The board shall maintain in the extension  
22 a solid and hazardous waste education center to promote pollution prevention, as  
23 defined in s. 299.13 (1) (dm). In cooperation with the department of natural resources  
24 and the department of commerce, the center shall conduct an education and  
25 technical assistance program to promote pollution prevention in this state.

1           **SECTION 988d.** 36.25 (32) (b) (intro.) of the statutes is amended to read:

2           36.25 **(32)** (b) (intro.) ~~From the appropriation under s. 20.285 (1) (fs), the~~ The  
3 board shall award grants totaling not more than \$500 annually per county to  
4 sponsors of farm safety education, training or information programs. To be eligible  
5 for a grant, a sponsor shall:

6           **SECTION 988h.** 36.25 (33) of the statutes is amended to read:

7           36.25 **(33)** QUALITY IMPROVEMENT AWARDS. ~~From the appropriation under s.~~  
8 ~~20.285 (1) (a), the~~ The board annually may award up to \$500 each to no more than  
9 10 system employees who make suggestions that result in significant quality  
10 improvements for the system relating to supplies and expenses. The board shall  
11 appoint a council under s. 15.04 (1) (c) to nominate recipients for the awards. The  
12 board shall not make more than one award to an employee in the same fiscal year.  
13 An award is not part of an employee's base pay.

14           **SECTION 988p.** 36.25 (38) (b) (intro.) of the statutes is amended to read:

15           36.25 **(38)** (b) (intro.) The board shall ~~use the moneys appropriated under s.~~  
16 ~~20.285 (1) (em) for~~ provide for projects that have the following purposes:

17           **SECTION 988t.** 36.25 (49) of the statutes is amended to read:

18           36.25 **(49)** ACADEMIC FEE INCREASE GRANTS. The board may make grants ~~in the~~  
19 ~~2009–10 fiscal year from the appropriation under s. 20.285 (1) (kj), in the 2010–11~~  
20 ~~fiscal year from the appropriations under s. 20.285 (1) (a) and (kj), and in the 2011–12~~  
21 ~~fiscal year and each fiscal year thereafter from the appropriation under s. 20.285 (1)~~  
22 ~~(a),~~ to resident undergraduate students who do not receive grants under s. 39.435  
23 that are payable from the appropriation under s. 20.235 (1) (fe), whose annual family  
24 income is less than \$60,000, and who have unmet financial need. Beginning in fiscal  
25 year 2011–12, the board may make a grant under this subsection only to those

1 students enrolled in the system during fiscal year 2010–11 who maintain continuous  
2 enrollment. A grant to a student under this subsection shall be in an amount  
3 determined by the board that corresponds to any increase, or any portion of an  
4 increase, in academic fees charged to the student, but may not exceed the amount of  
5 the student’s unmet need. The board may not make a grant under this subsection  
6 to a student whose name appears on the statewide support lien docket under s.  
7 49.854 (2) (b), unless the student provides to the board a payment agreement that  
8 has been approved by the county child support agency under s. 59.53 (5) and that is  
9 consistent with rules promulgated under s. 49.858 (2) (a).

10 **SECTION 993k.** 36.25 (49m) (c) of the statutes is amended to read:

11 36.25 **(49m)** (c) The center shall evaluate the effectiveness of the program  
12 during the pilot period in promoting careers in math, science, agricultural education,  
13 technology education, and information technology. If, based on the results of the  
14 evaluation, the center determines that the program has been effective in promoting  
15 such careers, the center may continue the program after the pilot period and may  
16 expand the program by allowing participation by additional classrooms. The center  
17 shall prepare a report regarding the evaluation and describing whether the center  
18 has continued or expanded the program, and submit the report to the appropriate  
19 standing committees of the legislature under s. 13.172 (3), the department of public  
20 instruction, and the department of workforce development, ~~and the department of~~  
21 ~~commerce.~~

22 **SECTION 994c.** 36.25 (52) of the statutes is repealed.

23 **SECTION 994g.** 36.25 (53) of the statutes is amended to read:

24 36.25 **(53)** BUSINESS PLAN COMPETITION. The board shall ~~use the moneys~~  
25 ~~appropriated under s. 20.285 (1) (eb) to~~ support a business plan competition program

1 existing on May 25, 2010, at institutions and college campuses other than the  
2 University of Wisconsin–Madison that makes entrepreneurial expertise available to  
3 students and that has ties to campus–based business plan contests and national  
4 organizations that foster student entrepreneurship. The board ~~may use the moneys~~  
5 only shall provide financial support of no more than \$125,000 annually if the board  
6 receives matching funds for the same purpose from private contributions.

7 **SECTION 994L.** 36.27 (1) (a) of the statutes is amended to read:

8 36.27 (1) (a) Subject to ~~pars. (am), par. (b) and (c)~~, the board may establish for  
9 different classes of students differing tuition and fees incidental to enrollment in  
10 educational programs or use of facilities in the system. Except as otherwise provided  
11 in this section, the board may charge any student who is not exempted by this section  
12 a nonresident tuition. The board may establish special rates of tuition and fees for  
13 the extension and summer sessions and such other studies or courses of instruction  
14 as the board deems advisable.

15 **SECTION 994p.** 36.27 (1) (am) of the statutes is repealed.

16 **SECTION 994t.** 36.27 (1) (bm) of the statutes is repealed.

17 **SECTION 994x.** 36.27 (1) (c) of the statutes is repealed.

18 **SECTION 603.** 36.27 (2) (cr) of the statutes is repealed.

19 **SECTION 995e.** 36.27 (3m) (d) of the statutes is repealed.

20 **SECTION 995g.** 36.27 (3n) (a) (intro.) of the statutes is amended to read:

21 36.27 (3n) (a) (intro.) In this subsection, ~~“eligible veteran”~~ subsection:

22 1m. “Eligible veteran” means a person verified by the department of veterans  
23 affairs to be either of the following:

24 **SECTION 995j.** 36.27 (3n) (a) 1. of the statutes is renumbered 3.27 (3n) (a) 1m.

25 a.

1           **SECTION 995m.** 36.27 (3n) (a) 1g. of the statutes is created to read:

2           36.27 **(3n)** (a) 1g. “Academic fees” means the amount charged to a resident  
3 student to enroll in a degree credit course. In the case of a distance education, online,  
4 or other course for which the amount charged to enroll in the course equals at least  
5 100 percent of the cost of offering the course, “academic fees” includes the regular fees  
6 charged to a resident student to enroll in the course and any additional fees charged  
7 to that student to enroll in that course, other than fees charged for books, supplies,  
8 meals, parking, travel, and other miscellaneous expenses incurred for attending the  
9 course.

10           **SECTION 995n.** 36.27 (3n) (a) 2. of the statutes is renumbered 36.27 (3n) (a) 1m.  
11 b. and amended to read:

12           36.27 **(3n)** (a) 1m. b. A person who was a resident of this state at the time of  
13 entry into service described in subd. 1, 1m. a. and who the U.S. department of veteran  
14 affairs has awarded at least a 30 percent service–connected disability rating under  
15 38 USC 1114 or 1134.

16           **SECTION 997e.** 36.27 (3n) (bg) of the statutes is amended to read:

17           36.27 **(3n)** (bg) Before the Board of Regents may grant a remission of academic  
18 fees and segregated fees under par. (b), the Board of Regents shall require the  
19 resident student to apply to the payment of those fees all educational assistance to  
20 which the resident student is entitled under 38 USC 3319. If that educational  
21 assistance covers 100 percent of those fees for a credit or semester, that credit or  
22 semester shall not count against the 128 credit or 8 semester limit provided in par.  
23 (b). If that educational assistance covers less than 100 percent of those fees for a  
24 credit or semester and the remission under par. (b) covers the remainder of those fees,  
25 the credit or semester shall count against that limit in the proportion that the

1 remission bears to the total academic fees and segregated fees charged for that credit  
2 or semester. This requirement applies notwithstanding the fact that the resident  
3 student may be entitled to educational assistance under 10 USC 16132a, 10 USC  
4 16163a, or 38 USC 3500 to 3566 as well as under 38 USC 3319, unless the resident  
5 student has 12 months or less of eligibility remaining for educational assistance  
6 under 10 USC 16132a, 10 USC 16163a, or 38 USC 3500 to 3566.

7 **SECTION 997g.** 36.27 (3p) (a) (intro.) of the statutes is amended to read:

8 **36.27 (3p) (a) (intro.)** In this subsection, “veteran” subsection:

9 1r. “Veteran” means a person who is verified by the department of veterans  
10 affairs as being a resident of this state for purposes of receiving benefits under ch.  
11 45, as being a resident at the time of his or her entry into the U.S. armed forces or  
12 forces incorporated in the U.S. armed forces, and as meeting any of the following  
13 conditions:

14 **SECTION 997i.** 36.27 (3p) (a) 1. of the statutes is renumbered 36.27 (3p) (a) 1r.  
15 a. and amended to read:

16 **36.27 (3p) (a) 1r. a.** The person has served on active duty for at least one  
17 qualifying term of service under ~~subds. 2. to 4.~~ subd. 1r. b. to d. under honorable  
18 conditions in the U.S. armed forces or in forces incorporated as part of the U.S. armed  
19 forces during a war period or in a crisis zone.

20 **SECTION 997k.** 36.27 (3p) (a) 1g. of the statutes is created to read:

21 **36.27 (3p) (a) 1g.** “Academic fees” has the meaning given in sub. (3n) (a) 1g.

22 **SECTION 997m.** 36.27 (3p) (a) 1m. of the statutes is created to read:

23 **36.27 (3p) (a) 1m.** “Nonresident tuition” means the amount charged to a  
24 nonresident student to enroll in a degree credit course. In the case of a distance  
25 education, online, or other course for which the amount charged to enroll in the

1 course equals at least 100 percent of the cost of offering the course, “nonresident  
2 tuition” includes the regular fees charged to a nonresident student to enroll in the  
3 course and any additional fees charged to that student to enroll in that course, other  
4 than fees charged for books, supplies, meals, parking, travel, and other  
5 miscellaneous expenses incurred for attending the course.

6 **SECTION 997p.** 36.27 (3p) (a) 2. of the statutes is renumbered 36.27 (3p) (a) 1r.

7 b.

8 **SECTION 997r.** 36.27 (3p) (a) 3. of the statutes is renumbered 36.27 (3p) (a) 1r.

9 c.

10 **SECTION 997t.** 36.27 (3p) (a) 4. of the statutes is renumbered 36.27 (3p) (a) 1r.

11 d.

12 **SECTION 997v.** 36.27 (3p) (a) 5. of the statutes is renumbered 36.27 (3p) (a) 1r.

13 e.

14 **SECTION 997y.** 36.27 (3p) (a) 6. of the statutes is renumbered 36.27 (3p) (a) 1r.

15 f.

16 **SECTION 999e.** 36.27 (3p) (bg) of the statutes is amended to read:

17 36.27 **(3p)** (bg) Before the Board of Regents may grant a remission of  
18 nonresident tuition, academic fees, and segregated fees under par. (b), the board  
19 shall require the student to apply to the payment of that tuition and those fees all  
20 educational assistance to which the student is entitled under 38 USC 3313. If that  
21 educational assistance covers 100 percent of that tuition and those fees for a credit  
22 or semester, that credit or semester shall not count against the 128 credit or 8  
23 semester limit provided in par. (b). If that educational assistance covers less than  
24 100 percent of that tuition and those fees for a credit or semester and the remission  
25 under par. (b) covers the remainder of that tuition and those fees, the credit or



1 semester shall count against that limit in the proportion that the remission bears to  
2 the total nonresident tuition, academic fees, and segregated fees charged for that  
3 credit or semester. This requirement applies notwithstanding the fact that the  
4 student may be entitled to educational assistance under 10 USC 16131 to 16137, 10  
5 USC 16161 to 16166, or 38 USC 3001 to 3036 as well as under 38 USC 3313, unless  
6 the student has 12 months or less of eligibility remaining for educational assistance  
7 under 10 USC 16131 to 16137, 10 USC 16161 to 16166, or 38 USC 3001 to 3036.

8 **SECTION 1001e.** 36.27 (6) of the statutes is created to read:

9 36.27 (6) SEGREGATED FEES. The board shall ensure that segregated fees are  
10 used only for the purpose for which they are charged.

11 **SECTION 1001m.** 36.29 (6) of the statutes is amended to read:

12 36.29 (6) The board may not accept any gift, grant or bequest of real property  
13 with a value in excess of \$30,000 \$150,000 except as provided in s. 13.48 (2) (b) 1m.

14 **SECTION 1001s.** 36.30 of the statutes is amended to read:

15 **36.30 Sick leave.** Leave of absence for persons ~~holding positions under s.~~  
16 ~~20.923 (4g) and (5), faculty and academic staff personnel~~ employees with pay, owing  
17 to sickness, shall be regulated by rules of the board, except that unused sick leave  
18 shall accumulate from year to year.

19 **SECTION 604.** 36.335 of the statutes is amended to read:

20 **36.335 Sale of other land; buildings and structures.** Except as provided  
21 in s. 36.33, if the ~~Board of Regents of the University of Wisconsin System~~ board sells  
22 any real property under its jurisdiction ~~during the period beginning on October 27,~~  
23 ~~2007, and ending on June 30, 2009, and the period beginning on July 1, 2009,~~ the  
24 board shall credit deposit the net proceeds of the sale ~~to the appropriation account~~  
25 ~~under s. 20.285 (1) (iz)~~ into the University of Wisconsin System fund except that if

1 there is any outstanding public debt used to finance the acquisition, construction, or  
2 improvement of any property that is sold, the board shall deposit a sufficient amount  
3 of the net proceeds from the sale of the property in the bond security and redemption  
4 fund under s. 18.09 to repay the principal and pay the interest on the debt, and any  
5 premium due upon refunding any of the debt. If the property was acquired,  
6 constructed, or improved with federal financial assistance, the board shall pay to the  
7 federal government any of the net proceeds required by federal law. If the property  
8 was acquired by gift or grant or acquired with gift or grant funds, the board shall  
9 adhere to any restriction governing use of the proceeds.

10 **SECTION 605.** 36.34 (1) (a) 3. of the statutes is amended to read:

11 36.34 (1) (a) 3. Is a Hispanic, as defined in s. ~~560.036~~ 16.287 (1) (d).

12 **SECTION 1004m.** 36.34 (1) (b) of the statutes is amended to read:

13 36.34 (1) (b) The board shall establish a grant program for minority  
14 undergraduates enrolled in the system. The board shall designate all grants under  
15 this subsection as Lawton grants. ~~Grants shall be awarded from the appropriation~~  
16 ~~under s. 20.285 (4) (dd).~~ The board may not make a grant under this subsection to  
17 a person whose name appears on the statewide support lien docket under s. 49.854  
18 (2) (b), unless the person provides to the board a payment agreement that has been  
19 approved by the county child support agency under s. 59.53 (5) and that is consistent  
20 with rules promulgated under s. 49.858 (2) (a).

21 **SECTION 606.** 36.34 (1) (c) of the statutes is repealed.

22 **SECTION 1006m.** 36.36 (intro.) of the statutes is amended to read:

23 **36.36 Grants for study abroad.** (intro.) ~~From the appropriation under s.~~  
24 ~~20.285 (1) (er), the~~ The board shall may award a grant of up to \$2,000 to a resident

1 undergraduate student to assist in paying the costs associated with the student's  
2 study abroad if the student satisfies all of the following criteria:

3 **SECTION 607.** 36.46 (1) of the statutes is renumbered 36.46, and 36.46 (2), as  
4 renumbered, is amended to read:

5 36.46 (2) Notwithstanding ~~par. (a)~~ sub. (1), if, within 14 working days after the  
6 date of the secretary's notification, the cochairpersons of the committee do not notify  
7 the secretary that the committee has scheduled a meeting for the purpose of  
8 reviewing the secretary's proposed action, the proposed reserve funds may be  
9 accumulated. If, within 14 working days after the date of the secretary's notification,  
10 the cochairpersons of the committee notify the secretary that the committee has  
11 scheduled a meeting for the purpose of reviewing the secretary's proposed action, the  
12 proposed reserve funds may not be accumulated unless the committee approves that  
13 action.

14 **SECTION 608.** 36.46 (2) of the statutes is repealed.

15 **SECTION 1014m.** 36.49 (3) of the statutes is created to read:

16 36.49 (3) Award the balance to the University of Wisconsin–Stevens Point for  
17 environmental programs.

18 **SECTION 1015e.** 36.52 of the statutes is amended to read:

19 **36.52 Reimbursement of pay supplements.** Whenever moneys become  
20 available from the federal government to finance the cost of pay and related  
21 adjustments for employees of the system ~~in the unclassified service~~ whose positions  
22 are wholly or partly funded from federal revenue under 7 USC 343 that have been  
23 paid from the appropriation under s. 20.865 (1) (c) during the same fiscal year in  
24 which moneys are expended from that appropriation, the board shall reimburse the

1 general fund for any expenditures made under s. 20.865 (1) (cj) from the appropriate  
2 appropriation to the board made from federal revenues.

3 **SECTION 1015m.** 36.53 (2) (a) of the statutes is renumbered 36.53 (2).

4 **SECTION 1015p.** 36.53 (2) (b) of the statutes is repealed.

5 **SECTION 1015r.** 36.54 (2) (b) of the statutes is amended to read:

6 36.54 (2) (b) From the appropriations under s. 20.285 (1) (j), (r) ~~and~~, (rc), and  
7 (xr), the environmental education board shall award grants to corporations and  
8 public agencies for the development, dissemination and presentation of  
9 environmental education programs. Programs shall be funded on an 18-month  
10 basis. The environmental education board may not award a grant unless the grant  
11 recipient matches at least 25% of the amount of the grant. Private funds and in-kind  
12 contributions may be applied to meet the matching requirement. Grants under this  
13 paragraph may not be used to replace funding available from other sources.

14 **SECTION 1015s.** 36.54 (2) (c) of the statutes is amended to read:

15 36.54 (2) (c) The environmental education board shall promulgate rules  
16 establishing the criteria and procedures for the awarding of grants for programs and  
17 projects under par. (b). The environmental education board shall use the priorities  
18 established under sub. (1) for awarding grants if the amount in the appropriations  
19 under s. 20.285 (1) (j), (r) ~~and~~, (rc), and (xr) in any fiscal year is insufficient to fund  
20 all applications under this subsection.

21 **SECTION 1015v.** 36.58 (5) of the statutes is repealed.

22 **SECTION 1015x.** 36.585 of the statutes is created to read:

23 **36.585 Telecommunications and information technology services. (1)**

24 In this section, “telecommunications services” includes data and voice over Internet

1 protocol services, Internet protocol services, broadband access and transport,  
2 information technology services, Internet access services, and unlit fiber.

3 (3) The board may not be, and shall ensure that no institution or college campus  
4 is and that the extension is not, a member, shareholder, or partner in or with any  
5 business organization or other person that offers, resells, or provides  
6 telecommunications services to the general public or to any public or private entity  
7 other than the system, an institution, a college campus, or the extension.

8 (4) The board may not do, and shall ensure that no institution or college  
9 campus does and that the extension does not do, any of the following:

10 (a) Receive any funds from the National Telecommunications and Information  
11 Administration in the federal department of commerce related to the Building  
12 Community Capacity Through Broadband Project grant awarded to the extension.

13 (b) Disburse, spend, loan, grant, or in any other way distribute or commit to  
14 distribute any funds received with respect to or budgeted or allocated for the  
15 Building Community Capacity Through Broadband Project identified under par. (a).

16 (5) Beginning July 1, 2012, the board shall ensure that Wisconsin's Research  
17 and Education Network, a nonprofit association of public and private organizations  
18 that provides Internet access and other network services to member organizations,  
19 known as WiscNet, is not incorporated as a department or office in the system.

20 **SECTION 1016g.** 36.60 (3) (b) of the statutes is amended to read:

21 36.60 (3) (b) The agreement shall specify that the responsibility of the board  
22 to make the payments under the agreement is subject to the availability of funds in  
23 the appropriations amount of funds transferred to the board under s. 20.505 (8) (hm)  
24 6r., the contributions received and penalties assessed by the board, and the  
25 appropriation under s. 20.285 (1) (j), ~~(k)~~, and (q).

1           **SECTION 1016k.** 36.60 (5) (a) of the statutes is amended to read:

2           36.60 (5) (a) The obligation of the board to make payments under an agreement  
3 entered into under sub. (3) (b) is subject to the ~~availability of funds in the~~  
4 appropriations amount of funds transferred to the board under s. 20.505 (8) (hm) 6r.,  
5 the contributions received and penalties assessed by the board, and the  
6 appropriation under s. 20.285 (1) (jc), ~~(ks), and (qj)~~.

7           **SECTION 1016n.** 36.60 (5) (b) (intro.) of the statutes is amended to read:

8           36.60 (5) (b) (intro.) If the cost of repaying the loans of all eligible applicants,  
9 when added to the cost of loan repayments scheduled under existing agreements,  
10 exceeds the total amount ~~in the appropriations of funds transferred to the board~~  
11 under s. 20.505 (8) (hm) 6r., the contributions received and penalties assessed by the  
12 board, and the appropriation under s. 20.285 (1) (jc), ~~(ks), and (qj)~~, the board shall  
13 establish priorities among the eligible applicants based upon the following  
14 considerations:

15           **SECTION 1016p.** 36.60 (6) of the statutes is amended to read:

16           36.60 (6) LOCAL PARTICIPATION. The board shall encourage contributions to the  
17 program under this section by counties, cities, villages, and towns. ~~Funds received~~  
18 ~~under this subsection shall be deposited in the appropriation under s. 20.285 (1) (jc).~~

19           **SECTION 1016r.** 36.60 (6m) (a) of the statutes is renumbered 36.60 (6m).

20           **SECTION 1016t.** 36.60 (6m) (b) of the statutes is repealed.

21           **SECTION 1016w.** 36.61 (3) (b) of the statutes is amended to read:

22           36.61 (3) (b) The agreement shall specify that the responsibility of the board  
23 to make the payments under the agreement is subject to the ~~availability of funds in~~  
24 the appropriations amount of funds transferred to the board under s. 20.505 (8) (hm)

1 6r., the contributions received and penalties assessed by the board, and the  
2 appropriation under s. 20.285 (1) ~~(jc), (ks), and (qj)~~.

3 **SECTION 1016y.** 36.61 (5) (a) of the statutes is amended to read:

4 36.61 (5) (a) The obligation of the board to make payments under an agreement  
5 entered into under sub. (3) is subject to the ~~availability of funds in the appropriations~~  
6 amount of funds transferred to the board under s. 20.505 (8) (hm) 6r., the  
7 contributions received and penalties assessed by the board, and the appropriation  
8 under s. 20.285 (1) ~~(jc), (ks), and (qj)~~.

9 **SECTION 1017d.** 36.61 (5) (b) (intro.) of the statutes is amended to read:

10 36.61 (5) (b) (intro.) If the cost of repaying the loans of all eligible applicants,  
11 when added to the cost of loan repayments scheduled under existing agreements,  
12 exceeds the total amount ~~in the appropriations of funds transferred to the board~~  
13 under s. 20.505 (8) (hm) 6r., the contributions received and penalties assessed by the  
14 board, and the appropriation under s. 20.285 (1) ~~(jc), (ks), and (qj)~~, the board shall  
15 establish priorities among the eligible applicants based upon the following  
16 considerations:

17 **SECTION 1017g.** 36.61 (6) of the statutes is amended to read:

18 36.61 (6) LOCAL PARTICIPATION. The board shall encourage contributions to the  
19 program under this section by counties, cities, villages and towns. ~~Funds received~~  
20 ~~under this subsection shall be credited to the appropriation account under s. 20.285~~  
21 ~~(1) (jc).~~

22 **SECTION 1017i.** 36.61 (6m) (a) of the statutes is renumbered 36.61 (6m).

23 **SECTION 1017k.** 36.61 (6m) (b) of the statutes is repealed.

24 **SECTION 1017m.** 36.65 of the statutes is created to read:

1           **36.65 Annual reports. (1) DEFINITION.** In this section, “chancellor” means  
2 the chancellor of the University of Wisconsin–Madison.

3           **(2) REPORTS.** Annually, the board and the chancellor shall each submit an  
4 accountability report to the governor and to the legislature under s. 13.172 (2). The  
5 reports shall include all of the following information, the board’s report with respect  
6 to the system other than the University of Wisconsin–Madison, and the chancellor’s  
7 report with respect to the University of Wisconsin–Madison:

8           (a) *Performance.* The graduation rate, the total number of graduates, the time  
9 needed to graduate, the number of credits needed to obtain a degree, retention rates,  
10 placement of graduates, and the percentage of residents and nonresidents who  
11 reside in this state 10 years after graduation.

12           (b) *Financial.* Financial reports from each institution and each college campus,  
13 prepared using generally accepted accounting principles.

14           (c) *Access and affordability.* A profile of enrolled students, including mean per  
15 capita family income, the percentage of resident and nonresident students who are  
16 low–income, the percentage of resident and nonresident students who are members  
17 of minority groups, the number of transfers from other institutions and other colleges  
18 within this state, the published cost for resident students and the actual cost for  
19 resident students once financial aid is subtracted, and increases in available  
20 institutional financial aid for students with a demonstrated need.

21           (d) *Undergraduate education.* The extent of access to required courses and to  
22 popular majors, the majors offered, improvements in overall student experience,  
23 efforts to close the achievement gap between majority and underrepresented  
24 minority students, and post–graduation success.



1           (e) *Graduate and professional education.* The number of graduate degrees  
2 awarded; the number of professional graduates in key areas, including physicians,  
3 nurses, business, engineers, pharmacists, veterinarians, and lawyers; and  
4 incentives provided for remaining in this state after graduation.

5           (f) *Faculty.* A profile of the faculty, including faculty teaching loads, success or  
6 failure in recruiting and retaining scholars, and teachers who are rated at the top of  
7 their fields.

8           (g) *Economic development.* The amount and source of research funds and other  
9 new revenue brought into the state, the number of government contracts received,  
10 the number of research projects in progress or completed, the number of patents and  
11 licenses for system inventions, the number of new businesses created or spun off, the  
12 number of secondary businesses affiliated with the system or system-sponsored  
13 research projects, support provided to existing industries throughout the state, job  
14 growth from support to existing industries and new businesses, the number of jobs  
15 created in campus areas, the number of jobs created statewide, and a comparison of  
16 economic indicators for campus and other areas.

17           (h) *Collaboration.* Partnerships and collaborative relationships with system  
18 administration and institutions.

19           **SECTION 609.** 38.04 (1m) (b) (intro.) of the statutes is amended to read:

20           38.04 **(1m)** (b) (intro.) The board, in consultation with the department of  
21 commerce Wisconsin Economic Development Corporation, shall do all of the  
22 following for each economic development program administered by the board:

23           **SECTION 610.** 38.04 (4) (a) of the statutes is amended to read:

24           38.04 **(4)** (a) ~~Except as provided in par. (ag), the~~ The qualifications of  
25 educational personnel and the courses of study for each program offered in district

1 schools shall be approved by the board. The board may charge the districts for the  
2 full costs associated with certification of educational personnel. Such certification  
3 expenses shall not be included in the district aidable cost.

4 **SECTION 611.** 38.04 (4) (ag) of the statutes is repealed.

5 **SECTION 612.** 38.04 (8) (a) of the statutes is amended to read:

6 38.04 **(8)** (a) In this subsection, “minority group member” has the meaning  
7 given in s. ~~560.036~~ 16.287 (1) (f).

8 **SECTION 613.** 38.04 (10m) (title) of the statutes is amended to read:

9 38.04 **(10m)** (title) ECONOMIC DEVELOPMENT ASSISTANCE COORDINATION AND  
10 REPORTING.

11 **SECTION 614.** 38.04 (10m) of the statutes is renumbered 38.04 (10m) (b) and  
12 amended to read:

13 38.04 **(10m)** (b) Annually, no later than October 1, the board shall submit to  
14 the joint legislative audit committee and to the appropriate standing committees of  
15 the legislature under s. 13.172 (3) a comprehensive report assessing economic  
16 development programs, as defined in sub. (1m) (a), administered by the board. The  
17 report shall include all of the information required under s. ~~560.01 (2) (am)~~ 238.07  
18 (2). The board shall collaborate with the ~~department of commerce~~ Wisconsin  
19 Economic Development Corporation to make readily accessible to the public on an  
20 Internet-based system the information required under this subsection.

21 **SECTION 615.** 38.04 (10m) (a) of the statutes is created to read:

22 38.04 **(10m)** (a) The board shall coordinate any economic development  
23 assistance with the Wisconsin Economic Development Corporation.

24 **SECTION 1094g.** 38.15 (3) (e) of the statutes is created to read:

1           **38.15 (3) (e)** That portion of a capital expenditure funded with student housing  
2           payments for the purchase or construction, or the lease/purchase, of a student  
3           residence facility if the district board uses no revenue derived from its tax levy under  
4           s. 38.16, state aid received under s. 38.28, or fees and tuition collected under s. 38.24,  
5           for the purchase or construction, or the lease/purchase, of the student residence  
6           facility.

7           **SECTION 616.** 38.16 (3) of the statutes is created to read:

8           **38.16 (3) (a)** In this subsection:

9           1. “Department” means the department of revenue.

10          2. “Excess levy” means the amount by which a district board’s tax levy exceeds  
11          the limit under par. (b).

12          3. “Tax levy” excludes taxes levied for the purpose of paying principal and  
13          interest on valid bonds and notes.

14          (b) Notwithstanding sub. (1), a district board’s tax levy in 2011 and in 2012 may  
15          not exceed the greater of the following, except as provided in pars. (bg) and (br):

16          1. The district board’s tax levy in 2010.

17          2. The amount generated using the mill rate used for the tax levy in 2010.

18          (bg) The limit otherwise applicable to a district board under par. (b) is increased  
19          by an amount equal to the amount of any refunded or rescinded property taxes paid  
20          by the district board in the year of the levy if the refunded or rescinded property taxes  
21          result in a redetermination of the district’s equalized valuation by the department  
22          of revenue under s. 74.41.

23          (br) 1. If a district board wishes to exceed the limit under par. (b) otherwise  
24          applicable to the district in 2011 or 2012, it shall adopt a resolution supporting  
25          inclusion in the final district budget of an amount equal to the proposed excess levy.

1 The resolution shall be filed as provided in s. 8.37. Within 10 days after adopting the  
2 resolution, the district board shall notify the board of the scheduled date of the  
3 referendum and submit a copy of the resolution to the board. The district board shall  
4 call a special referendum for the purpose of submitting the resolution to the electors  
5 of the district for approval or rejection. In lieu of a special referendum, the district  
6 board may specify that the referendum be held at the next succeeding spring primary  
7 or election or September primary or general election, if such election is to be held not  
8 sooner than 42 days after the filing of the resolution of the district board. The district  
9 board shall certify the results of the referendum to the board within 10 days after the  
10 referendum is held.

11 2. The district board shall publish type A, B, C, D, and E notices of the  
12 referendum under s. 10.01 (2). Notwithstanding s. 10.01 (2) (a), the type A notice  
13 shall include a statement of the amount of the excess levy specified in subd. 1. and  
14 a copy of the resolution under subd. 1. Section 5.01 (1) applies in the event of failure  
15 to comply with the notice requirements of this subdivision.

16 3. The referendum shall be held in accordance with chs. 5 to 12. The district  
17 board shall provide the election officials with all necessary election supplies. The  
18 form of the ballot shall correspond substantially with the standard form for  
19 referendum ballots prescribed by the government accountability board under ss.  
20 5.64 (2) and 7.08 (1) (a). The question submitted shall be whether the limit under  
21 par. (b) may be exceeded by a specified amount. The limit otherwise applicable to the  
22 district under par. (b) is increased by the amount approved by a majority of those  
23 voting on the question.

24 (c) Except as provided in par. (d), if the board determines that a district board  
25 imposed an excess levy in 2011 or 2012, the board shall do all of the following:

1           1. Reduce the amount of state aid payments to the district board in the school  
2 year in which the district board imposed the excess levy by an amount equal to the  
3 amount of the excess levy.

4           2. Ensure that the amount of any reductions in state aid under subd. 1. lapses  
5 to the general fund.

6           3. Ensure that the amount of the excess levy is not included in determining the  
7 limit described under par. (b) for the district board for the following year.

8           4. Ensure that, if a district board's excess levy exceeds the amount of state aid  
9 that may be reduced under subd. 1., the excess amount is subtracted from state aid  
10 payments in the following years until the total amount of the excess levy is  
11 subtracted from the state aid payments.

12           (d) The department may issue a finding that a district board is not liable for  
13 a penalty that would otherwise be imposed under par. (c) if the department  
14 determines that the district board's excess levy is caused by one of the following  
15 clerical errors:

16           1. The department, through mistake or inadvertence, has assessed to any  
17 county or taxation district, in the current year or in the previous year, a greater or  
18 lesser valuation for any year than should have been assessed, causing the district  
19 board's levy to be erroneous in a way that directly causes an excess levy.

20           2. A taxation district clerk or a county clerk, through mistake or inadvertence  
21 in preparing or delivering the tax roll, causes a district board's levy to be erroneous  
22 in a way that directly causes an excess levy.

23           (e) Except as provided in par. (bg), a district board may not impose a tax levy  
24 at a rate greater than 1.5 mills on the full value of the taxable property of the district  
25 under this subsection.

1           **SECTION 617.** 38.22 (6) (e) of the statutes is repealed.

2           **SECTION 1096bg.** 38.22 (6) (f) of the statutes is amended to read:

3           38.22 **(6)** (f) Any person verified by the department of veterans affairs as being  
4 a resident of this state under s. 38.24 (8) (a) 1r.

5           **SECTION 1097g.** 38.24 (7) (a) (intro.) of the statutes is amended to read:

6           38.24 **(7)** (a) (intro.) In this subsection, ~~“eligible veteran”~~ subsection:

7           1m. “Eligible veteran” means a person verified by the department of veterans  
8 affairs to be either of the following:

9           **SECTION 1097j.** 38.24 (7) (a) 1. of the statutes is renumbered 38.24 (7) (a) 1m.

10 a.

11           **SECTION 1097m.** 38.24 (7) (a) 1p. of the statutes is created to read:

12           38.24 **(7)** (a) 1p. “Fees” means the amount charged to a resident student under  
13 sub. (1m) (a) to (c) to enroll in a course leading to an associate degree, collegiate  
14 transfer, or vocational diploma. In the case of a distance education, online, or other  
15 course for which the amount charged to enroll in the course equals at least 100  
16 percent of the cost of offering the course, “fees” includes the regular fees charged to  
17 a resident student under sub. (1m) (a) to (c) to enroll in the course and any additional  
18 fees charged to that student under sub. (1m) (a) to (c) to enroll in that course.

19           **SECTION 1097p.** 38.24 (7) (a) 2. of the statutes is renumbered 38.24 (7) (a) 1m.

20 b. and amended to read:

21           38.24 **(7)** (a) 1m. b. A person who was a resident of this state at the time of entry  
22 into service described in subd. 1- 1m. a. and who the U.S. department of veteran  
23 affairs has awarded at least a 30 percent service–connected disability rating under  
24 38 USC 1114 or 1134.

25           **SECTION 1098b.** 38.24 (7) (b) (intro.) of the statutes is amended to read:

1           38.24 (7) (b) (intro.) Except as provided in subds. 1. to 3. and par. (bg), the  
2 district board shall grant full remission of fees ~~under sub. (1m) (a) to (e)~~ for 128  
3 credits or 8 semesters, whichever is longer, less the number of credits or semesters  
4 for which the person received remission of fees from any other district board under  
5 this subsection and from the Board of Regents under s. 36.27 (3n) (b) and less the  
6 amount of any fees paid under 38 USC 3319, to any resident student who is also any  
7 of the following:

8           **SECTION 1099b.** 38.24 (7) (bg) of the statutes is amended to read:

9           38.24 (7) (bg) Before the district board may grant a remission of fees under par.  
10 (b), the district board shall require the resident student to apply to the payment of  
11 those fees all educational assistance to which the resident student is entitled under  
12 38 USC 3319. If that educational assistance covers 100 percent of those fees for a  
13 credit or semester, that credit or semester shall not count against the 128 credit or  
14 8 semester limit provided in par. (b). If that educational assistance covers less than  
15 100 percent of those fees for a credit or semester and the remission under par. (b)  
16 covers the remainder of those fees, the credit or semester shall count against that  
17 limit in the proportion that the remission bears to the total fees charged for that  
18 credit or semester. This requirement applies notwithstanding the fact that the  
19 resident student may be entitled to educational assistance under 10 USC 16132a, 10  
20 USC 16163a, or 38 USC 3500 to 3566 as well as under 38 USC 3319, unless the  
21 resident student has 12 months or less of eligibility remaining for educational  
22 assistance under 10 USC 16132a, 10 USC 16163a, or 38 USC 3500 to 3566.

23           **SECTION 1099d.** 38.24 (7) (c) of the statutes is amended to read:

1           38.24 (7) (c) The higher educational aids board shall reimburse the district  
2 board for all fees ~~under sub. (1m) (a) to (c)~~ remitted under par. (b) as provided in s.  
3 39.50 (2) and (3m).

4           **SECTION 1099g.** 38.24 (8) (a) (intro.) of the statutes is amended to read:

5           38.24 (8) (a) (intro.) In this subsection, “veteran” subsection:

6           1r. “Veteran” means a person who is verified by the department of veterans  
7 affairs as being a resident of this state for purposes of receiving benefits under ch.  
8 45, as being a resident at the time of his or her entry into the U.S. armed forces or  
9 forces incorporated in the U.S. armed forces, and as meeting any of the following  
10 conditions:

11           **SECTION 1099i.** 38.24 (8) (a) 1. of the statutes is renumbered 38.24 (8) (a) 1r.  
12 a. and amended to read:

13           38.24 (8) (a) 1r. a. The person has served on active duty for at least one  
14 qualifying term of service under ~~subds. 2. to 4.~~ subd. 1r. b. to d. under honorable  
15 conditions in the U.S. armed forces or in forces incorporated as part of the U.S. armed  
16 forces during a war period or in a crisis zone.

17           **SECTION 1099k.** 38.24 (8) (a) 1g. of the statutes is created to read:

18           38.24 (8) (a) 1g. “Fees” has the meaning given in sub. (7) (a) 1p.

19           **SECTION 1099p.** 38.24 (8) (a) 2. of the statutes is renumbered 38.24 (8) (a) 1r.  
20 b.

21           **SECTION 1099r.** 38.24 (8) (a) 3. of the statutes is renumbered 38.24 (8) (a) 1r.  
22 c.

23           **SECTION 1099t.** 38.24 (8) (a) 4. of the statutes is renumbered 38.24 (8) (a) 1r.  
24 d.



1           **SECTION 1099v.** 38.24 (8) (a) 5. of the statutes is renumbered 38.24 (8) (a) 1r.

2           e.

3           **SECTION 1099y.** 38.24 (8) (a) 6. of the statutes is renumbered 38.24 (8) (a) 1r.

4           f.

5           **SECTION 1100b.** 38.24 (8) (b) of the statutes is amended to read:

6           38.24 (8) (b) Except as provided in par. (bg), the district board shall grant full  
7           remission of the fees charged ~~under sub. (1m) (a) to (e)~~ for 128 credits or 8 semesters,  
8           whichever is longer, less the number of credits or semesters for which the person  
9           received remission of fees from any other district board under this subsection and  
10          from the Board of Regents under s. 36.27 (3p) and less the amount of any fees paid  
11          under 10 USC 2107 (c), 38 USC 3104 (a) (7) (A), or 38 USC 3313, to any student who  
12          is a veteran.

13          **SECTION 1101e.** 38.24 (8) (bg) of the statutes is amended to read:

14          38.24 (8) (bg) Before the district board may grant a remission of fees under par.  
15          (b), the district board shall require the student to apply to the payment of those fees  
16          all educational assistance to which the student is entitled under 38 USC 3313. If that  
17          educational assistance covers 100 percent of those fees for a credit or semester, that  
18          credit or semester shall not count against the 128 credit or 8 semester limit provided  
19          in par. (b). If that educational assistance covers less than 100 percent of those fees  
20          for a credit or semester and the remission under par. (b) covers the remainder of those  
21          fees, the credit or semester shall count against that limit in the proportion that the  
22          remission bears to the total fees charged for that credit or semester. This  
23          requirement applies notwithstanding the fact that the student may be entitled to  
24          educational assistance under 10 USC 16131 to 16137, 10 USC 16161 to 16166, or 38  
25          USC 3001 to 3036 as well as under 38 USC 3313, unless the student has 12 months

1 or less of eligibility remaining for educational assistance under 10 USC 16131 to  
2 16137, 10 USC 16161 to 16166, or 38 USC 3001 to 3036.

3 **SECTION 1101g.** 38.24 (8) (c) of the statutes is amended to read:

4 38.24 (8) (c) The higher educational aids board shall reimburse the district  
5 board for all fees ~~under sub. (1m) (a) to (e)~~ remitted under par. (b) as provided in s.  
6 39.50 (2) and (3m).

7 **SECTION 618.** 38.26 (1) of the statutes is amended to read:

8 38.26 (1) In this section, “minority student” means a student enrolled in a  
9 district school who is a minority group member, as defined in s. ~~560.036~~ 16.287 (1)  
10 (f).

11 **SECTION 1105n.** 38.50 (12) (a) 1m. of the statutes is created to read:

12 38.50 (12) (a) 1m. A person described in sub. (1) (e) 1. whose administrative  
13 headquarters and principal place of business is in the village of Union Grove that  
14 provides a residential facility located in that village to assist young adults with  
15 disabilities in transitioning from home and school to work and independent living.

16 **SECTION 619105v.** 39.15 (1) (a) of the statutes is amended to read:

17 39.15 (1) (a) ~~One-third~~ Two of the members of the board of trustees of the  
18 Medical College of Wisconsin, Inc., shall be nominated by the governor, and, with the  
19 advice and consent of the senate, appointed for staggered 6-year terms expiring on  
20 ~~May 1~~ June 30.

21 **SECTION 620.** 39.40 (1) (c) of the statutes is amended to read:

22 39.40 (1) (c) A Hispanic, as defined in s. ~~560.036~~ 16.287 (1) (d).

23 **SECTION 621.** 39.435 (7) (a) 1. of the statutes is amended to read:

24 39.435 (7) (a) 1. For purposes of calculating the amount to be appropriated  
25 under s. 20.235 (1) (fe) for fiscal year ~~2011–12~~ 2013–14, “base amount” means the

1 amount shown in the schedule under s. 20.005 for that appropriation for fiscal year  
2 ~~2010–11~~ 2012–13.

3 **SECTION 622.** 39.435 (7) (a) 2. of the statutes is amended to read:

4 39.435 (7) (a) 2. For purposes of calculating the amount to be appropriated  
5 under s. 20.235 (1) (fe) for each fiscal year after fiscal year ~~2011–12~~ 2013–14, “base  
6 amount” means the appropriation amount calculated under par. (b) for the previous  
7 fiscal year.

8 **SECTION 623.** 39.435 (7) (b) (intro.) of the statutes is amended to read:

9 39.435 (7) (b) (intro.) Biennially, beginning on February 1, ~~2011~~ 2013, the board  
10 shall calculate the amounts to be appropriated under s. 20.235 (1) (fe) for the next  
11 biennium as follows:

12 **SECTION 624.** 39.437 (1) of the statutes is amended to read:

13 39.437 (1) ESTABLISHMENT OF GRANT PROGRAM. There is established, to be  
14 administered by the board, ~~with the assistance of the office of the Wisconsin~~  
15 ~~Covenant Scholars Program in the department of administration as provided in~~  
16 ~~subs. (2) (a) 2., (4), and (5),~~ a Wisconsin Covenant Scholars Program to provide grants  
17 to students who meet the eligibility criteria specified in sub. (2).

18 **SECTION 625.** 39.437 (2) (a) 2. of the statutes is amended to read:

19 39.437 (2) (a) 2. The student has been designated as a Wisconsin covenant  
20 scholar by the ~~office of the Wisconsin Covenant Scholars Program in the department~~  
21 ~~of administration~~ board.

22 **SECTION 626.** 39.437 (4) (a) of the statutes is amended to read:

23 39.437 (4) (a) By February 1 of each year, the Board of Regents of the University  
24 of Wisconsin System shall provide to the ~~office of the Wisconsin Covenant Scholars~~  
25 ~~Program in the department of administration~~ board information relating to the

1 resident undergraduate academic fees charged to attend each of the institutions  
2 within that system for the current academic year, the technical college system board  
3 shall provide to ~~that office~~ the board information relating to the fees under s. 38.24  
4 (1m) (a) to (c) charged to attend each of the technical colleges within that system for  
5 the current academic year, each tribally controlled college in this state shall provide  
6 to ~~that office~~ the board information relating to the tuition and fees charged to attend  
7 the tribal college for the current academic year, and the Wisconsin Association of  
8 Independent Colleges and Universities or a successor organization shall provide to  
9 ~~that office~~ the board information relating to tuition and fees charged to attend each  
10 of the private, nonprofit, accredited institutions of higher education in this state for  
11 the current academic year.

12 **SECTION 627.** 39.437 (4) (b) of the statutes is amended to read:

13 39.437 (4) (b) By April 1 of each year, the ~~office of the Wisconsin Covenant~~  
14 ~~Scholars Program in the department of administration~~ board shall determine the  
15 average of the resident undergraduate academic fees charged for the current  
16 academic year among the institutions within the University of Wisconsin System,  
17 the average of the fees under s. 38.24 (1m) (a) to (c) charged for the current academic  
18 year among the technical colleges in this state, the average of the tuition and fees  
19 charged for the current academic year among the tribally controlled colleges in this  
20 state, and the average of the tuition and fees charged for the current academic year  
21 among the private, nonprofit, accredited institutions of higher education in this  
22 state.

23 **SECTION 628.** 39.437 (4) (c) of the statutes is amended to read:

24 39.437 (4) (c) To the extent permitted under 20 USC 1232g and 34 CFR part  
25 99, the department of public instruction shall provide pupil information to the ~~office~~

1 of the ~~Wisconsin Covenant Scholars Program in the department of administration~~  
2 board as necessary for that office to fulfill its role in the administration of the grant  
3 program under this section.

4 **SECTION 629.** 39.437 (5) (intro.) of the statutes is amended to read:

5 39.437 (5) RULES. (intro.) The ~~department of administration~~ board shall  
6 promulgate rules to implement this section, including all of the following:

7 **SECTION 630.** 39.437 (5) (c) of the statutes is amended to read:

8 39.437 (5) (c) Any other rules the ~~department of administration~~ board  
9 considers necessary to assure the uniform administration of this section.

10 **SECTION 631.** 39.437 (6) of the statutes is created to read:

11 39.437 (6) SUNSET. No student may enroll in the Wisconsin Covenant Scholars  
12 Program after September 30, 2011. After that date, the board may designate a  
13 student as a Wisconsin covenant scholar under sub. (2) (a) 2. only if the student  
14 enrolled in the Wisconsin Covenant Scholars Program by that date.

15 **SECTION 632.** 39.44 (1) (a) 3. of the statutes is amended to read:

16 39.44 (1) (a) 3. Is a Hispanic, as defined in s. ~~560.036~~ 16.287 (1) (d).

17 **SECTION 1134m.** 39.50 (1) of the statutes is amended to read:

18 39.50 (1) UNIVERSITY OF WISCONSIN SYSTEM. At the end of each semester, the  
19 Board of Regents of the University of Wisconsin System shall certify to the board the  
20 number of students enrolled in the University of Wisconsin System to whom any fees  
21 or nonresident tuition has been remitted under s. 36.27 (3n) or (3p), the number of  
22 credits for which those fees or that nonresident tuition has been remitted, and the  
23 amount of fees and nonresident tuition remitted. Subject to sub. (3m), if the board  
24 approves the information certified under this subsection, the board, from the  
25 appropriation account under s. 20.235 (1) (fz), shall reimburse the board of regents

1 for the full amount of fees and nonresident tuition remitted. ~~The board of regents~~  
2 ~~shall credit any amounts received under this subsection to the appropriation under~~  
3 ~~s. 20.285 (1) (k) and shall expend those amounts received for degree credit~~  
4 ~~instruction.~~

5 **SECTION 633.** 40.02 (25) (b) 2c. of the statutes is amended to read:

6 40.02 (25) (b) 2c. A state employee described in s. 49.825 (4) or (5) or 49.826 (4).

7 **SECTION 1139m.** 40.02 (28) of the statutes is amended to read:

8 40.02 (28) “Employer” means the state, including each state agency, any  
9 county, city, village, town, school district, other governmental unit or  
10 instrumentality of 2 or more units of government now existing or hereafter created  
11 within the state, any federated public library system established under s. 43.19  
12 whose territory lies within a single county with a population of 500,000 or more, a  
13 local exposition district created under subch. II of ch. 229, ~~a transit authority created~~  
14 ~~under s. 66.1039,~~ and a long-term care district created under s. 46.2895, except as  
15 provided under ss. 40.51 (7) and 40.61 (3). “Employer” does not include a local  
16 cultural arts district created under subch. V of ch. 229. Each employer shall be a  
17 separate legal jurisdiction for OASDHI purposes.

18 **SECTION 1139mb.** 40.02 (30) of the statutes is amended to read:

19 40.02 (30) “Executive participating employee” means a participating employee  
20 in a position designated under s. 19.42 (10) (L) or 20.923 (4), ~~(4g)~~, (7), (8), or (9) or  
21 authorized under s. 230.08 (2) (e) during the time of employment, and also includes  
22 the president and vice presidents of the University of Wisconsin System and the  
23 chancellors and vice chancellors who are serving as deputies of all University of  
24 Wisconsin institutions, the University of Wisconsin Colleges, and the University of  
25 Wisconsin-Extension. All service credited prior to May 17, 1988, as executive

1 service as defined under s. 40.02 (31), 1985 stats., shall continue to be treated as  
2 executive service as defined under s. 40.02 (31), 1985 stats., but no other service  
3 rendered prior to May 17, 1988, may be changed to executive service as defined  
4 under s. 40.02 (31), 1985 stats.

5 **SECTION 1139r.** 40.02 (41n) of the statutes is created to read:

6 40.02 (41n) “Municipal employer” has the meaning given in s. 111.70 (1) (j).

7 **SECTION 634.** 40.02 (48) (am) 22. of the statutes is amended to read:

8 40.02 (48) (am) 22. A person employed under s. 60.553 (1), 61.66 (1), or 62.13  
9 (2e) (a).

10 **SECTION 635.** 40.02 (48) (c) of the statutes is amended to read:

11 40.02 (48) (c) In s. 40.65, “protective occupation participant” means a  
12 participating employee who is a police officer, fire fighter, an individual determined  
13 by a participating employer under par. (a) or (bm) to be a protective occupation  
14 participant, county undersheriff, deputy sheriff, state probation and parole officer,  
15 county traffic police officer, conservation warden, state forest ranger, field  
16 conservation employee of the department of natural resources who is subject to call  
17 for forest fire control or warden duty, member of the state traffic patrol, state motor  
18 vehicle inspector, University of Wisconsin System full-time police officer, guard or  
19 any other employee whose principal duties are supervision and discipline of inmates  
20 at a state penal institution, excise tax investigator employed by the department of  
21 revenue, person employed under s. 60.553 (1), 61.66 (1), or 62.13 (2e) (a), or special  
22 criminal investigation agent employed by the department of justice.

23 **SECTION 636.** 40.03 (6) (h) (intro.) and 2. of the statutes are consolidated,  
24 renumbered 40.03 (6) (h) and amended to read:

1           40.03 (6) (h) Shall, on behalf of the state, offer as provided in s. 40.55 long-term  
2 care insurance policies, ~~subject to the following conditions:~~ 2. For purposes of this  
3 section, the offering by the state of long-term health insurance policies shall  
4 constitute a group insurance plan under par. (a) 1.

5           **SECTION 637.** 40.03 (6) (h) 1. of the statutes is repealed.

6           **SECTION 1145m.** 40.05 (1) (b) of the statutes, as affected by 2011 Wisconsin Act  
7 10, is renumbered 40.05 (1) (b) 1. and amended to read:

8           40.05 (1) (b) 1. Except as otherwise provided in a collective bargaining  
9 agreement entered into under subch. IV or V of ch. 111 and except as provided in  
10 subd. 2., an employer may not pay, on behalf of a participating employee, any of the  
11 contributions required by par. (a).

12           **SECTION 1145p.** 40.05 (1) (b) 2. of the statutes is created to read:

13           40.05 (1) (b) 2. a. A municipal employer shall pay, on behalf of a nonrepresented  
14 law enforcement or fire fighting managerial employee, who was initially employed  
15 by the municipal employer before the effective date of this subd. 2. a. .... [LRB inserts  
16 date], the same contributions required by par. (a) that are paid by the municipal  
17 employer for represented law enforcement or fire fighting personnel who were  
18 initially employed by the municipal employer before the effective date of this subd.  
19 2. a. .... [LRB inserts date].

20           b. An employer shall pay, on behalf of a nonrepresented managerial employee  
21 in a position described under s. 40.02 (48) (am) 7. or 8., who was initially employed  
22 by the state before the effective date of this subd. 2. b. .... [LRB inserts date], in a  
23 position described under s. 40.02 (48) (am) 7. or 8. the same contributions required  
24 by par. (a) that are paid by the employer for represented employees in positions



1 described under s. 40.02 (48) (am) 7. or 8. who were initially employed by the state  
2 before the effective date of this subd. 2. b. .... [LRB inserts date].

3 c. A municipal employer shall pay, on behalf of a represented law enforcement  
4 or fire fighting employee, who was initially employed by the municipal employer  
5 before the effective date of this subd. 2. c. .... [LRB inserts date], and who on or after  
6 the effective date of this subd. 2. c. .... [LRB inserts date], became employed in a  
7 nonrepresented law enforcement or fire fighting managerial position with the same  
8 municipal employer, or a successor municipal employer in the event of a combined  
9 department that is created on or after the effective date of this subd. 2. c. .... [LRB  
10 inserts date], the same contributions required by par. (a) that are paid by the  
11 employer for represented law enforcement or fire fighting personnel who were  
12 initially employed by a municipal employer before the effective date of this subd. 2.  
13 c. .... [LRB inserts date].

14 **SECTION 1145s.** 40.05 (4) (at) of the statutes is created to read:

15 40.05 (4) (at) An employer shall pay, on behalf of a nonrepresented managerial  
16 employee in a position described under s. 40.02 (48) (am) 7. or 8., who was initially  
17 employed by the state before the effective date of this paragraph .... [LRB inserts  
18 date], the same premium contribution rates required by par. (ag) that are paid by the  
19 employer for represented employees in positions described under s. 40.02 (48) (am)  
20 7. or 8. who were initially employed by the state before the effective date of this  
21 paragraph .... [LRB inserts date].

22 **SECTION 638.** 40.05 (4) (b) of the statutes is amended to read:

23 40.05 (4) (b) Except as provided under pars. (bc) and (bp), accumulated unused  
24 sick leave under ss. 13.121 (4), 36.30, 230.35 (2), 233.10, 238.04 (8), and 757.02 (5)  
25 and subch. I, V, or VI of ch. 111 of any eligible employee shall, at the time of death,

1 upon qualifying for an immediate annuity or for a lump sum payment under s. 40.25  
2 (1) or upon termination of creditable service and qualifying as an eligible employee  
3 under s. 40.02 (25) (b) 6. or 10., be converted, at the employee's highest basic pay rate  
4 he or she received while employed by the state, to credits for payment of health  
5 insurance premiums on behalf of the employee or the employee's surviving insured  
6 dependents. Any supplemental compensation that is paid to a state employee who  
7 is classified under the state classified civil service as a teacher, teacher supervisor,  
8 or education director for the employee's completion of educational courses that have  
9 been approved by the employee's employer is considered as part of the employee's  
10 basic pay for purposes of this paragraph. The full premium for any eligible employee  
11 who is insured at the time of retirement, or for the surviving insured dependents of  
12 an eligible employee who is deceased, shall be deducted from the credits until the  
13 credits are exhausted and paid from the account under s. 40.04 (10), and then  
14 deducted from annuity payments, if the annuity is sufficient. The department shall  
15 provide for the direct payment of premiums by the insured to the insurer if the  
16 premium to be withheld exceeds the annuity payment. Upon conversion of an  
17 employee's unused sick leave to credits under this paragraph or par. (bf), the  
18 employee or, if the employee is deceased, the employee's surviving insured  
19 dependents may initiate deductions from those credits or may elect to delay  
20 initiation of deductions from those credits, but only if the employee or surviving  
21 insured dependents are covered by a comparable health insurance plan or policy  
22 during the period beginning on the date of the conversion and ending on the date on  
23 which the employee or surviving insured dependents later elect to initiate  
24 deductions from those credits. If an employee or an employee's surviving insured  
25 dependents elect to delay initiation of deductions from those credits, an employee or

1 the employee's surviving insured dependents may only later elect to initiate  
2 deductions from those credits during the annual enrollment period under par. (be).  
3 A health insurance plan or policy is considered comparable if it provides hospital and  
4 medical benefits that are substantially equivalent to the standard health insurance  
5 plan established under s. 40.52 (1).

6 **SECTION 639.** 40.05 (4) (bm) of the statutes is amended to read:

7 40.05 (4) (bm) Except as provided under par. (bp), accumulated unused sick  
8 leave under ss. 36.30 and 230.35 (2) ~~or~~, 233.10, or 238.04 (8) of any eligible employee  
9 shall, upon request of the employee at the time the employee is subject to layoff under  
10 s. 40.02 (40), be converted at the employee's highest basic pay rate he or she received  
11 while employed by the state to credits for payment of health insurance premiums on  
12 behalf of the employee. Any supplemental compensation that is paid to a state  
13 employee who is classified under the state classified civil service as a teacher, teacher  
14 supervisor or education director for the employee's completion of educational courses  
15 that have been approved by the employee's employer is considered as part of the  
16 employee's basic pay for purposes of this paragraph. The full amount of the required  
17 employee contribution for any eligible employee who is insured at the time of the  
18 layoff shall be deducted from the credits until the credits are exhausted, the  
19 employee is reemployed, or 5 years have elapsed from the date of layoff, whichever  
20 occurs first.

21 **SECTION 640.** 40.05 (5) (b) 4. of the statutes is amended to read:

22 40.05 (5) (b) 4. The accrual and crediting of sick leave shall be determined in  
23 accordance with ss. 13.121 (4), 36.30, 230.35 (2), 233.10, 238.04 (8), and 757.02 (5)  
24 and subch. I, V, or VI of ch. 111.

25 **SECTION 1153d.** 40.22 (2) (a) of the statutes is amended to read:

1           40.22 (2) (a) Except as provided in sub. (2m), the employee was initially  
2 employed by a participating employer before the effective date of this paragraph ....  
3 [LRB inserts date], and is not expected to work at least one-third of what is  
4 considered full-time employment by the department, as determined by rule.

5           **SECTION 1153h.** 40.22 (2) (am) of the statutes is created to read:

6           40.22 (2) (am) Except as provided in sub. (2r), the employee was initially  
7 employed by a participating employer on or after the effective date of this paragraph  
8 .... [LRB inserts date], and is not expected to work at least two-thirds of what is  
9 considered full-time employment by the department, as determined by rule.

10          **SECTION 641.** 40.22 (2) (m) of the statutes is amended to read:

11          40.22 (2) (m) Notwithstanding sub. (3m), the employee was formerly employed  
12 by Milwaukee County, is a state employee described in s. 49.825 (4) or (5) or 49.826  
13 (4), and ~~elects to remain~~ is a covered employee under the retirement system  
14 established under chapter 201, laws of 1937, pursuant to s. 49.825 (4) (c) or (5) (c) or  
15 49.826 (4) (c). ~~This paragraph shall not apply if the employee remains a state~~  
16 ~~employee, but is no longer performing services for the Milwaukee County enrollment~~  
17 ~~services unit under s. 49.825 or the child care provider services unit under s. 49.826.~~

18          **SECTION 1156c.** 40.22 (2m) (intro.) of the statutes is amended to read:

19          40.22 (2m) (intro.) An employee who was initially employed by a participating  
20 employer before the effective date of this subsection .... [LRB inserts date], who is not  
21 expected to work at least one-third of what is considered full-time employment by  
22 the department, as determined by rule, and who is not otherwise excluded under sub.  
23 (2) from becoming a participating employee shall become a participating employee  
24 if he or she is subsequently employed by the state agency or other participating  
25 employer for either of the following periods:

1           **SECTION 1156e.** 40.22 (2r) of the statutes is created to read:

2           **40.22 (2r)** An employee who was initially employed by a participating employer  
3 on or after the effective date of this subsection ... [LRB inserts date], who is not  
4 expected to work at least two-thirds of what is considered full-time employment by  
5 the department, as determined by rule, and who is not otherwise excluded under sub.  
6 (2) from becoming a participating employee shall become a participating employee  
7 if he or she is subsequently employed by the state agency or other participating  
8 employer for either of the following periods:

9           (a) At least one year for at least two-thirds of what is considered full-time  
10 employment by the department, as determined by rule, or, for an educational support  
11 personnel employee, at least one year for at least two-thirds of what is considered  
12 full-time employment for a teacher.

13           (b) At least 1,200 hours in the immediately preceding 12-month period.

14           **SECTION 1156f.** 40.22 (3) (b) of the statutes is renumbered 40.22 (3) (b) 1.

15           **SECTION 1156g.** 40.22 (3) (b) 2. of the statutes is created to read:

16           **40.22 (3) (b) 2.** The first day after completion of one year of employment for at  
17 least two-thirds of what is considered full-time employment by the department, as  
18 determined by rule, if the person becomes a participating employee under sub. (2r)  
19 after the employer's effective date of participation.

20           **SECTION 1156k.** 40.23 (2m) (er) of the statutes is created to read:

21           **40.23 (2m) (er)** For a participant who initially becomes a participating  
22 employee on or after the effective date of this paragraph ... [LRB inserts date], all  
23 of the following shall apply:

24           1. If the participant has less than 1 year of creditable service, the annuity  
25 amount under par. (e) shall be reduced by 50 percent.

1           2. If the participant has at least 1 year of creditable service, but less than 2  
2 years of creditable service, the annuity amount under par. (e) shall be reduced by 40  
3 percent.

4           3. If the participant has at least 2 years of creditable service, but less than 3  
5 years of creditable service, the annuity amount under par. (e) shall be reduced by 30  
6 percent.

7           4. If the participant has at least 3 years of creditable service, but less than 4  
8 years of creditable service, the annuity amount under par. (e) shall be reduced by 20  
9 percent.

10          5. If the participant has at least 4 years of creditable service, but less than 5  
11 years of creditable service, the annuity amount under par. (e) shall be reduced by 10  
12 percent.

13          **SECTION 1156p.** 40.23 (3) of the statutes is renumbered 40.23 (3) (a) and  
14 amended to read:

15           40.23 (3) (a) The Except as provided in par. (b), the initial monthly amount of  
16 any retirement annuity in the normal form shall not be less than the money purchase  
17 annuity which can be provided by applying the sum of the participant's accumulated  
18 additional and required contributions, including interest credited to the  
19 accumulations, plus an amount from the employer accumulation reserve equal to the  
20 participant's accumulated required contributions, less any accumulated  
21 contributions to purchase other governmental service under s. 40.25 (7), 2001 stats.,  
22 or s. 40.285 (2) (b) to fund the annuity in accordance with the actuarial tables in effect  
23 on the annuity effective date.

24          **SECTION 1156t.** 40.23 (3) (b) of the statutes is created to read:

1           40.23 (3) (b) For a participant who initially becomes a participating employee  
2 on or after the effective date of this paragraph .... [LRB inserts date], all of the  
3 following shall apply for purposes of calculating a money purchase annuity under  
4 par. (a):

5           1. If the participant has less than 1 year of creditable service, there shall be no  
6 amount from the employer accumulation reserve.

7           2. If the participant has at least 1 year of creditable service, but less than 2  
8 years of creditable service, the amount from the employer accumulation reserve shall  
9 equal 20 percent of the participant's accumulated required contributions.

10          3. If the participant has at least 2 years of creditable service, but less than 3  
11 years of creditable service, the amount from the employer accumulation reserve shall  
12 equal 40 percent of the participant's accumulated required contributions.

13          4. If the participant has at least 3 years of creditable service, but less than 4  
14 years of creditable service, the amount from the employer accumulation reserve shall  
15 equal 60 percent of the participant's accumulated required contributions.

16          5. If the participant has at least 4 years of creditable service, but less than 5  
17 years of creditable service, the amount from the employer accumulation reserve shall  
18 equal 80 percent of the participant's accumulated required contributions.

19          **SECTION 1156y.** 40.51 (7) of the statutes, as affected by 2011 Wisconsin Act 10,  
20 is renumbered 40.51 (7) (a) and amended to read:

21          40.51 (7) (a) Any employer, other than the state, may offer to all of its employees  
22 a health care coverage plan through a program offered by the group insurance board.  
23 Notwithstanding sub. (2) and ss. 40.05 (4) and 40.52 (1), the department may by rule  
24 establish different eligibility standards or contribution requirements for such  
25 employees and employers and may by rule limit the categories of employers, other

1 than the state, which may be included as participating employers under this  
2 subchapter. Beginning on January 1, 2012, except as otherwise provided in a  
3 collective bargaining agreement under subch. IV of ch. 111 and except as provided  
4 in par. (b), an employer may not offer a health care coverage plan to its employees  
5 under this subsection if the employer pays more than 88 percent of the average  
6 premium cost of plans offered in any tier with the lowest employee premium cost  
7 under this subsection.

8 **SECTION 1156yr.** 40.51 (7) (b) of the statutes is created to read:

9 40.51 (7) (b) 1. A municipal employer shall pay, on behalf of a nonrepresented  
10 law enforcement or fire fighting managerial employee, who was initially employed  
11 by the municipal employer before the effective date of this subdivision .... [LRB  
12 inserts date], the same percentage under par. (a) that is paid by the municipal  
13 employer for represented law enforcement or fire fighting personnel who were  
14 initially employed by the municipal employer before the effective date of this  
15 subdivision .... [LRB inserts date].

16 2. A municipal employer shall pay, on behalf of a represented law enforcement  
17 or fire fighting employee, who was initially employed by the municipal employer  
18 before the effective date of this subdivision .... [LRB inserts date], and who on or after  
19 the effective date of this subdivision .... [LRB inserts date], became employed in a  
20 nonrepresented law enforcement or fire fighting managerial position with the same  
21 municipal employer, or a successor municipal employer in the event of a combined  
22 department that is created on or after the effective date of this subdivision .... [LRB  
23 inserts date], the same percentage under par. (a) that is paid by the municipal  
24 employer for represented law enforcement or fire fighting personnel who were



1 initially employed by the municipal employer before the effective date of this  
2 subdivision .... [LRB inserts date].

3 **SECTION 642.** 40.55 (1) of the statutes is amended to read:

4 40.55 (1) Except as provided in sub. (5), the state shall offer, through the group  
5 insurance board, to eligible employees under s. 40.02 (25) (bm) and to state  
6 annuitants long-term care insurance policies which have been filed with the office  
7 of the commissioner of insurance and which have been approved for offering under  
8 contracts established by the group insurance board ~~if the insurer requests that the~~  
9 ~~policy be offered and the.~~ The state shall also allow an eligible employee or a state  
10 annuitant to purchase those policies for his or her spouse, domestic partner, or  
11 parent.

12 **SECTION 643.** 40.62 (2) of the statutes is amended to read:

13 40.62 (2) Sick leave accumulation shall be determined in accordance with rules  
14 of the department, any collective bargaining agreement under subch. I, V, or VI of  
15 ch. 111, and ss. 13.121 (4), 36.30, 49.825 (4) (d) and (5) (d), 49.826 (4) (d), 230.35 (2),  
16 233.10, 238.04 (8), 757.02 (5) and 978.12 (3).

17 **SECTION 644.** 40.95 (1) (a) 1. of the statutes is amended to read:

18 40.95 (1) (a) 1. The employee accrues accumulated unused sick leave under s.  
19 13.121 (4), 36.30, 230.35 (2), 233.10, 238.04 (8), or 757.02 (5).

20 **SECTION 645.** 41.11 (1g) (b) (intro.) of the statutes is amended to read:

21 41.11 (1g) (b) (intro.) The department, in consultation with the ~~department of~~  
22 ~~commerce~~ Wisconsin Economic Development Corporation, shall do all of the  
23 following for each economic development program administered by the department:

24 **SECTION 646.** 41.11 (1r) (title) of the statutes is amended to read:

1           41.11 (1r) (title) ECONOMIC DEVELOPMENT ASSISTANCE COORDINATION AND  
2 REPORTING.

3           **SECTION 647.** 41.11 (1r) of the statutes is renumbered 41.11 (1r) (b) and  
4 amended to read:

5           41.11 (1r) (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. (1g) (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           **SECTION 648.** 41.11 (1r) (a) of the statutes is created to read:

14           41.11 (1r) (a) The department shall coordinate any economic development  
15 assistance with the Wisconsin Economic Development Corporation.

16           **SECTION 1167g.** 41.11 (6) (c) of the statutes is amended to read:

17           41.11 (6) (c) In each biennium, at least \$50,000 ~~for grants to America's Black~~  
18 ~~Holocaust Museum in the city of Milwaukee~~ to conduct or contract for marketing to  
19 promote multicultural events taking place in Wisconsin.

20           **SECTION 1167h.** 41.11 (6) (d) of the statutes is amended to read:

21           41.11 (6) (d) In each biennium, at least \$200,000 for grants to the Milwaukee  
22 Public Museum ~~for Native American~~ to promote exhibits and activities at the  
23 Milwaukee Public Museum.

24           **SECTION 649.** 41.41 (4) (c) of the statutes is amended to read:

1           41.41 (4) (c) The department of agriculture, trade and consumer protection, the  
2 department of natural resources, the department of transportation, ~~the department~~  
3 ~~of commerce~~, the department of administration, the state historical society, and the  
4 University of Wisconsin–Extension shall cooperate with and assist the board in  
5 matters related to its functions.

6           **SECTION 650.** 41.41 (5) (e) of the statutes is amended to read:

7           41.41 (5) (e) Consult and cooperate with the department of agriculture, trade  
8 and consumer protection, the department of natural resources, the department of  
9 transportation, ~~the department of commerce~~, the department of administration, the  
10 state historical society, the University of Wisconsin–Extension, any federally  
11 recognized American Indian tribe or band in this state that appoints a liaison  
12 representative to the board regarding the management of the Kickapoo valley  
13 reserve.

14           **SECTION 651.** 42.09 (3) (b) of the statutes is amended to read:

15           42.09 (3) (b) The board shall develop policies encouraging each private person  
16 entering into an agreement with the board under this subsection to agree that his  
17 or her goal shall be to ensure that at least 25% of the employees hired to perform  
18 construction work in connection with state fair park facilities or to perform  
19 professional services in connection with the construction or development of those  
20 facilities will be minority group members, as defined in s. ~~560.036~~ 16.287 (1) (f), and  
21 that at least 5% of the employees hired to perform construction work in connection  
22 with state fair park facilities or to perform professional services in connection with  
23 the construction or development of those facilities will be women.

24           **SECTION 652.** 43.15 (2) (a) of the statutes is renumbered 43.15 (2).

25           **SECTION 653.** 43.15 (2) (b) to (e) of the statutes are repealed.

1           **SECTION 654.** 43.15 (4) (c) 5. of the statutes is repealed.

2           **SECTION 655.** 43.15 (4) (e) of the statutes is repealed.

3           **SECTION 656.** 43.15 (5) of the statutes is amended to read:

4           43.15 (5) CAPITAL COSTS EXCLUDED. For the purpose of determining the amount  
5           of financial support required under ~~subs. (2) (b) and sub. (4) (b) 2. and (c) 5.~~, amounts  
6           spent for capital projects shall be excluded.

7           **SECTION 657.** 43.53 (2) (a) of the statutes is amended to read:

8           43.53 (2) (a) Name one of the participants as the library's fiscal agent, who is  
9           responsible for the payroll, benefit administration, insurance, and financial record  
10          keeping and auditing for the library. The participant's costs of providing the services  
11          under this paragraph count toward the financial support required of the participant  
12          under s. 43.15 ~~(2) (b) or (4) (b) 2. or (c) 5.~~

13          **SECTION 658.** Chapter 44 (title) of the statutes is amended to read:

14   **CHAPTER 44**

15   **HISTORICAL SOCIETIES AND ARTS**

16   **BOARD HISTORICAL PRESERVATION**

17          **SECTION 659.** 44.02 (12) of the statutes is amended to read:

18          44.02 (12) Be the custodian of the official series of the portraits of the governors  
19          of Wisconsin under s. 44.53 ~~41.53~~ (1) (g) and maintain the portraits in proper  
20          condition. The society may permit any or all of the portraits to be exhibited in such  
21          state buildings for such periods of time as it deems feasible.

22          **SECTION 660.** Subchapter III (title) of chapter 44 [precedes 44.51] of the  
23          statutes is renumbered subchapter IV (title) of chapter 41 [precedes 41.51].

24          **SECTION 661.** 44.51 (intro.) and (1) of the statutes are consolidated,  
25          renumbered 41.51 and amended to read:

1           **41.51 Definitions.** In this subchapter, unless the context requires otherwise:

2           ~~(1) “Board” otherwise, “board” means the arts board.~~

3           **SECTION 662.** 44.51 (1m) of the statutes is repealed.

4           **SECTION 663.** 44.51 (2) of the statutes is repealed.

5           **SECTION 664.** 44.51 (3) of the statutes is repealed.

6           **SECTION 665.** 44.53 (title) of the statutes is renumbered 41.53 (title).

7           **SECTION 666.** 44.53 (1) (intro.) of the statutes is renumbered 41.53 (1) (intro.).

8           **SECTION 667.** 44.53 (1) (a) of the statutes is renumbered 41.53 (1) (a).

9           **SECTION 668.** 44.53 (1) (b) of the statutes is renumbered 41.53 (1) (b).

10          **SECTION 669.** 44.53 (1) (c) of the statutes is renumbered 41.53 (1) (c).

11          **SECTION 670.** 44.53 (1) (d) of the statutes is renumbered 41.53 (1) (d).

12          **SECTION 671.** 44.53 (1) (e) of the statutes is renumbered 41.53 (1) (e).

13          **SECTION 672.** 44.53 (1) (f) of the statutes is renumbered 41.53 (1) (f) and  
14 amended to read:

15           41.53 (1) (f) Plan and implement, when funds are available in the  
16 appropriations under s. ~~20.215 (1)~~ 20.380 (3) (b) and (o), a program of contracts with  
17 or grants-in-aid to groups or, in appropriate cases, individuals of exceptional talent  
18 engaged in or concerned with the arts. No grantee may receive any funds distributed  
19 as grants-in-aid under this paragraph unless the grantee provides at least 50% of  
20 the estimated total cost of the project, either in the form of moneys or in-kind  
21 contributions of equivalent value, to be funded under this paragraph.

22          **SECTION 673.** 44.53 (1) (fm) of the statutes is renumbered 41.53 (1) (fm) and  
23 amended to read:

1           41.53 (1) (fm) Conduct a program identical to that described in par. (f), but only  
2 for American Indian individuals and groups. The program shall be funded from the  
3 appropriation under s. ~~20.215 (1)~~ 20.380 (3) (km).

4           **SECTION 674.** 44.53 (1) (g) of the statutes is renumbered 41.53 (1) (g) and  
5 amended to read:

6           41.53 (1) (g) Arrange and schedule the portrait of the governor or any former  
7 governor. Costs incurred under this paragraph shall be charged to the appropriation  
8 under s. ~~20.215 (1)~~ 20.380 (3) (c) up to a limit of \$10,000 per portrait. Costs in excess  
9 of \$10,000 per portrait may be charged to the appropriation under s. ~~20.215 (1)~~  
10 20.380 (3) (c) only with the prior approval of the joint committee on finance.

11           **SECTION 675.** 44.53 (1) (h) of the statutes is renumbered 41.53 (1) (h) and is  
12 amended to read:

13           41.53 (1) (h) Annually, award an amount equal to at least 5% of all state and  
14 federal funds received by the board in that year for grants to artists and arts  
15 organizations to artists who are minority group members and arts groups composed  
16 principally of minority group members. In this paragraph, “minority group member”  
17 has the meaning specified in s. ~~560.036~~ 16.287 (1) (f).

18           **SECTION 676.** 44.53 (1) (i) of the statutes is renumbered 41.53 (1) (i).

19           **SECTION 677.** 44.53 (1) (j) of the statutes is renumbered 41.53 (1) (j) and  
20 amended to read:

21           41.53 (1) (j) Annually pay to the Milwaukee Foundation, Inc., for deposit in the  
22 High Point fund, the amount appropriated under s. ~~20.215 (1)~~ 20.380 (3) (e).

23           **SECTION 678.** 44.53 (2) (intro.) of the statutes is renumbered 41.53 (2) (intro.).

24           **SECTION 679.** 44.53 (2) (a) of the statutes is renumbered 41.53 (2) (a).

25           **SECTION 680.** 44.53 (2) (am) of the statutes is renumbered 41.53 (2) (am).

1           **SECTION 681.** 44.53 (2) (b) of the statutes is renumbered 41.53 (2) (b).

2           **SECTION 682.** 44.53 (2) (c) of the statutes is renumbered 41.53 (2) (c) and  
3 amended to read:

4           41.53 (2) (c) Award an operational grant to an organization if the sum of all  
5 operational grants awarded in the current year does not exceed 50% of the sum of all  
6 grants awarded to organizations from the appropriations under s. ~~20.215 (1)~~ 20.380  
7 (3) (b) and (o) in the current year. In this paragraph, “operational grant” means a  
8 grant awarded by the board to support those administrative costs of an organization  
9 that are not directly related to the development of an artistic performance or product.

10          **SECTION 1205d.** 44.55 of the statutes is renumbered 41.55.

11          **SECTION 683.** 44.56 (title) of the statutes is renumbered 41.56 (title).

12          **SECTION 684.** 44.56 (1) of the statutes is renumbered 41.56 (1).

13          **SECTION 685.** 44.56 (2) of the statutes is renumbered 41.56 (2) and amended  
14 to read:

15          41.56 (2) Every recipient of a grant awarded by the board under the board’s  
16 general grants program or community arts program from the appropriation under  
17 s. ~~20.215 (1)~~ 20.380 (3) (b) shall perform a public service ~~which~~ that shall be mutually  
18 agreed upon by the board and the grant recipient at the time the grant is awarded.

19          **SECTION 686.** 44.565 (title) of the statutes is renumbered 41.565 (title).

20          **SECTION 687.** 44.565 (1) of the statutes is renumbered 41.565 (1).

21          **SECTION 688.** 44.565 (2) (a) of the statutes is renumbered 41.565 (2) (a) and  
22 amended to read:

23          41.565 (2) (a) From the appropriation under s. ~~20.215 (1)~~ 20.380 (3) (d), the  
24 board shall award arts challenge initiative grants to arts organizations and local arts  
25 agencies.

1           **SECTION 689.** 44.565 (2) (b) (intro.) of the statutes is renumbered 41.565 (2) (b)  
2 (intro.) and amended to read:

3           41.565 (2) (b) (intro.) The board shall award grants from the appropriation  
4 under s. ~~20.215 (1)~~ 20.380 (3) (d) to match up to 25% of an arts organization's or a local  
5 arts agency's income from contributions for the fiscal year in which a grant may be  
6 awarded ~~which~~ that exceeds the amount of income from contributions in the previous  
7 fiscal year and income from earned income ~~which~~ that exceeds the amount of earned  
8 income from the previous fiscal year in that fiscal year subject to the following  
9 requirements:

10           **SECTION 690.** 44.565 (2) (b) 1. of the statutes is renumbered 41.565 (2) (b) 1.

11           **SECTION 691.** 44.565 (2) (b) 2. of the statutes is renumbered 41.565 (2) (b) 2.

12           **SECTION 692.** 44.565 (2) (c) of the statutes is renumbered 41.565 (2) (c).

13           **SECTION 693.** 44.565 (2) (d) of the statutes is renumbered 41.565 (2) (d).

14           **SECTION 694.** 44.565 (2) (e) of the statutes is renumbered 41.565 (2) (e).

15           **SECTION 695.** 44.565 (3) of the statutes is renumbered 41.565 (3) and amended  
16 to read:

17           41.565 (3) If the amount in the appropriation under s. ~~20.215 (1)~~ 20.380 (3) (d)  
18 in any fiscal year is insufficient to fund all grants under this section, the board shall  
19 award grants, including the minimum and maximum grants under sub. (2) (e), on  
20 a prorated basis.

21           **SECTION 696.** 44.565 (4) of the statutes is renumbered 41.565 (4).

22           **SECTION 697.** 44.57 (1) of the statutes is repealed.

23           **SECTION 698.** 44.57 (2) of the statutes is repealed.

24           **SECTION 699.** 44.57 (3) of the statutes is repealed.

25           **SECTION 700.** 44.57 (4) of the statutes is repealed.



1           **SECTION 701.** 44.57 (5) (intro.) of the statutes is renumbered 41.57 (5) (intro.)  
2 and amended to read:

3           41.57 (5) BOARD RESPONSIBILITIES. (intro.) After acquisition of the work of art  
4 under ~~sub. (4) s. 44.57 (4), 2009 stats.,~~ the board shall:

5           **SECTION 702.** 44.57 (5) (a) of the statutes is repealed.

6           **SECTION 703.** 44.57 (5) (b) of the statutes is repealed.

7           **SECTION 704.** 44.57 (5) (c) of the statutes is renumbered 41.57 (5) (c) and  
8 amended to read:

9           41.57 (5) (c) Cooperate with the bureau of facilities management and consult  
10 with the artist or the artist's representative to ensure that each work of art acquired  
11 under ~~this section s. 44.57 (4), 2009 stats.,~~ is properly maintained and is not  
12 artistically altered without the consent of the artist or the artist's representative.

13           **SECTION 705.** 44.57 (5) (d) of the statutes is renumbered 41.57 (5) (d) and  
14 amended to read:

15           41.57 (5) (d) Ensure that any work of art acquired under ~~this section s. 44.57~~  
16 ~~(4), 2009 stats.,~~ is maintained and displayed on the grounds of the state building for  
17 at least 25 years, unless the board finds that earlier removal is in the public interest.  
18 When the board, in consultation with the agency making principal use of the building  
19 to which the work of art is appurtenant, determines that the work of art should be  
20 removed, the board shall loan the work of art to an accredited museum in the state  
21 or to an educational or other appropriate public institution capable of maintaining  
22 and exhibiting the work of art.

23           **SECTION 706.** 44.60 of the statutes is renumbered 41.60.

24           **SECTION 707.** 44.62 (title) of the statutes is renumbered 41.62 (title).

25           **SECTION 708.** 44.62 (1) (intro.) of the statutes is renumbered 41.62 (1) (intro.).

1           **SECTION 709.** 44.62 (1) (a) of the statutes is renumbered 41.62 (1) (a) and  
2 amended to read:

3           41.62 (1) (a) “Local arts agency” has the meaning given in s. ~~44.565~~ 41.565 (1).

4           **SECTION 710.** 44.62 (1) (b) of the statutes is renumbered 41.62 (1) (b).

5           **SECTION 711.** 44.62 (2) of the statutes is renumbered 41.62 (2) and amended  
6 to read:

7           41.62 (2) Subject to sub. (3), the board shall award grants under the Wisconsin  
8 regranting program to local arts agencies and municipalities. Grants shall be  
9 awarded from the appropriations under s. ~~20.215 (1)~~ 20.380 (3) (f) and (j).

10          **SECTION 712.** 44.62 (3) of the statutes is renumbered 41.62 (3).

11          **SECTION 713.** 44.62 (4) of the statutes is renumbered 41.62 (4).

12          **SECTION 1239x.** 45.03 (13) (L) of the statutes is amended to read:

13          45.03 (13) (L) Provide verification to the educational institution of the  
14 information required under s. 36.27 (3p) (a) 1r. or 38.24 (8) (a) 1r.

15          **SECTION 1240x.** 45.03 (13) (m) of the statutes is amended to read:

16          45.03 (13) (m) Provide verification to the educational institution of the  
17 information required under s. 36.27 (3n) (a) 1m. or 38.24 (7) (a) 1m.

18          **SECTION 714.** 45.03 (20) of the statutes is repealed.

19          **SECTION 715.** 45.20 (2) (a) 1. of the statutes is amended to read:

20          45.20 (2) (a) 1. The department shall administer a tuition reimbursement  
21 program for eligible veterans enrolling as undergraduates in any institution of  
22 higher education in this state, enrolling in a school that is approved under s. 45.03  
23 (11), enrolling in a proprietary school that is approved under s. 38.50, enrolling in a  
24 public or private high school, enrolling in a tribal school, as defined in s. ~~115.011~~

1 115.001 (15m), in any grade from 9 to 12, or receiving a waiver of nonresident tuition  
2 under s. 39.47.

3 **SECTION 1248m.** 45.41 (3m) of the statutes is created to read:

4 45.41 (3m) If the total amount of payments to be paid under sub. (2) (a) to (c)  
5 exceeds the amount available for the payments from the appropriation under s.  
6 20.485 (2) (vw), the department shall prorate the reimbursement payments among  
7 the state veterans organizations receiving the payments.

8 **SECTION 716.** 45.50 (1) (a) of the statutes is renumbered 45.50 (1) and amended  
9 to read:

10 45.50 (1) VETERANS HOME AT KING. The department shall operate the Wisconsin  
11 Veterans Home at King and employ a commandant for the home. ~~The department~~  
12 ~~shall employ a commandant for the Wisconsin Veterans Home at Union Grove and~~  
13 ~~may employ a commandant for the Wisconsin Veterans Home at Chippewa Falls.~~  
14 ~~The department may employ any personnel that are necessary for the proper~~  
15 ~~management and operation of veterans homes. In compliance with the~~  
16 ~~compensation plan established pursuant to s. 230.12 (3), a commandant may~~  
17 ~~recommend to the director of personnel charges for meals, living quarters, laundry,~~  
18 ~~and other services furnished to employees and members of the employees' family~~  
19 ~~maintained at veterans homes. The department shall provide complete personal~~  
20 ~~maintenance and medical care, including programs and facilities that promote~~  
21 ~~comfort, recreation, well-being, or rehabilitation, to all members of veterans homes.~~

22 **SECTION 717.** 45.50 (1) (b) of the statutes is renumbered 45.50 (2m) (e) and  
23 amended to read:

24 45.50 (2m) (e) All moneys received as reimbursement for services to veterans  
25 homes employees or as payment for meals served to guests at veterans homes shall

1 be accumulated in an account named “employee maintenance credits” and shall be  
2 paid into the general fund within one week after receipt and credited to the  
3 appropriation account under s. 20.485 (1) (gk). This paragraph does not apply to any  
4 agreement entered into pursuant to par. (c).

5 **SECTION 718.** 45.50 (1) (c) of the statutes is renumbered 45.50 (2m) (d) and  
6 amended to read:

7 45.50 (2m) (d) Veterans homes with a skilled nursing facility shall include a  
8 geriatric evaluation, research, and education program. The program staff shall be  
9 funded from the appropriations under s. 20.485 (1) (hm), ~~(j)~~, and (mj).

10 **SECTION 719.** 45.50 (2) (a) of the statutes is renumbered 45.50 (2b) and  
11 amended to read:

12 45.50 (2b) Subject to authorization under ss. 13.48 (10) and 20.924 (1), the  
13 department may construct or renovate and operate residential, treatment, and  
14 nursing care facilities, including a community-based residential facility, to be known  
15 as the Wisconsin Veterans Home at Union Grove. The department shall employ a  
16 commandant for the Wisconsin Veterans Home at Union Grove.

17 **SECTION 720.** 45.50 (2) (b) of the statutes is renumbered 45.50 (2d) and  
18 amended to read:

19 45.50 (2d) Subject to authorization under ss. 13.48 (10) and 20.924 (1), the  
20 department may develop, construct or renovate, and operate residential, treatment,  
21 and nursing care facilities and programs for veterans in northwestern Wisconsin, on  
22 the property of the Northern Wisconsin Center for the Developmentally Disabled in  
23 Chippewa Falls to be known as the Wisconsin Veterans Home at Chippewa Falls.  
24 The programs and facilities may include an assisted living facility, a skilled nursing  
25 facility, a medical clinic, an adult day health care center, an activities center, and a

1 veterans assistance program. The department may employ a commandant for the  
2 Wisconsin Veterans Home at Chippewa Falls.

3 **SECTION 721.** 45.50 (2b) (title) of the statutes is created to read:

4 45.50 (2b) (title) VETERANS HOME AT UNION GROVE.

5 **SECTION 722.** 45.50 (2d) (title) of the statutes is created to read:

6 45.50 (2d) (title) VETERANS HOME AT CHIPPEWA FALLS.

7 **SECTION 723.** 45.50 (2m) (title) of the statutes is created to read:

8 45.50 (2m) (title) SERVICES; STAFFING OF HOMES.

9 **SECTION 724.** 45.50 (2m) (a) of the statutes is created to read:

10 45.50 (2m) (a) The department shall provide complete personal maintenance  
11 and medical care, including programs and facilities that promote comfort,  
12 recreation, well-being, or rehabilitation, to all members of veterans homes.

13 **SECTION 725.** 45.50 (2m) (b) of the statutes is created to read:

14 45.50 (2m) (b) The department may employ any personnel that are necessary  
15 for the proper management and operation of veterans homes. In compliance with the  
16 compensation plan established pursuant to s. 230.12 (3), a commandant may  
17 recommend to the director of personnel charges for meals, living quarters, laundry,  
18 and other services furnished to employees and members of the employees' family  
19 maintained at veterans homes.

20 **SECTION 726.** 45.50 (2m) (c) of the statutes is created to read:

21 45.50 (2m) (c) For the Wisconsin Veterans Home at Chippewa Falls, in lieu of  
22 the department employing personnel as authorized under par. (b) and providing the  
23 maintenance and medical care as specified in par. (a), the department may enter into  
24 an agreement with a private entity to operate the home and perform such  
25 management and care using personnel employed by the private entity.

1           **SECTION 727.** 45.50 (3) (title) of the statutes is created to read:

2           45.50 **(3)** (title) LAND ACQUISITION.

3           **SECTION 728.** 45.50 (4) (title) of the statutes is created to read:

4           45.50 **(4)** (title) GIFTS AND GRANTS.

5           **SECTION 729.** 45.50 (4) of the statutes is renumbered 45.50 (4) (a).

6           **SECTION 730.** 45.50 (5) of the statutes is renumbered 45.50 (4) (b).

7           **SECTION 731.** 45.50 (6) (title) of the statutes is created to read:

8           45.50 **(6)** (title) WATER AND SEWER SERVICES.

9           **SECTION 732.** 45.50 (6) (b) of the statutes is amended to read:

10           45.50 **(6)** (b) Agreements under this ~~section~~ subsection shall be drafted to hold  
11 harmless the department, to require all expense to be paid by the applicant, and to  
12 be terminable by the department when other water and sewer services become  
13 available to the applicant.

14           **SECTION 733.** 45.50 (7) (title) of the statutes is created to read:

15           45.50 **(7)** (title) ENFORCEMENT AUTHORITY.

16           **SECTION 734.** 45.50 (8) (title) of the statutes is created to read:

17           45.50 **(8)** (title) FIRE FIGHTING SERVICES.

18           **SECTION 735.** 45.50 (9) of the statutes is renumbered 45.50 (2m) (f) and  
19 amended to read:

20           45.50 **(2m)** (f) The department may develop a program to provide stipends to  
21 individuals to attend school and receive the necessary credentials to become  
22 employed at veterans homes. If the department develops a stipend program under  
23 this ~~subsection~~ paragraph, the department shall promulgate rules related to the  
24 program, including the application process, eligibility criteria, stipend amount,

1 repayment provisions, and other provisions that the department determines are  
2 necessary to administer the program.

3 **SECTION 736.** 45.50 (10) of the statutes is amended to read:

4 45.50 (10) HOSPITALS AUTHORIZED. The department may establish a hospital at  
5 the a veterans homes home. All hospitals established under this subsection may not  
6 have a total approved bed capacity, as defined in s. 150.01 (4m), greater than 16 beds.  
7 The approved bed capacity of a skilled nursing facility operated at a veterans home  
8 is reduced by one bed for each approved bed at the hospital established under this  
9 subsection at that home.

10 **SECTION 737.** 46.03 (18) (ar) of the statutes is amended to read:

11 46.03 (18) (ar) ~~A-~~ Subject to s. 46.995, a county may retain fees that it collects  
12 under this subsection for services the county provides without state funding under  
13 the disabled children's long-term support program.

14 **SECTION 738.** 46.057 (2) of the statutes is amended to read:

15 46.057 (2) From the appropriation account under s. 20.410 (3) (ba), the  
16 department of corrections shall transfer to the appropriation account under s. 20.435  
17 (2) (kx) \$1,365,500 in each fiscal year and, from the appropriation account under s.  
18 20.410 (3) (hm), the department of corrections shall transfer to the appropriation  
19 account under s. 20.435 (2) (kx) ~~\$2,872,300~~ \$2,890,700 in fiscal year ~~2009–10~~  
20 2011–12 and ~~\$2,896,100~~ \$2,964,000 in fiscal year ~~2010–11~~ 2012–13, for services for  
21 juveniles placed at the Mendota juvenile treatment center. The department of health  
22 services may charge the department of corrections not more than the actual cost of  
23 providing those services.

24 **SECTION 739.** 46.21 (2m) (am) of the statutes is created to read:

1           46.21 (2m) (am) *Multicounty department*. A county board of supervisors may  
2 establish with one or more other counties a county department of human services on  
3 a multicounty basis. A multicounty department of human services established  
4 under this paragraph shall meet the requirements for a county department of human  
5 services under this section.

6           **SECTION 740.** 46.215 (1) (intro.) of the statutes is amended to read:

7           46.215 (1) CREATION; POWERS AND DUTIES. (intro.) In a county with a population  
8 of 500,000 or more the administration of welfare services, other than child welfare  
9 services under s. 48.48 (17) administered by the department and except as provided  
10 in ss. 49.155 (3g), 49.78 (1r), 49.825, and 49.826, is vested in a county department of  
11 social services under the jurisdiction of the county board of supervisors under s. 46.21  
12 (2m) (b) 1. a. Any reference in any law to a county department of social services under  
13 this section applies to a county department under s. 46.21 (2m) in its administration  
14 under s. 46.21 (2m) of the powers and duties of the county department of social  
15 services. Except as provided in ss. 49.155 (3g), 49.78 (1r), 49.825, and 49.826, the  
16 county department of social services shall have the following functions, duties, and  
17 powers, and such other welfare functions as may be delegated to it:

18           **SECTION 741.** 46.215 (1) (t) of the statutes is created to read:

19           46.215 (1) (t) At the discretion of the county board of supervisors, to combine  
20 with one or more other counties to establish a county department of social services  
21 on a multicounty basis. A multicounty department of social services established  
22 under this paragraph shall meet the requirements for a county department of social  
23 services under this section.

24           **SECTION 742.** 46.215 (2) (c) 3. of the statutes is amended to read:



1           46.215 (2) (c) 3. A county department of social services shall develop, under the  
2 requirements of s. 301.08 (2), plans and contracts for juvenile delinquency–related  
3 care and services to be purchased. The department of corrections may review the  
4 contracts and approve them if they are consistent with s. 301.08 (2) and if state or  
5 federal funds are available for such purposes. The joint committee on finance may  
6 require the department of corrections to submit the contracts to the committee for  
7 review and approval. The department of corrections may not make any payments  
8 to a county for programs included in a contract under review by the committee. The  
9 department of corrections shall reimburse each county for the contracts from the  
10 appropriations under s. 20.410 (3) (cd), ~~(ke)~~, and ~~(e)~~ and (ko) as appropriate.

11           **SECTION 743.** 46.22 (1) (a) of the statutes is amended to read:

12           46.22 (1) (a) *Creation.* Except as provided under s. 46.23 (3) (b), the county  
13 board of supervisors of any county with a population of less than 500,000, or the  
14 county boards of 2 or more contiguous counties each with a population of less than  
15 500,000, shall establish a county department of social services on a single–county or  
16 multicounty basis. The county department of social services shall consist of a county  
17 social services board, a county social services director and necessary personnel.

18           **SECTION 1286m.** 46.22 (1) (b) 2. d. of the statutes is amended to read:

19           46.22 (1) (b) 2. d. To certify eligibility for and issue food coupons to needy  
20 households in conformity with 7 USC 2011 to 2029 2036, subject to s. 49.78.

21           **SECTION 744.** 46.22 (1) (e) 3. c. of the statutes is amended to read:

22           46.22 (1) (e) 3. c. A county department of social services shall develop, under  
23 the requirements of s. 301.08 (2), plans and contracts for juvenile  
24 delinquency–related care and services to be purchased. The department of  
25 corrections may review the contracts and approve them if they are consistent with

1 s. 301.08 (2) and to the extent that state or federal funds are available for such  
2 purposes. The joint committee on finance may require the department of corrections  
3 to submit the contracts to the committee for review and approval. The department  
4 of corrections may not make any payments to a county for programs included in the  
5 contract that is under review by the committee. The department of corrections shall  
6 reimburse each county for the contracts from the appropriations under s. 20.410 (3)  
7 (cd), ~~(ke)~~, and ~~(e)~~ and (ko) as appropriate.

8 **SECTION 745.** 46.23 (3) (a) of the statutes is amended to read:

9 46.23 **(3)** (a) *Creation.* Upon approval by the secretary of health services, by  
10 the secretary of corrections, and by the secretary of children and families of a  
11 feasibility study and a program implementation plan, the county board of  
12 supervisors of any county with a population of less than 500,000, or the county boards  
13 of supervisors of 2 or more contiguous counties, each of which has a population of less  
14 than 500,000, may establish by resolution a county department of human services  
15 on a single-county or multicounty basis to provide the services required under this  
16 section. The county department of human services shall consist of the county human  
17 services board, the county human services director and necessary personnel.

18 **SECTION 746.** 46.27 (7) (am) of the statutes is amended to read:

19 46.27 **(7)** (am) From the appropriation under s. 20.435 (7) (bd), the department  
20 shall allocate funds to each county or private nonprofit agency with which the  
21 department contracts to pay assessment and case plan costs under sub. (6) not  
22 otherwise paid by fee or under s. 49.45 or 49.78 (2). The department shall reimburse  
23 counties multicounty consortia for the cost of assessing persons eligible for medical  
24 assistance under s. 49.46, 49.468, 49.47, or 49.471 (4) (a) as part of the administrative  
25 services of medical assistance, payable under s. 49.45 (3) (a). Counties may use

1 unspent funds allocated under this paragraph to pay the cost of long-term  
2 community support services and for a risk reserve under par. (fr).

3 **SECTION 747.** 46.27 (9) (a) of the statutes is amended to read:

4 46.27 (9) (a) The department may select up to 5 counties that volunteer to  
5 participate in a pilot project under which they will receive certain funds allocated for  
6 long-term care. The department shall allocate a level of funds to these counties  
7 equal to the amount that would otherwise be paid under s. 20.435 (4) (b), (gm), or (w)  
8 to nursing homes for providing care because of increased utilization of nursing home  
9 services, as estimated by the department. In estimating these levels, the department  
10 shall exclude any increased utilization of services provided by state centers for the  
11 developmentally disabled. The department shall calculate these amounts on a  
12 calendar year basis under sub. (10).

13 **SECTION 748.** 46.27 (10) (a) 1. of the statutes is amended to read:

14 46.27 (10) (a) 1. The department shall determine for each county participating  
15 in the pilot project under sub. (9) a funding level of state medical assistance  
16 expenditures to be received by the county. This level shall equal the amount that the  
17 department determines would otherwise be paid under s. 20.435 (4) (b), (gm), or (w)  
18 because of increased utilization of nursing home services, as estimated by the  
19 department.

20 **SECTION 749.** 46.275 (5) (a) of the statutes is amended to read:

21 46.275 (5) (a) Medical Assistance reimbursement for services a county, or the  
22 department under sub. (3r), provides under this program is available from the  
23 appropriation accounts under s. 20.435 (4) (b), (gm), (o), and (w). If 2 or more counties  
24 jointly contract to provide services under this program and the department approves

1 the contract, Medical Assistance reimbursement is also available for services  
2 provided jointly by these counties.

3 **SECTION 750.** 46.275 (5) (c) of the statutes is amended to read:

4 46.275 (5) (c) The total allocation under s. 20.435 (4) (b), (gm), (o), and (w) to  
5 counties and to the department under sub. (3r) for services provided under this  
6 section may not exceed the amount approved by the federal department of health and  
7 human services. A county may use funds received under this section only to provide  
8 services to persons who meet the requirements under sub. (4) and may not use  
9 unexpended funds received under this section to serve other developmentally  
10 disabled persons residing in the county.

11 **SECTION 751.** 46.278 (6) (d) of the statutes is amended to read:

12 46.278 (6) (d) If a county makes available nonfederal funds equal to the state  
13 share of service costs under a waiver received under sub. (3), the department may,  
14 from the appropriation under s. 20.435 (4) (o), provide reimbursement for services  
15 that the county provides under this section to persons who are in addition to those  
16 who may be served under this section with funds from the appropriation accounts  
17 under s. 20.435 (4) (b), (gm), or (w).

18 **SECTION 752.** 46.2785 (5) (a) of the statutes is amended to read:

19 46.2785 (5) (a) Medical assistance reimbursement for services a county or  
20 private agency contracts for or provides under the waiver program shall be made  
21 from the appropriation accounts under s. 20.435 (4) (b), (gm), and (o).

22 **SECTION 753.** 46.281 (3) of the statutes is amended to read:

23 46.281 (3) DUTY OF THE SECRETARY. The secretary shall certify to each county,  
24 hospital, nursing home, community-based residential facility, adult family home, as  
25 defined in s. 50.01 (1) (a) or (b), and residential care apartment complex the date on

1 which a resource center that serves the area of the county, hospital, nursing home,  
2 community-based residential facility, adult family home, or residential care  
3 apartment complex is first available to perform functional screenings and financial  
4 and cost-sharing screenings. To facilitate phase-in of services of resource centers,  
5 the secretary may certify that the resource center is available for specified groups of  
6 eligible individuals or for specified facilities in the county.

7 **SECTION 754.** 46.283 (4) (e) of the statutes is amended to read:

8 46.283 (4) (e) Provide information about the services of the resource center,  
9 including the services specified in sub. (3) (d), about assessments under s. 46.284 (4)  
10 (b) and care plans under s. 46.284 (4) (c), and about the family care benefit and the  
11 self-directed services option to all older persons and adults with a physical or  
12 developmental disability who are residents of nursing homes, community-based  
13 residential facilities, adult family homes, ~~as defined in s. 50.01 (1) (a) or (b),~~ and  
14 residential care apartment complexes in the area of the resource center when the  
15 benefit under s. 46.286 first becomes available in the county where the nursing home,  
16 community-based residential facility, adult family home, or residential care  
17 apartment complex is located.

18 **SECTION 755.** 46.283 (4) (g) of the statutes is amended to read:

19 46.283 (4) (g) Perform a functional screening and a financial and cost-sharing  
20 screening for any person seeking admission to a nursing home, community-based  
21 residential facility, residential care apartment complex, or adult family home, as  
22 ~~defined in s. 50.01 (1) (a) or (b),~~ if the secretary has certified that the resource center  
23 is available to the person and the facility and the person is determined by the  
24 resource center to have a condition that is expected to last at least 90 days that would  
25 require care, assistance, or supervision. A resource center may not require a

1 financial and cost-sharing screening for a person seeking admission or about to be  
2 admitted on a private pay basis who waives the requirement for a financial and  
3 cost-sharing screening under this paragraph, unless the person is expected to  
4 become eligible for medical assistance within 6 months. A resource center need not  
5 perform a functional screening for a person seeking admission or about to be  
6 admitted for whom a functional screening was performed within the previous 6  
7 months.

8 **SECTION 756.** 46.283 (5) of the statutes is amended to read:

9 46.283 (5) FUNDING. From the appropriation accounts under s. 20.435 (4) (b),  
10 (bm), (gm), (pa), and (w) and (7) (b), (bd), and (md), the department may contract with  
11 organizations that meet standards under sub. (3) for performance of the duties under  
12 sub. (4) and shall distribute funds for services provided by resource centers.

13 **SECTION 1304m.** 46.284 (2) (d) of the statutes is created to read:

14 46.284 (2) (d) As a term of a contract with a care management organization  
15 under this section, the department shall prohibit a care management organization  
16 from including a provision that requires a provider to return any funding for  
17 residential services, prevocational services, or supported employment services that  
18 exceeds the cost of those services to the care management organization in a contract  
19 for services covered by the family care benefit.

20 **SECTION 757.** 46.284 (5) (a) of the statutes is amended to read:

21 46.284 (5) (a) From the appropriation accounts under s. 20.435 (4) (b), (g), (gm),  
22 (im), (o), and (w) and (7) (b), (bd), and (g), the department shall provide funding on  
23 a capitated payment basis for the provision of services under this section.  
24 Notwithstanding s. 46.036 (3) and (5m), a care management organization that is  
25 under contract with the department may expend the funds, consistent with this

1 section, including providing payment, on a capitated basis, to providers of services  
2 under the family care benefit.

3 **SECTION 758.** 46.29 (3) (e) of the statutes is amended to read:

4 46.29 (3) (e) The secretary of ~~commerce~~ safety and professional services.

5 **SECTION 759.** 46.40 (9) (d) of the statutes is amended to read:

6 46.40 (9) (d) *Payment adjustments for certain Medical Assistance services.* The  
7 department may decrease a county's allocation under sub. (2) by the amount of any  
8 payment adjustments under s. 49.45 (52) (a) made for that county from the  
9 appropriation account under s. 20.435 (7) (b) for services described under s. 49.45 (52)  
10 (a) 1. The total amount of the decrease for a county under this paragraph during any  
11 fiscal year may not exceed that part of the county's allocation under sub. (2) that  
12 derives from the appropriation account under s. 20.435 (7) (b) for that fiscal year.

13 **SECTION 760.** 46.40 (9) (e) of the statutes is created to read:

14 46.40 (9) (e) *County income maintenance administration.* Beginning in  
15 calendar year 2012, the department shall decrease the allocation under sub. (2) for  
16 a county with a population of 750,000 or more from the appropriation under s. 20.435  
17 (7) (b) by \$2,700,000.

18 **SECTION 761.** 46.90 (1) (gr) 3. of the statutes is amended to read:

19 46.90 (1) (gr) 3. The department of ~~regulation and licensing~~ safety and  
20 professional services.

21 **SECTION 762.** 46.90 (5m) (br) 5. of the statutes is amended to read:

22 46.90 (5m) (br) 5. Refer the case to the department of ~~regulation and licensing~~  
23 safety and professional services if the financial exploitation, neglect, self-neglect, or  
24 abuse involves an individual who is required to hold a credential, as defined in s.  
25 440.01 (2) (a), under chs. 440 to 460.

1           **SECTION 763.** 46.99 (3) of the statutes is amended to read:

2           46.99 **(3)** If the waiver requested under sub. (2) is granted, counties shall  
3 provide to the department the nonfederal share of costs for medical assistance  
4 services provided under the waiver. Counties may use moneys appropriated under  
5 s. 20.435 (7) (bt) and distributed to counties under s. 51.44 (3) (a) to provide the  
6 nonfederal share of medical assistance costs.

7           **SECTION 764.** 46.99 (3m) of the statutes is created to read:

8           46.99 **(3m)** If the waiver requested under sub. (2) is granted, counties shall  
9 provide to the department the nonfederal share of the cost incurred by an entity to  
10 administer the waiver program under this section.

11           **SECTION 765.** 46.99 (4) of the statutes is amended to read:

12           46.99 **(4)** From the appropriation account under s. 20.435 (4) (o), the  
13 department shall may distribute to counties that provide services under this section  
14 the amount of federal moneys received by the state as the federal share of medical  
15 assistance for those services, minus the amount transferred to the appropriation  
16 account under s. 20.435 (7) (im) for the department's costs of administering this  
17 section. Counties shall use moneys distributed under this section to provide services  
18 under this section or s. 51.44.

19           **SECTION 766.** 46.995 of the statutes is created to read:

20           **46.995 Disabled children's long-term support program; local funding.**  
21 **(1)** A county shall provide to the department the nonfederal share of the cost  
22 incurred by an entity to administer services provided without state funding under  
23 the disabled children's long-term support program for a child enrolled in the  
24 program after December 31, 2010.



1           **(2)** A county shall provide to the department the nonfederal share of the cost  
2 of services provided without state funding under the disabled children’s long-term  
3 support program.

4           **SECTION 767.** 47.03 (11) (a) of the statutes is amended to read:

5           47.03 **(11)** (a) The department shall provide services, including vocational  
6 training, ~~craft instruction~~ and a supervised business initiatives program for persons  
7 with severe disabilities who are eligible for vocational rehabilitation services. Under  
8 this subsection, the department may own, lease, manage, supervise or operate  
9 businesses for the benefit of persons with severe disabilities, ~~including home-based~~  
10 ~~employment and craft work,~~ with the ultimate objective of enabling persons with  
11 severe disabilities to operate their own businesses. ~~The department shall assist~~  
12 ~~persons with severe disabilities who receive these services in marketing the finished~~  
13 ~~products.~~

14           **SECTION 768.** 47.03 (11) (c) of the statutes is repealed.

15           **SECTION 769.** 47.03 (11) (d) of the statutes is repealed.

16           **SECTION 770.** 47.03 (11) (e) of the statutes is repealed.

17           **SECTION 1321j.** 48.38 (2) (f) of the statutes is amended to read:

18           48.38 **(2)** (f) The child’s care would be paid for under s. 49.19 but for s. 49.19  
19 (20), except that this paragraph does not apply to a child whose care is being paid for  
20 under s. 48.623 (1).

21           **SECTION 1321k.** 48.38 (4) (j) of the statutes is created to read:

22           48.38 **(4)** (j) If the child is placed in the home of a relative or other person  
23 described in s. 48.623 (1) (b) 1. who will be receiving subsidized guardianship  
24 payments, a description of all of the following:

1           1. The steps the agency has taken to determine that it is not appropriate for  
2 the child to be returned to his or her home or to be adopted.

3           2. If a decision has been made not to place the child and his or her siblings, as  
4 defined in par. (br) 1., in a joint placement, the reasons for separating the child and  
5 his or her siblings during the placement.

6           3. The reasons why a permanent placement with a fit and willing relative or  
7 other person described in s. 48.623 (1) (b) 1. through a subsidized guardianship  
8 arrangement is in the best interests of the child. In the case of an Indian child, the  
9 best interests of the Indian child shall be determined in accordance with s. 48.01 (2).

10          4. The ways in which the child and the relative or other person described in s.  
11 48.623 (1) (b) 1. meet the eligibility requirements specified in s. 48.623 (1) for the  
12 receipt of subsidized guardianship payments.

13          5. The efforts the agency has made to discuss adoption of the child by the  
14 relative or other person described in s. 48.623 (1) (b) 1. as a more permanent  
15 alternative to guardianship and, if that relative or other person has chosen not to  
16 pursue adoption, documentation of the reasons for not pursuing adoption.

17          6. The efforts the agency has made to discuss the subsidized guardianship  
18 arrangement with the child's parents or, if those efforts were not made,  
19 documentation of the reasons for not making those efforts.

20           **SECTION 1321n.** 48.385 of the statutes is amended to read:

21           **48.385 Plan for transition to independent living.** During the 90 days  
22 immediately before a child who is placed in a foster home, group home, ~~subsidized~~  
23 ~~guardianship home under s. 48.62 (5), group home,~~ or residential care center for  
24 children and youth or in the home of a relative other than a parent attains 18 years  
25 of age or, if the child is placed in such a placement under an order under s. 48.355,

1 48.357, 48.365, 938.355, 938.357, or 938.365 that terminates under s. 48.355 (4) or  
2 938.355 (4) after the child attains 18 years of age, during the 90 days immediately  
3 before the termination of the order, the agency primarily responsible for providing  
4 services to the child under the order shall provide the child with assistance and  
5 support in developing a plan for making the transition from out-of-home care to  
6 independent living. The transition plan shall be personalized at the direction of the  
7 child, shall be as detailed as the child directs, and shall include specific options for  
8 obtaining housing, health care, education, mentoring and continuing support  
9 services, and workforce support and employment services.

10 **SECTION 771.** 48.545 (2) (a) (intro.) of the statutes is amended to read:

11 48.545 (2) (a) (intro.) From the appropriations under s. 20.437 (1) (eg), (kb), and  
12 (nL), the department shall distribute \$2,097,700 in each fiscal year to applying  
13 nonprofit corporations and public agencies operating in a county having a population  
14 of 500,000 or more, \$1,171,800 in each fiscal year to applying county departments  
15 under s. 46.22, 46.23, 51.42, or 51.437 operating in counties other than a county  
16 having a population of 500,000 or more, and \$55,000 in each fiscal year to Diverse  
17 and Resilient, Inc. to provide programs to accomplish all of the following:

18 **SECTION 1323d.** 48.561 (3) (a) 3. of the statutes is amended to read:

19 48.561 (3) (a) 3. Through a deduction of \$20,101,300 from any state payment  
20 due that county under s. ~~79.03~~ 79.035, 79.04, ~~79.058~~, ~~79.06~~, or 79.08 as provided in  
21 par. (b).

22 **SECTION 1323g.** 48.561 (3) (b) of the statutes is amended to read:

23 48.561 (3) (b) The department of administration shall collect the amount  
24 specified in par. (a) 3. from a county having a population of 500,000 or more by  
25 deducting all or part of that amount from any state payment due that county under

1 s. ~~79.03~~ 79.035, 79.04, ~~79.058~~, ~~79.06~~, or 79.08. The department of administration  
2 shall notify the department of revenue, by September 15 of each year, of the amount  
3 to be deducted from the state payments due under s. ~~79.03~~ 79.035, 79.04, ~~79.058~~,  
4 ~~79.06~~, or 79.08. The department of administration shall credit all amounts collected  
5 under this paragraph to the appropriation account under s. 20.437 (1) (kw) and shall  
6 notify the county from which those amounts are collected of that collection. The  
7 department may not expend any moneys from the appropriation account under s.  
8 20.437 (1) (cx) for providing services to children and families under s. 48.48 (17) until  
9 the amounts in the appropriation account under s. 20.437 (1) (kw) are exhausted.

10 **SECTION 772.** 48.563 (1) (a) of the statutes is amended to read:

11 48.563 (1) (a) Within the limits of available federal funds and of the  
12 appropriations under s. 20.437 (1) (b), (km), and (o), the department shall distribute  
13 funds for children and family services to county departments as provided in subs. (2),  
14 (3), and (7m) and s. 48.986.

15 **SECTION 1324f.** 48.563 (2) of the statutes is amended to read:

16 48.563 (2) BASIC COUNTY ALLOCATION. For children and family services under  
17 s. 48.569 (1) (d), the department shall distribute not more than \$51,577,400 in fiscal  
18 year ~~2009–10~~ and not more than ~~\$63,264,700~~ in fiscal year ~~2010–11~~ and \$66,475,500  
19 in each fiscal year thereafter.

20 **SECTION 773.** 48.565 (2) (c) of the statutes is amended to read:

21 48.565 (2) (c) The department shall credit to the appropriation account under  
22 s. 20.437 (3) ~~(mp)~~ (kp) any moneys carried forward under par. (a), but not distributed  
23 to counties, and may expend those moneys as provided in s. 48.567.

24 **SECTION 774.** 48.567 (1) of the statutes is amended to read:

1           48.567 (1) From the appropriation account under s. 20.437 (3) ~~(mp)~~ (kp), the  
2 department shall support costs that are exclusively related to the ongoing and  
3 recurring operational costs of augmenting the amount of moneys received under 42  
4 USC 670 to 679a and to any other purpose provided for by the legislature by law or  
5 in budget determinations. In addition, the department may expend moneys from the  
6 that appropriation account under ~~s. 20.437 (3) (mp)~~ as provided in subs. (1m) and (2).

7           **SECTION 775.** 48.567 (1m) of the statutes is amended to read:

8           48.567 (1m) In addition to expending moneys from the appropriation account  
9 under s. 20.437 (3) ~~(mp)~~ (kp) for the augmentation activities specified in sub. (1), the  
10 department may expend moneys received under ~~42 USC 1396 to 1396v in~~  
11 ~~reimbursement of the cost of providing targeted case management services to~~  
12 ~~children whose care is not eligible for reimbursement under 42 USC 670 to 679a and~~  
13 ~~credited to the~~ from that appropriation account under ~~s. 20.437 (3) (mp)~~ to support  
14 the counties' share of implementing the statewide automated child welfare  
15 information system under s. 46.22 (1) (c) 8. f. and to provide services to children and  
16 families under s. 48.48 (17).

17           **SECTION 776.** 48.567 (2) of the statutes is amended to read:

18           48.567 (2) If the department proposes to use any moneys from the  
19 appropriation account under s. 20.437 (3) ~~(mp)~~ (kp) for any purpose other than the  
20 purposes specified in subs. (1) and (1m), the department shall submit a plan for the  
21 proposed use of those moneys to the secretary of administration by September 1 of  
22 the fiscal year after the fiscal year in which those moneys were received. If the  
23 secretary of administration approves the plan, he or she shall submit the plan to the  
24 joint committee on finance by October 1 of the fiscal year after the fiscal year in which  
25 those moneys were received. If the cochairpersons of the committee do not notify the

1 secretary of administration within 14 working days after the date of submittal of the  
2 plan that the committee has scheduled a meeting for the purpose of reviewing the  
3 plan, the department may implement the plan. If within 14 working days after the  
4 date of the submittal by the secretary of administration the cochairpersons of the  
5 committee notify him or her that the committee has scheduled a meeting for the  
6 purpose of reviewing the plan, the department may implement the plan only with the  
7 approval of the committee.

8 **SECTION 777.** 48.569 (1) (am) of the statutes is amended to read:

9 48.569 (1) (am) The department shall reimburse each county from the  
10 appropriations under s. 20.437 (1) (b), (km), and (o) for children and family services  
11 as approved by the department under ss. 46.22 (1) (b) 2. f. and (e) 3. b.

12 **SECTION 778.** 48.569 (1) (d) of the statutes is amended to read:

13 48.569 (1) (d) From the appropriations under s. 20.437 (1) (b), (km), and (o), the  
14 department shall distribute the funding for children and family services, including  
15 funding for foster care or subsidized guardianship care of a child on whose behalf aid  
16 is received under s. 48.645 to county departments as provided under s. 48.563.  
17 County matching funds are required for the distribution under s. 48.563 (2). Each  
18 county's required match for the distribution under s. 48.563 (2) shall be specified in  
19 a schedule established annually by the department. Matching funds may be from  
20 county tax levies, federal and state revenue sharing funds, or private donations to  
21 the county that meet the requirements specified in sub. (1m). Private donations may  
22 not exceed 25 percent of the total county match. If the county match is less than the  
23 amount required to generate the full amount of state and federal funds distributed  
24 for this period, the decrease in the amount of state and federal funds equals the  
25 difference between the required and the actual amount of county matching funds.

1           **SECTION 1330s.** 48.57 (3) (a) 4. of the statutes is amended to read:

2           48.57 **(3)** (a) 4. Is living in a foster home, group home, residential care center  
3 for children and youth, or subsidized guardianship home ~~under s. 48.62 (5).~~

4           **SECTION 1331h.** 48.57 (3m) (cm) of the statutes is amended to read:

5           48.57 **(3m)** (cm) A kinship care relative who receives a payment under par. (am)  
6 for providing care and maintenance for a child is not eligible to receive a payment  
7 under sub. (3n) or s. 48.62 (4) or ~~(5)~~ 48.623 (1) or (6) for that child.

8           **SECTION 1332b.** 48.57 (3n) (cm) of the statutes is amended to read:

9           48.57 **(3n)** (cm) A long-term kinship care relative who receives a payment  
10 under par. (am) for providing care and maintenance for a child is not eligible to  
11 receive a payment under sub. (3m) or s. 48.62 (4) or ~~(5)~~ 48.623 (1) or (6) for that child.

12           **SECTION 1332c.** 48.57 (3p) (a) of the statutes is amended to read:

13           48.57 **(3p)** (a) In this subsection, “adult resident” means a person 18 years of  
14 age or over who lives at the home of a person who has applied for or is receiving  
15 payments under sub. (3m) or (3n) ~~or s. 48.62 (5) (a) or (b)~~ with the intent of making  
16 that home his or her home or who lives for more than 30 days cumulative in any  
17 6-month period at the home of a person who has applied for or is receiving payments  
18 under sub. (3m) or (3n) ~~or s. 48.62 (5) (a) or (b).~~

19           **SECTION 1332d.** 48.57 (3p) (b) 1. of the statutes is amended to read:

20           48.57 **(3p)** (b) 1. After receipt of an application for payments under sub. (3m)  
21 or (3n) ~~or s. 48.62 (5) (a) or (b)~~, the county department or, in a county having a  
22 population of 500,000 or more, the department, with the assistance of the  
23 department of justice, shall conduct a background investigation of the applicant.

24           **SECTION 1332e.** 48.57 (3p) (b) 3. of the statutes is amended to read:

1           48.57 (3p) (b) 3. The county department or, in a county having a population of  
2           500,000 or more, the department, with the assistance of the department of justice,  
3           may conduct a background investigation of any person who is receiving payments  
4           under sub. (3n) ~~or s. 48.62 (5) (a) or (b)~~ at any time that the county department or  
5           department considers to be appropriate.

6           **SECTION 1332f.** 48.57 (3p) (c) 1. of the statutes is amended to read:

7           48.57 (3p) (c) 1. After receipt of an application for payments under sub. (3m)  
8           or (3n) ~~or s. 48.62 (5) (a) or (b)~~, the county department or, in a county having a  
9           population of 500,000 or more, the department, with the assistance of the  
10          department of justice, shall, in addition to the investigation under par. (b) 1., conduct  
11          a background investigation of all employees and prospective employees of the  
12          applicant who have or would have regular contact with the child for whom those  
13          payments are being made and of each adult resident.

14          **SECTION 1332g.** 48.57 (3p) (c) 2m. of the statutes is amended to read:

15          48.57 (3p) (c) 2m. The county department or, in a county having a population  
16          of 500,000 or more, the department, with the assistance of the department of justice,  
17          may conduct a background investigation of any of the employees or prospective  
18          employees of any person who is receiving payments under sub. (3n) ~~or s. 48.62 (5) (a)~~  
19          ~~or (b)~~ who have or would have regular contact with the child for whom payments are  
20          being made and of each adult resident at any time that the county department or  
21          department considers to be appropriate.

22          **SECTION 1332h.** 48.57 (3p) (c) 3. of the statutes is amended to read:

23          48.57 (3p) (c) 3. Before a person who is receiving payments under sub. (3m) or  
24          (3n) ~~or s. 48.62 (5) (a) or (b)~~ may employ any person in a position in which that person  
25          would have regular contact with the child for whom those payments are being made



1 or permit any person to be an adult resident, the county department or, in a county  
2 having a population of 500,000 or more, the department, with the assistance of the  
3 department of justice, shall conduct a background investigation of the prospective  
4 employee or prospective adult resident unless that person has already been  
5 investigated under subd. 1., 2. or 2m.

6 **SECTION 1332i.** 48.57 (3p) (fm) 1m. of the statutes is amended to read:

7 48.57 (3p) (fm) 1m. The county department or, in a county having a population  
8 of 500,000 or more, the department may not enter into the agreement under sub. (3n)  
9 (am) 6. ~~or make payments under s. 48.62 (5) (a) or (b)~~ unless the county department  
10 or department receives information from the department of justice relating to the  
11 conviction record of the applicant under the law of this state and that record indicates  
12 either that the applicant has not been arrested or convicted or that the applicant has  
13 been arrested or convicted but the director of the county department or, in a county  
14 having a population of 500,000 or more, the person designated by the secretary to  
15 review conviction records under this subdivision determines that the conviction  
16 record is satisfactory because it does not include any arrest or conviction that the  
17 director or person designated by the secretary determines is likely to adversely affect  
18 the child or the applicant's ability to care for the child. The county department or,  
19 in a county having a population of 500,000 or more, the department may make  
20 payments under sub. (3n) ~~or s. 48.62 (5) (a) or (b)~~ conditioned on the receipt of  
21 information from the federal bureau of investigation indicating that the person's  
22 conviction record under the law of any other state or under federal law is satisfactory  
23 because the conviction record does not include any arrest or conviction that the  
24 director of the county department or, in a county having a population of 500,000 or  
25 more, the person designated by the secretary to review conviction records under this

1 subdivision determines is likely to adversely affect the child or the applicant's ability  
2 to care for the child.

3 **SECTION 1332j.** 48.57 (3p) (fm) 2m. of the statutes is amended to read:

4 48.57 (3p) (fm) 2m. A person receiving payments under sub. (3n) ~~or s. 48.62 (5)~~  
5 ~~(a) or (b)~~ may provisionally employ a person in a position in which that person would  
6 have regular contact with the child for whom those payments are being made or  
7 provisionally permit a person to be an adult resident if the person receiving those  
8 payments states to the county department or, in a county having a population of  
9 500,000 or more, the department that, to the best of his or her knowledge, the  
10 employee or adult resident does not have any arrests or convictions that could  
11 adversely affect the child or the ability of the person receiving payments to care for  
12 the child. A person receiving payment under sub. (3n) ~~or s. 48.62 (5) (a) or (b)~~ may  
13 not finally employ a person in a position in which that person would have regular  
14 contact with the child for whom those payments are being made or finally permit a  
15 person to be an adult resident until the county department or, in a county having a  
16 population of 500,000 or more, the department receives information from the  
17 department of justice relating to the person's conviction record under the law of this  
18 state and that record indicates either that the person has not been arrested or  
19 convicted or that the person has been arrested or convicted but the director of the  
20 county department or, in a county having a population of 500,000 or more, the person  
21 designated by the secretary to review conviction records under this subdivision  
22 determines that the conviction record is satisfactory because it does not include any  
23 arrest or conviction that is likely to adversely affect the child or the ability of the  
24 person receiving payments to care for the child and the county department or  
25 department so advises the person receiving payments under sub. (3n) ~~or s. 48.62 (5)~~

1     ~~(a) or (b)~~. A person receiving payments under sub. (3n) ~~or s. 48.62 (5) (a) or (b)~~ may  
2     finally employ a person in a position in which that person would have regular contact  
3     with the child for whom those payments are being made or finally permit a person  
4     to be an adult resident conditioned on the receipt of information from the county  
5     department or, in a county having a population of 500,000 or more, the department  
6     that the federal bureau of investigation indicates that the person's conviction record  
7     under the law of any other state or under federal law is satisfactory because the  
8     conviction record does not include any arrest or conviction that the director of the  
9     county department or, in a county having a population of 500,000 or more, the person  
10    designated by the secretary to review conviction records under this subdivision  
11    determines is likely to adversely affect the child or the ability of the person receiving  
12    payments to care for the child.

13           **SECTION 1332k.** 48.57 (3p) (hm) of the statutes is amended to read:

14           48.57 **(3p)** (hm) A county department or, in a county having a population of  
15    500,000 or more, the department may not make payments to a person under sub. (3n)  
16    ~~or s. 48.62 (5) (a) or (b)~~ and a person receiving payments under sub. (3n) ~~or s. 48.62~~  
17    ~~(5) (a) or (b)~~ may not employ a person in a position in which that person would have  
18    regular contact with the child for whom payments are being made or permit a person  
19    to be an adult resident if the director of the county department or, in a county having  
20    a population of 500,000 or more, the person designated by the secretary to review  
21    conviction records under this paragraph determines that the person has any arrest  
22    or conviction that is likely to adversely affect the child or the person's ability to care  
23    for the child.

24           **SECTION 1332m.** 48.62 (5) (a) of the statutes is repealed.

1           **SECTION 1332n.** 48.62 (5) (b) of the statutes is renumbered 48.623 (6) (intro.)  
2 and amended to read:

3           48.623 **(6)** INTERIM CARETAKER. (intro.) ~~Subject to par. (d), on~~ On the death,  
4 incapacity, resignation, or removal of a guardian receiving payments under ~~par. (a),~~  
5 ~~a sub. (1), the~~ county department or, ~~in a county having a population of 500,000 or~~  
6 ~~more,~~ the department providing those payments shall provide monthly subsidized  
7 guardianship payments in the amount specified in ~~par. (e) sub. (3) (b)~~ for a period of  
8 up to 12 months to an interim caretaker ~~who meets~~ if all of the following conditions  
9 ~~specified in par. (c). are met:~~

10           **SECTION 1332p.** 48.62 (5) (c) (intro.) of the statutes is repealed.

11           **SECTION 1332q.** 48.62 (5) (c) 1. of the statutes is renumbered 48.623 (6) (a) and  
12 amended to read:

13           48.623 **(6)** (a) The county department or department inspects the home of the  
14 ~~guardian or~~ interim caretaker, interviews the ~~guardian or~~ interim caretaker, and  
15 determines that placement of the child with the ~~guardian or~~ interim caretaker is in  
16 the best interests of the child. In the case of an Indian child, the best interests of the  
17 Indian child shall be determined in accordance with s. 48.01 (2).

18           **SECTION 1332r.** 48.62 (5) (c) 2. of the statutes is renumbered 48.623 (6) (b) and  
19 amended to read:

20           48.623 **(6)** (b) The county department or department conducts a background  
21 investigation under s. ~~48.57 (3p)~~ 48.685 of the ~~guardian or~~ interim caretaker, ~~the~~  
22 ~~employees and prospective employees of the guardian or interim caretaker who have~~  
23 ~~or would have regular contact with the child for whom the payments would be made,~~  
24 ~~and any other adult resident, as defined in s. 48.57 (3p) (a), and any nonclient~~  
25 resident, as defined in s. 48.685 (1) (bm), of the home of the ~~guardian or~~ interim

1 caretaker and determines that those individuals ~~do not have any arrests or~~  
2 ~~convictions that are likely to adversely affect the child or the ability of the guardian~~  
3 ~~or interim caretaker to care for the child~~ meet the requirements specified in s. 48.685.  
4 The county department or department shall provide the department of health  
5 services with information about each person who is denied monthly subsidized  
6 guardianship payments or permission to reside in the home of an interim caretaker  
7 for a reason specified in s. 48.685 (4m) (a) 1. to 5. or (b) 1. to 5.

8 **SECTION 1332s.** 48.62 (5) (c) 3. of the statutes is renumbered 48.623 (6) (c) and  
9 amended to read:

10 48.623 **(6)** (c) ~~In the case of an interim caretaker, the~~ The interim caretaker  
11 cooperates with the county department or department in finding a permanent  
12 placement for the child.

13 **SECTION 1332t.** 48.62 (5) (d) of the statutes is renumbered 48.623 (3) (a) and  
14 amended to read:

15 48.623 **(3)** (a) ~~The department shall request from the secretary of the federal~~  
16 ~~department of health and human services a waiver of the requirements under 42~~  
17 ~~USC 670 to 679a that would authorize the state to receive federal foster care and~~  
18 ~~adoption assistance reimbursement under 42 USC 670 to 679a for the costs of~~  
19 ~~providing care for a child who is in the care of a guardian who was licensed as the~~  
20 ~~child's foster parent before the guardianship appointment and who has entered into~~  
21 ~~a subsidized guardianship agreement with the county department or department.~~  
22 ~~If the waiver is approved for~~ In a county having a population of 500,000 750,000 or  
23 more, the department shall provide the monthly payments under ~~par. (a) sub. (1) or~~  
24 (6) from the appropriations under s. 20.437 (1) (dd) and (pd). ~~If the waiver is~~  
25 ~~approved for~~ In any other county, the department shall determine which counties are

1 authorized to provide monthly payments under par. (a) or (b), and the county  
2 departments of those counties department shall provide those payments from  
3 moneys received under s. 48.569 (1) (d).

4 **SECTION 1332u.** 48.62 (5) (e) of the statutes is renumbered 48.623 (3) (b) and  
5 amended to read:

6 48.623 (3) (b) The amount of a monthly payment under ~~par. (a) or (b)~~ sub. (1)  
7 or (6) for the care of a child shall equal the amount received under ~~sub. s. 48.62 (4)~~  
8 by the guardian of the child for the month immediately preceding the month in which  
9 the guardianship order was granted or a lesser amount if agreed to by the guardian  
10 and specified in the agreement under sub. (2) (b). A guardian or an interim caretaker  
11 who receives a monthly payment under ~~par. (a) or (b)~~ sub. (1) or (6) for the care of a  
12 child is not eligible to receive a payment under ~~sub. (4) or s. 48.57 (3m) or (3n) or 48.62~~  
13 (4) for the care of that child.

14 **SECTION 1332v.** 48.62 (6) of the statutes is amended to read:

15 48.62 (6) The department or a county department may recover an overpayment  
16 made under sub. (4) ~~or (5)~~ from a foster parent, ~~guardian, or interim caretaker~~ who  
17 continues to receive those payments by reducing the amount of the person's foster  
18 parent's monthly payment. The department may by rule specify other methods for  
19 recovering those overpayments. A county department that recovers an overpayment  
20 under this subsection due to the efforts of its officers and employees may retain a  
21 portion of the amount recovered, as provided by the department by rule.

22 **SECTION 1332w.** 48.623 of the statutes is created to read:

23 **48.623 Subsidized guardianships. (1) ELIGIBILITY.** A county department  
24 or, in a county having a population of 750,000 or more, the department shall provide  
25 monthly subsidized guardianship payments in the amount specified in sub. (3) (b)

1 to a guardian of a child under s. 48.977 (2) or under a substantially similar tribal law  
2 if the county department or department determines that the conditions specified in  
3 pars. (a) to (d) have been met. A county department or, in a county having a  
4 population of 750,000 or more, the department shall also provide those payments for  
5 the care of a sibling of such a child, regardless of whether the sibling meets the  
6 conditions specified in par. (a), if the county department or department and the  
7 guardian agree on the appropriateness of placing the sibling in the home of the  
8 guardian. A guardian of a child under s. 48.977 (2) or under a substantially similar  
9 tribal law is eligible for monthly subsidized guardianship payments under this  
10 subsection if the county department or, in a county having a population of 750,000  
11 or more, the department determines that all of the following apply:

12 (a) The child meets all of the following conditions:

13 1. The child has been removed from his or her home under a voluntary  
14 agreement under s. 48.63 or under a substantially similar tribal law or under a court  
15 order containing a finding that continued placement of the child in his or her home  
16 would be contrary to the welfare of the child.

17 2. The child has been residing in the home of the guardian for not less than 6  
18 consecutive months.

19 3. The child's situation precludes return of the child to his or her home or  
20 adoption as appropriate permanency options for the child.

21 4. The child demonstrates a strong attachment to the guardian.

22 5. If the child is 14 years of age or over, the child has been consulted with  
23 regarding the guardianship arrangement.

24 (b) The guardian meets all of the following conditions:

1           1. The guardian is a relative of the child or is a person who has a significant  
2 emotional relationship with the child and who, prior to the child's placement in  
3 out-of-home care, had an existing relationship with the child that is similar to a  
4 familial relationship.

5           2. The guardian has a strong commitment to caring permanently for the child.

6           3. The guardian is licensed as the child's foster parent and the guardian and  
7 all adults residing in the guardian's home meet the requirements specified in s.  
8 48.685.

9           5. Prior to being named as the guardian of the child, the guardian entered into  
10 a subsidized guardianship agreement under sub. (2) with the county department or  
11 department.

12           (c) An order under s. 48.345, 48.357, 48.363, 48.365, 938.345, 938.357, 938.363,  
13 or 938.365 placing the child, or continuing the placement of the child, outside of the  
14 child's home has been terminated, or any proceeding in which the child has been  
15 adjudged to be in need of protection or services specified in s. 48.977 (2) (a) has been  
16 dismissed, as provided in s. 48.977 (3r).

17           (d) If the county department or department knows or has reason to know that  
18 the child is an Indian child, the Indian child's parent, Indian custodian, and tribe  
19 have been provided with notice of the child's placement in the home of the guardian  
20 under s. 48.977 (4) (c) 2m. and the court has found under s. 48.977 (4) (g) 4. that the  
21 home of the guardian is in compliance with the order of placement preference under  
22 s. 48.028 (7) (b) or, if applicable, s. 48.028 (7) (c), unless the court found good cause,  
23 as described in s. 48.028 (7) (e), for departing from that order.

24           **(2) SUBSIDIZED GUARDIANSHIP AGREEMENT.** Before a county department or the  
25 department may approve the provision of subsidized guardianship payments under



1 sub. (1) to a proposed guardian, the county department or department shall negotiate  
2 and enter into a written, binding subsidized guardianship agreement with the  
3 proposed guardian and provide the proposed guardian with a copy of the agreement.

4 A subsidized guardianship agreement shall specify all of the following:

5 (a) The amount of the monthly subsidized guardianship payments that will be  
6 provided under the agreement and the manner in which those payments may be  
7 adjusted periodically, in consultation with the guardian, based on the circumstances  
8 of the guardian and the needs of the child.

9 (b) Any additional services and assistance for which the child or guardian will  
10 be eligible under the agreement, a description of those additional services and that  
11 additional assistance, and the procedures by which the guardian may apply for those  
12 additional services and that additional assistance.

13 (c) That the county department or department will pay the total cost of the  
14 nonrecurring expenses that are associated with obtaining guardianship of the child,  
15 not to exceed \$2,000.

16 (d) That the agreement shall remain in effect without regard to the state of  
17 residence of the guardian.

18 (e) That, in determining eligibility for adoption assistance under s. 48.975 and  
19 42 USC 673 for the care of the child, the placement of the child in the home of the  
20 guardian and any payments made under sub. (1) shall be considered never to have  
21 been made.

22 **(3) PAYMENTS.** (c) 1. If a person who is receiving monthly subsidized  
23 guardianship payments under an agreement under sub. (2) believes that there has  
24 been a substantial change in circumstances, as defined by the department by rule  
25 promulgated under sub. (7) (a), he or she may request that the agreement be

1 amended to increase the amount of those payments. If a request is received under  
2 this subdivision, the county department or department shall determine whether  
3 there has been a substantial change in circumstances and whether there has been  
4 a substantiated report of abuse or neglect of the child by the person receiving those  
5 payments. If there has been a substantial change in circumstances and if there has  
6 been no substantiated report of abuse or neglect of the child by that person, the  
7 county department or department shall offer to increase the amount of those  
8 payments based on criteria established by the department by rule promulgated  
9 under sub. (7) (b). If an increased monthly subsidized guardianship payment is  
10 agreed to by the person receiving those payments, the county department or  
11 department shall amend the agreement in writing to specify the increased amount  
12 of those payments.

13 2. Annually, a county department or the department shall review an agreement  
14 that has been amended under subd. 1. to determine whether the substantial change  
15 in circumstances that was the basis for amending the agreement continues to exist.  
16 If that substantial change in circumstances continues to exist, the agreement, as  
17 amended, shall remain in effect. If that substantial change in circumstances no  
18 longer exists, the county department or department shall offer to decrease the  
19 amount of the monthly subsidized guardianship payments provided under sub. (1)  
20 based on criteria established by the department under sub. (7) (c). If the decreased  
21 amount of those payments is agreed to by the person receiving those payments, the  
22 county department or department shall amend the agreement in writing to specify  
23 the decreased amount of those payments. If the decreased amount of those payments  
24 is not agreed to by the person receiving those payments, that person may appeal the

1 decision of the county department or department regarding the decrease under sub.  
2 (5).

3 3. A county department or the department may propose to a person receiving  
4 monthly subsidized guardianship payments that the agreement under sub. (2) (b) be  
5 amended to adjust the amount of those payments. If an adjustment in the amount  
6 of those payments is agreed to by the person receiving those payments, the  
7 agreement shall be amended in writing to specify the adjusted amount of those  
8 payments.

9 4. An agreement under sub. (2) may be amended more than once under subd.  
10 1. or 3.

11 (d) The department or a county department may recover an overpayment made  
12 under sub. (1) or (6) from a guardian or interim caretaker who continues to receive  
13 those payments by reducing the amount of the person's monthly payment. The  
14 department may by rule specify other methods for recovering those overpayments.  
15 A county department that recovers an overpayment under this paragraph due to the  
16 efforts of its officers and employees may retain a portion of the amount recovered, as  
17 provided by the department by rule.

18 **(4) ANNUAL REVIEW.** A county department or the department shall review a  
19 placement of a child for which the county department or department makes  
20 payments under sub. (1) not less than every 12 months after the county department  
21 or department begins making those payments to determine whether the child and  
22 the guardian remain eligible for those payments. If the child or the guardian is no  
23 longer eligible for those payments, the county department or department shall  
24 discontinue making those payments.

1           **(5) APPEAL.** (a) Any person whose application for payments under sub. (1) is  
2 not acted on promptly or is denied on the grounds that a condition specified in sub.  
3 (1) has not been met and any person whose payments under sub. (1) are decreased  
4 under sub. (3) (c) 2. or discontinued under sub. (4) may petition the department under  
5 par. (b) for a review of that action or failure to act. Review is unavailable if the action  
6 or failure to act arose more than 45 days before submission of the petition for review.

7           (b) 1. Upon receipt of a timely petition described in par. (a) the department shall  
8 give the applicant or recipient reasonable notice and an opportunity for a fair  
9 hearing. The department may make such additional investigation as it considers  
10 necessary. Notice of the hearing shall be given to the applicant or recipient and to  
11 the county department or subunit of the department whose action or failure to act  
12 is the subject of the petition. That county department or subunit of the department  
13 may be represented at the hearing. The department shall render its decision as soon  
14 as possible after the hearing and shall send a certified copy of its decision to the  
15 applicant or recipient and to the county department or subunit of the department  
16 whose action or failure to act is the subject of the petition. The decision of the  
17 department shall have the same effect as an order of the county department or  
18 subunit of the department whose action or failure to act is the subject of the petition.  
19 The decision shall be final, but may be revoked or modified as altered conditions may  
20 require. The department shall deny a petition for review or shall refuse to grant  
21 relief if any of the following applies:

22           a. The petitioner withdraws the petition in writing.

23           b. The sole issue in the petition concerns an automatic payment adjustment or  
24 change that affects an entire class of recipients and is the result of a change in state  
25 law.

1           c. The petitioner abandons the petition. Abandonment occurs if the petitioner  
2 fails to appear in person or by a representative at a scheduled hearing without good  
3 cause, as determined by the department.

4           2. If a recipient requests a hearing within 10 days after the date of notice that  
5 his or her payments under sub. (1) are being decreased or discontinued, those  
6 payments may not be decreased or discontinued until a decision is rendered after the  
7 hearing but payments made pending the hearing decision may be recovered by the  
8 department if the contested action or failure to act is upheld. The department shall  
9 promptly notify the county department or the subunit of the department whose  
10 action is the subject of the hearing that the recipient has requested a hearing.  
11 Payments under sub. (1) shall be decreased or discontinued if the recipient is  
12 contesting a state law or a change in state law and not the determination of the  
13 payment made on the recipient's behalf.

14           3. The recipient shall be promptly informed in writing if his or her payments  
15 under sub. (1) are to be decreased or discontinued pending the hearing decision.

16           **(6)** (d) If the county department or department knows or has reason to know  
17 that the child is an Indian child, the county department or department provides  
18 notice of the Indian child's placement in the home of the interim caretaker to the  
19 Indian child's parent, Indian custodian, and tribe and determines that the home of  
20 the interim caretaker complies with the order of placement preference under s.  
21 48.028 (7) (b) or, if applicable, s. 48.028 (7) (c), unless the county department or  
22 department finds good cause, as described in s. 48.028 (7) (e), for departing from that  
23 order.

24           **(7)** RULES. The department shall promulgate rules to implement this section.  
25 Those rules shall include all of the following:

1 (a) A rule defining the substantial change in circumstances under which a  
2 person receiving monthly subsidized guardianship payments under sub. (1) may  
3 request that an agreement made under sub. (2) be amended to increase the amount  
4 of those payments.

5 (b) Rules establishing requirements for submitting a request under sub. (3) (c)  
6 1. and criteria for determining the amount of the increase in monthly subsidized  
7 guardianship payments that a county department or the department shall offer if  
8 there has been a substantial change in circumstances and if there has been no  
9 substantiated report of abuse or neglect of the child by the person receiving those  
10 payments.

11 (c) Rules establishing the criteria for determining the amount of the decrease  
12 in monthly subsidized guardianship payments that the department shall offer under  
13 sub. (3) (c) 2. if a substantial change in circumstances no longer exists. The criteria  
14 shall provide that the amount of the decrease offered by the department under sub.  
15 (3) (c) 2. may not result in a monthly subsidized guardianship payment that is less  
16 than the initial monthly subsidized guardianship payment provided for the child  
17 under sub. (1).

18 **SECTION 1332x.** 48.645 (1) (a) of the statutes is amended to read:

19 48.645 (1) (a) The child is living in a foster home licensed under s. 48.62 if a  
20 license is required under that section, in a foster home located within the boundaries  
21 of a reservation in this state and licensed by the tribal governing body of the  
22 reservation, in a group home licensed under s. 48.625, in a subsidized guardianship  
23 home under s. ~~48.62 (5)~~ 48.623, or in a residential care center for children and youth  
24 licensed under s. 48.60, and has been placed in the foster home, group home,  
25 subsidized guardianship home, or center by a county department under s. 46.215,

1 46.22, or 46.23, by the department, or by a governing body of an Indian tribe in this  
2 state under an agreement with a county department under s. 46.215, 46.22, or 46.23.

3 **SECTION 1332y.** 48.645 (2) (a) 1. of the statutes is amended to read:

4 48.645 (2) (a) 1. A nonrelative who cares for the dependent child in a foster  
5 home having a license under s. 48.62, in a foster home located within the boundaries  
6 of a reservation in this state and licensed by the tribal governing body of the  
7 reservation or in a group home licensed under s. 48.625, a subsidized guardian or  
8 interim caretaker under s. ~~48.62 (5)~~ 48.623 who cares for the dependent child, or a  
9 minor custodial parent who cares for the dependent child, regardless of the cause or  
10 prospective period of dependency. The state shall reimburse counties pursuant to the  
11 procedure under s. 48.569 (2) and the percentage rate of participation set forth in s.  
12 48.569 (1) (d) for aid granted under this section except that if the child does not have  
13 legal settlement in the granting county, state reimbursement shall be at 100%. The  
14 county department under s. 46.215, 46.22, or 46.23 or the department under s. 48.48  
15 (17) shall determine the legal settlement of the child. A child under one year of age  
16 shall be eligible for aid under this subsection irrespective of any other residence  
17 requirement for eligibility within this section.

18 **SECTION 779.** 48.67 (intro.) of the statutes is amended to read:

19 **48.67 Rules governing child welfare agencies, child care centers,**  
20 **foster homes, group homes, shelter care facilities, and county departments.**  
21 (intro.) The department shall promulgate rules establishing minimum  
22 requirements for the issuance of licenses to, and establishing standards for the  
23 operation of, child welfare agencies, child care centers, foster homes, group homes,  
24 shelter care facilities, and county departments. Those rules shall be designed to  
25 protect and promote the health, safety, and welfare of the children in the care of all

1 licensees. The department shall consult with the department of ~~commerce~~ safety  
2 and professional services, the department of public instruction, and the child abuse  
3 and neglect prevention board before promulgating those rules. For foster homes,  
4 those rules shall include the rules promulgated under s. 48.62 (8). Those rules shall  
5 include rules that require all of the following:

6 **SECTION 1333n.** 48.685 (1) (ag) 1. b. of the statutes is amended to read:

7 48.685 (1) (ag) 1. b. A person who has, or is seeking, a license, certification or  
8 contract to operate an entity or who is receiving, or is seeking, payment under s.  
9 48.623 (6) for operating an entity.

10 **SECTION 1333p.** 48.685 (1) (b) of the statutes is amended to read:

11 48.685 (1) (b) “Entity” means a child welfare agency that is licensed under s.  
12 48.60 to provide care and maintenance for children, to place children for adoption,  
13 or to license foster homes; a foster home that is licensed under s. 48.62; an interim  
14 caretaker to whom subsidized guardianship payments are made under s. 48.623 (6);  
15 a group home that is licensed under s. 48.625; a shelter care facility that is licensed  
16 under s. 938.22; a child care center that is licensed under s. 48.65 or established or  
17 contracted for under s. 120.13 (14); a child care provider that is certified under s.  
18 48.651; or a temporary employment agency that provides caregivers to another  
19 entity.

20 **SECTION 780.** 48.685 (2) (am) 3. of the statutes is amended to read:

21 48.685 (2) (am) 3. Information maintained by the department of ~~regulation and~~  
22 ~~licensing~~ safety and professional services regarding the status of the person’s  
23 credentials, if applicable.

24 **SECTION 1334c.** 48.685 (2) (am) 5. of the statutes is amended to read:



1           48.685 (2) (am) 5. Information maintained by the department of health services  
2 under this section and under ss. 48.623 (6) (b), 48.651 (2m), 48.75 (1m), and 120.13  
3 (14) regarding any denial to the person of a license, continuation or renewal of a  
4 license, certification, or a contract to operate an entity, or of payments under s. 48.623  
5 (6) for operating an entity, for a reason specified in sub. (4m) (a) 1. to 5. and regarding  
6 any denial to the person of employment at, a contract with, or permission to reside  
7 at an entity for a reason specified in sub. (4m) (b) 1. to 5. If the information obtained  
8 under this subdivision indicates that the person has been denied a license,  
9 continuation or renewal of a license, certification, a contract, payments,  
10 employment, or permission to reside as described in this subdivision, the  
11 department, a county department, an agency contracted with under s. 48.651 (2), a  
12 child welfare agency, or a school board need not obtain the information specified in  
13 subs. 1. to 4.

14           **SECTION 781.** 48.685 (2) (b) 1. c. of the statutes is amended to read:

15           48.685 (2) (b) 1. c. Information maintained by the department of ~~regulation and~~  
16 ~~licensing~~ safety and professional services regarding the status of the person's  
17 credentials, if applicable.

18           **SECTION 1335c.** 48.685 (2) (b) 1. e. of the statutes is amended to read:

19           48.685 (2) (b) 1. e. Information maintained by the department of health  
20 services under this section and under ss. 48.623 (6) (b), 48.651 (2m), 48.75 (1m), and  
21 120.13 (14) regarding any denial to the person of a license, continuation or renewal  
22 of a license, certification, or a contract to operate an entity, or of payments under s.  
23 48.623 (6) for operating an entity, for a reason specified in sub. (4m) (a) 1. to 5. and  
24 regarding any denial to the person of employment at, a contract with, or permission  
25 to reside at an entity for a reason specified in sub. (4m) (b) 1. to 5. If the information

1 obtained under this subd. 1. e. indicates that the person has been denied a license,  
2 continuation or renewal of a license, certification, a contract, payments,  
3 employment, or permission to reside as described in this subd. 1. e., the entity need  
4 not obtain the information specified in subd. 1. a. to d.

5 **SECTION 1335d.** 48.685 (2) (br) of the statutes is created to read:

6 48.685 (2) (br) If the person who is the subject of a search under par. (am) is  
7 seeking a license to operate a child care center under s. 48.65, certification as a child  
8 care provider under s. 48.651, or a contract under s. 120.13 (14) to operate a child care  
9 program, the department, county department, agency contracted with under s.  
10 48.651 (2), or school board shall require the person to be fingerprinted on 2  
11 fingerprint cards, each bearing a complete set of the person's fingerprints. The  
12 department of justice may provide for the submission of the fingerprint cards to the  
13 federal bureau of investigation for the purposes of verifying the identity of the person  
14 fingerprinted and obtaining records of his or her criminal arrests and convictions.

15 **SECTION 1335e.** 48.685 (2) (c) 1. of the statutes is amended to read:

16 48.685 (2) (c) 1. If the person who is the subject of the search under par. (am)  
17 is seeking an initial license to operate a foster home or is seeking relicensure after  
18 a break in licensure, the department, county department, or child welfare agency  
19 shall request under 42 USC 16962 (b) a fingerprint-based check of the national crime  
20 information databases, as defined in 28 USC 534 (f) (3) (A). If that person is seeking  
21 subsidized guardianship payments under s. 48.623 (6), the department in a county  
22 having a population of 750,000 or more or county department shall request that  
23 fingerprint-based check. The department, county department, or child welfare  
24 agency may release any information obtained under this subdivision only as  
25 permitted under 42 USC 16962 (e).

1           **SECTION 1335f.** 48.685 (2) (c) 2. of the statutes is amended to read:

2           48.685 **(2)** (c) 2. If the person who is the subject of the search under par. (am)  
3 is seeking a license to operate a foster home or is an adult nonclient resident of the  
4 foster home and if the person or adult nonclient resident is not, or at any time within  
5 the 5 years preceding the date of the search has not been, a resident of this state, the  
6 department, county department, or child welfare agency shall check any child abuse  
7 or neglect registry maintained by any state or other U.S. jurisdiction in which the  
8 person or adult nonclient resident is a resident or was a resident within those 5 years  
9 for information that is equivalent to the information specified in par. (am) 4. If that  
10 person is seeking subsidized guardianship payments under s. 48.623 (6) or is an  
11 adult nonclient resident of the home of that person and if the person or adult  
12 nonclient resident is not, or at any time within the 5 years preceding the date of the  
13 search has not been, a resident of this state, the department in a county having a  
14 population of 750,000 or more or county department shall conduct that child abuse  
15 or neglect registry check. The department, county department, or child welfare  
16 agency may not use any information obtained under this subdivision for any purpose  
17 other than a search of the person's background under par. (am).

18           **SECTION 1335h.** 48.685 (3) (a) of the statutes is amended to read:

19           48.685 **(3)** (a) Subject to par. (am), every 4 years or at any time within that  
20 period that the department, a county department, or a child welfare agency considers  
21 appropriate, the department, county department, or child welfare agency shall  
22 request the information specified in sub. (2) (am) 1. to 5. for all caregivers specified  
23 in sub. (1) (ag) 1. b. who are licensed, certified, or contracted to operate an entity, or  
24 who are receiving payments under s. 48.623 (6) for operating an entity, and for all  
25 persons who are nonclient residents of such a caregiver. ~~child child~~

1           **SECTION 1335k.** 48.685 (4m) (a) (intro.) of the statutes is amended to read:

2           48.685 **(4m)** (a) (intro.) Notwithstanding s. 111.335, and except as provided in  
3 par. (ad) and sub. (5), the department may not license, or continue or renew the  
4 license of, a person to operate an entity, the department in a county having a  
5 population of 500,000 or more, a county department, or an agency contracted with  
6 under s. 48.651 (2) may not certify a child care provider under s. 48.651, a county  
7 department or a child welfare agency may not license, or renew the license of, a foster  
8 home under s. 48.62, the department in a county having a population of 750,000 or  
9 more or a county department may not provide subsidized guardianship payments to  
10 an interim caretaker under s. 48.623 (6). and a school board may not contract with  
11 a person under s. 120.13 (14), if the department, county department, contracted  
12 agency, child welfare agency, or school board knows or should have known any of the  
13 following:

14           **SECTION 782.** 48.685 (4m) (a) 5. of the statutes is amended to read:

15           48.685 **(4m)** (a) 5. That, in the case of a position for which the person must be  
16 credentialed by the department of ~~regulation and licensing~~ safety and professional  
17 services, the person's credential is not current or is limited so as to restrict the person  
18 from providing adequate care to a client.

19           **SECTION 1336c.** 48.685 (4m) (ad) of the statutes is amended to read:

20           48.685 **(4m)** (ad) The department, a county department, or a child welfare  
21 agency may license a foster home under s. 48.62,; the department may license a child  
22 care center under s. 48.65; the department in a county having a population of 500,000  
23 or more, a county department, or an agency contracted with under s. 48.651 (2) may  
24 certify a child care provider under s. 48.651,; the department in a county having a  
25 population of 750,000 or more or a county department may provide subsidized

1 guardianship payments to an interim caretaker under s. 48.623 (6); and a school  
2 board may contract with a person under s. 120.13 (14), conditioned on the receipt of  
3 the information specified in sub. (2) (am) and (ar) indicating that the person is not  
4 ineligible to be licensed, certified, provided payments, or contracted with for a reason  
5 specified in par. (a) 1. to 5.

6 **SECTION 783.** 48.685 (4m) (b) 5. of the statutes is amended to read:

7 48.685 **(4m)** (b) 5. That, in the case of a position for which the person must be  
8 credentialed by the department of ~~regulation and licensing~~ safety and professional  
9 services, the person's credential is not current or is limited so as to restrict the person  
10 from providing adequate care to a client.

11 **SECTION 1337c.** 48.685 (5) (a) of the statutes is amended to read:

12 48.685 **(5)** (a) Subject to pars. (bm) and (br), the department may license to  
13 operate an entity, the department in a county having a population of 500,000 or more,  
14 a county department, or an agency contracted with under s. 48.651 (2) may certify  
15 under s. 48.651, a county department or a child welfare agency may license under  
16 s. 48.62, the department in a county having a population of 750,000 or more or a  
17 county department may provide subsidized guardianship payments under s. 48.623  
18 (6), and a school board may contract with under s. 120.13 (14) a person who otherwise  
19 may not be licensed, certified, or contracted with for a reason specified in sub. (4m)  
20 (a) 1. to 5., and an entity may employ, contract with, or permit to reside at the entity  
21 a person who otherwise may not be employed, provided payments, contracted with,  
22 or permitted to reside at the entity for a reason specified in sub. (4m) (b) 1. to 5., if  
23 the person demonstrates to the department, the county department, the contracted  
24 agency, the child welfare agency, or the school board or, in the case of an entity that  
25 is located within the boundaries of a reservation, to the person or body designated

1 by the Indian tribe under sub. (5d) (a) 3., by clear and convincing evidence and in  
2 accordance with procedures established by the department by rule or by the tribe  
3 that he or she has been rehabilitated.

4 **SECTION 1337e.** 48.685 (5) (bm) (intro.) of the statutes is amended to read:

5 48.685 (5) (bm) (intro.) For purposes of licensing a foster home for the  
6 placement of a child on whose behalf foster care maintenance payments under s.  
7 48.62 (4) will be provided or of providing subsidized guardianship payments to an  
8 interim caretaker under s. 48.623 (6), no person who has been convicted of any of the  
9 following offenses may be permitted to demonstrate that he or she has been  
10 rehabilitated:

11 **SECTION 1339e.** 48.685 (5m) of the statutes is amended to read:

12 48.685 (5m) Notwithstanding s. 111.335, the department may refuse to license  
13 a person to operate an entity, a county department or a child welfare agency may  
14 refuse to license a foster home under s. 48.62, the department in a county having a  
15 population of 750,000 or more or a county department may refuse to provide  
16 subsidized guardianship payments to a person under s. 48.623 (6), and an entity may  
17 refuse to employ or contract with a caregiver or permit a nonclient resident to reside  
18 at the entity if the person has been convicted of an offense that is not a serious crime,  
19 but that is, in the estimation of the department, county department, child welfare  
20 agency, or entity, substantially related to the care of a client. Notwithstanding s.  
21 111.335, the department may refuse to license a person to operate a child care center,  
22 the department in a county having a population of 500,000 or more, a county  
23 department, or an agency contracted with under s. 48.651 (2) may refuse to certify  
24 a child care provider under s. 48.651, a school board may refuse to contract with a  
25 person under s. 120.13 (14), and a child care center that is licensed under s. 48.65 or

1 established or contracted for under s. 120.13 (14) or a child care provider that is  
2 certified under s. 48.651 may refuse to employ or contract with a caregiver or permit  
3 a nonclient resident to reside at the child care center or child care provider if the  
4 person has been convicted of or adjudicated delinquent on or after his or her 12th  
5 birthday for an offense that is not a serious crime, but that is, in the estimation of  
6 the department, county department, contracted agency, school board, child care  
7 center, or child care provider, substantially related to the care of a client.

8 **SECTION 1339f.** 48.685 (6) (a) of the statutes is amended to read:

9 48.685 **(6)** (a) The department shall require any person who applies for  
10 issuance, continuation, or renewal of a license to operate an entity, the department  
11 in a county having a population of 500,000 or more, a county department, or an  
12 agency contracted with under s. 48.651 (2) shall require any child care provider who  
13 applies for initial certification under s. 48.651 or for renewal of that certification, a  
14 county department or a child welfare agency shall require any person who applies  
15 for issuance or renewal of a license to operate a foster home under s. 48.62, the  
16 department in a county having a population of 750,000 or more or a county  
17 department shall require any person who applies for subsidized guardianship  
18 payments under s. 48.623 (6), and a school board shall require any person who  
19 proposes to contract with the school board under s. 120.13 (14) or to renew a contract  
20 under that subsection, to complete a background information form that is provided  
21 by the department.

22 **SECTION 784.** 48.78 (2) (g) of the statutes is amended to read:

23 48.78 **(2)** (g) Paragraph (a) does not prohibit an agency from disclosing  
24 information about an individual in its care or legal custody on the written request  
25 of the department of ~~regulation and licensing~~ safety and professional services or of

1 any interested examining board or affiliated credentialing board in that department  
2 for use in any investigation or proceeding relating to any alleged misconduct by any  
3 person who is credentialed or who is seeking credentialing under ch. 448, 455 or 457.  
4 Unless authorized by an order of the court, the department of ~~regulation and~~  
5 ~~licensing~~ safety and professional services and any examining board or affiliated  
6 credentialing board in that department shall keep confidential any information  
7 obtained under this paragraph and may not disclose the name of or any other  
8 identifying information about the individual who is the subject of the information  
9 disclosed, except to the extent that redisclosure of that information is necessary for  
10 the conduct of the investigation or proceeding for which that information was  
11 obtained.

12 **SECTION 1341r.** 48.975 (4) (a) of the statutes is amended to read:

13 48.975 **(4)** (a) Except in extenuating circumstances, as defined by the  
14 department by rule promulgated under sub. (5) (a), a written agreement to provide  
15 adoption assistance shall be made prior to adoption. An agreement to provide  
16 adoption assistance may be made only for a child who, at the time of placement for  
17 adoption, is in the guardianship of the department or other agency authorized to  
18 place children for adoption, in the guardianship of an American Indian tribal agency  
19 in this state, or in a subsidized guardianship under s. ~~48.62 (5)~~ 48.623.

20 **SECTION 1341v.** 48.977 (3r) of the statutes is amended to read:

21 48.977 **(3r)** SUBSIDIZED GUARDIANSHIP. ~~Subject to s. 48.62 (5) (d), if a county~~  
22 ~~department or, in a county having a population of 500,000 or more, the department~~  
23 ~~has determined under s. 48.62 (5) (a) 2. that appointing a guardian under sub. (2) for~~  
24 ~~a child who does not meet the conditions specified under s. 48.62 (5) (a) 1. and~~  
25 ~~providing~~ Subsidized guardianship payments under s. 48.623 (1) may not be made



1 to a guardian of a child unless a subsidized guardianship agreement under s. 48.623  
2 (2) is entered into before the guardianship order is granted and the court either  
3 terminates any order specified in sub. (2) (a) or dismisses any proceeding in which  
4 the child has been adjudicated in need of protection or services as specified in sub.  
5 (2) (a). If a child's permanency plan calls for placement of the child in the home of  
6 a guardian and the provision of monthly subsidized guardianship payments to the  
7 guardian are in the best interests of the child, the petitioner under sub. (4) (a) shall  
8 include in the petition under sub. (4) (b) a statement of that determination the  
9 determinations made under s. 48.623 (1) and a request for the court to include in the  
10 court's findings under sub. (4) (d) a finding confirming that determination those  
11 determinations. If the court confirms that determination and those determinations,  
12 appoints a guardian for the child under sub. (2), and either terminates any order  
13 specified in sub. (2) (a) or dismisses any proceeding in which the child is adjudicated  
14 to be in need of protection or services as specified in sub. (2) (a), the county  
15 department or, in a county having a population of 750,000 or more, department shall  
16 provide monthly subsidized guardianship payments to the guardian under s. 48.62  
17 (5) 48.623 (1).

18 **SECTION 1341w.** 48.977 (4) (g) 4. of the statutes is amended to read:

19 48.977 (4) (g) 4. If the child is an Indian child, the order of placement preference  
20 under s. 48.028 (7) (b) or, if applicable, s. 48.028 (7) (c), unless the court finds good  
21 cause, as described in s. 48.028 (7) (e), for departing from that order. A strong  
22 attachment of the child to the person or a strong commitment of the person to caring  
23 permanently for the child does not, in itself, constitute good cause for departing from  
24 that order.

25 **SECTION 785.** 48.981 (3m) (b) (intro.) of the statutes is amended to read:

1           48.981 **(3m)** (b) (intro.) The department shall establish a pilot program under  
2           which an agency in a county having a population of 500,000 or more or a county  
3           department that is selected to participate in the pilot program may employ  
4           alternative responses to a report of abuse or neglect or of threatened abuse or neglect.  
5           The department shall select ~~an agency in a county having a population of 500,000~~  
6           ~~or more and not more than 4~~ agencies and county departments to participate in the  
7           pilot program in accordance with the department's request-for-proposal procedures  
8           and according to criteria developed by the department. Those criteria shall include  
9           an assessment of the plan of an agency or county department for involving the  
10          community in providing services for a family that is participating in the pilot  
11          program and a determination of whether an agency or a county department has an  
12          agreement with local law enforcement agencies and the representative of the public  
13          under s. 48.09 to ensure interagency cooperation in implementing the pilot program.  
14          To implement the pilot program, the department shall provide all of the following:

15                **SECTION 1342e.** 48.983 (2) of the statutes is amended to read:

16                48.983 **(2)** FUNDS PROVIDED. (a) If a county, private agency, or Indian tribe  
17                applies and is selected by the department under sub. (5) to participate in the program  
18                under this section, the department shall award, from the appropriation under s.  
19                20.437 (1) (ab), a grant annually to be used only for the purposes specified in sub. (4)  
20                (a) and (am). The minimum amount of a grant is \$10,000. The county, private agency,  
21                or Indian tribe shall agree to match at least 25 percent of the grant amount annually  
22                in funds or in-kind contributions.

23                (b) The department shall determine the amount of a grant awarded to a county,  
24                private agency, or Indian tribe under this section in excess of the minimum amount  
25                based on the need of the county, private agency, or Indian tribe for a grant, as

1 determined by a formula that the department shall promulgate by rule. That  
2 formula shall determine that need based on the number of births that are funded by  
3 Medical Assistance under subch. IV of ch. 49 in that county, the area in which that  
4 private agency is providing services, or the reservation of that Indian tribe and on  
5 the rate of poor birth outcomes, including infant mortality, premature births, low  
6 birth weights, and racial or ethnic disproportionality in the rates of those outcomes,  
7 in that county, the area in which that private agency is providing services, or the  
8 reservation of that Indian tribe.

9 **SECTION 1342f.** 48.983 (2) (c) of the statutes is created to read:

10 48.983 (2) (c) The department shall allocate 10 percent of the funds available  
11 from the appropriation account under s. 20.437 (1) (ab) in each fiscal year for grants  
12 under this section to counties, private agencies, or Indian tribes that have not  
13 previously received those grants.

14 **SECTION 786.** 49.143 (2r) of the statutes is amended to read:

15 49.143 (2r) JOB PROGRAMS. A Wisconsin Works agency shall collaborate with  
16 the local workforce development board to connect individuals seeking employment  
17 with employment opportunities, including the trial job program under s. 49.147 (3)  
18 and, ~~if operating in the geographical area in which the Wisconsin Works agency~~  
19 ~~administers Wisconsin Works, the transitional jobs demonstration project under s.~~  
20 49.162.

21 **SECTION 1347c.** 49.147 (2) (a) 1. of the statutes is amended to read:

22 49.147 (2) (a) 1. An individual who applies for a Wisconsin works Works  
23 employment position may be required by the Wisconsin works Works agency to  
24 search for unsubsidized employment during the period that his or her application is  
25 being processed as a condition of eligibility. A participant in a Wisconsin works

1 Works employment position or who is receiving case management services under par.  
2 (am) shall search for unsubsidized employment throughout his or her participation.  
3 The department shall define by rule satisfactory search efforts for unsubsidized  
4 employment.

5 **SECTION 1347d.** 49.147 (2) (a) 2. of the statutes is amended to read:

6 49.147 (2) (a) 2. A Wisconsin ~~works~~ Works agency may require an applicant for  
7 a Wisconsin ~~works~~ Works employment position to participate in job orientation  
8 during the period that his or her application is being processed as a condition of  
9 eligibility. A Wisconsin ~~works~~ Works agency may require a participant in a  
10 Wisconsin ~~works~~ Works employment position or who is receiving case management  
11 services under par. (am) to engage in training activities in accordance with rules  
12 promulgated by the department as part of the participant's participation  
13 requirements.

14 **SECTION 1347e.** 49.147 (2) (am) of the statutes is created to read:

15 49.147 (2) (am) *Case management services.* 1. In lieu of placing the individual  
16 in a Wisconsin Works employment position under subs. (3) to (5), a Wisconsin Works  
17 agency may provide case management services, which may include those services  
18 specified in s. 49.1475, to an individual who applies for a Wisconsin Works  
19 employment position if the Wisconsin Works agency determines all of the following:

- 20 a. The individual meets the eligibility requirements under s. 49.145 (2) and (3).  
21 b. The individual is willing to work and has no barriers to employment that  
22 cannot be addressed with Wisconsin Works services.  
23 c. The individual is job-ready, based on the individual's employment history or  
24 education.

1           d. The most appropriate placement for the individual is in unsubsidized  
2 employment.

3           2. A Wisconsin Works agency shall, every 30 days, review the provision of case  
4 management services to an individual under this paragraph, if the individual is not  
5 successful in obtaining unsubsidized employment after legitimate efforts to secure  
6 employment, to determine whether the individual should be placed in a trial job,  
7 community service job, or transitional placement. The department shall promulgate  
8 rules that specify the criteria for the review process under this subdivision.

9           **SECTION 1347f.** 49.147 (2) (b) of the statutes is amended to read:

10           49.147 (2) (b) *Job search assistance.* A Wisconsin ~~works~~ Works agency shall  
11 assist a participant in his or her search for unsubsidized employment. In  
12 determining an appropriate placement for a participant, a Wisconsin ~~works~~ Works  
13 agency shall give priority to placement in unsubsidized employment and providing  
14 case management services under par. (am) over placements under subs. (3) to (5).

15           **SECTION 787.** 49.147 (3) (c) of the statutes is created to read:

16           49.147 (3) (c) *Time-limited participation.* A participant under this subsection  
17 may participate in a trial job for a maximum of 3 months, with an opportunity for a  
18 3-month extension under circumstances determined by the Wisconsin Works  
19 agency. A participant may participate in more than one trial job, but may not exceed  
20 a total of 24 months of participation under this subsection. The months need not be  
21 consecutive. The department or, with the approval of the department, the Wisconsin  
22 Works agency may grant an extension of the 24-month limit on a case-by-case basis  
23 if the participant has made all appropriate efforts to find unsubsidized employment  
24 and has been unable to find unsubsidized employment because local labor market

1 conditions preclude a reasonable job opportunity for that participant, as determined  
2 by a Wisconsin Works agency and approved by the department.

3 **SECTION 788.** 49.147 (4) (as) of the statutes is amended to read:

4 49.147 (4) (as) *Required hours.* Except as provided in pars. (at) and (av) and  
5 sub. (5m), a Wisconsin Works agency shall require a participant placed in a  
6 community service job program to work in a community service job for the number  
7 of hours determined by the Wisconsin Works agency to be appropriate for the  
8 participant at the time of application or review and may require a participant to  
9 participate in education or training activities for not more than 10 hours per week,  
10 except that the Wisconsin Works agency may not require a participant under this  
11 subsection to spend more than 40 hours per week in combined activities under this  
12 subsection.

13 **SECTION 789.** 49.147 (4) (b) of the statutes is created to read:

14 49.147 (4) (b) *Time-limited participation.* An individual may participate in a  
15 community service job for a maximum of 6 months, with an opportunity for a  
16 3-month extension under circumstances approved by the department. An individual  
17 may participate in more than one community service job, but may not exceed a total  
18 of 24 months of participation under this subsection. The months need not be  
19 consecutive. The department or, with the approval of the department, the Wisconsin  
20 Works agency may grant an extension to the 24-month limit on a case-by-case basis  
21 if the Wisconsin Works agency determines that the individual has made all  
22 appropriate efforts to find unsubsidized employment and has been unable to find  
23 unsubsidized employment because local labor market conditions preclude a  
24 reasonable employment opportunity in unsubsidized employment for that  
25 participant, as determined by a Wisconsin Works agency and approved by the

1 department, and if the Wisconsin Works agency determines, and the department  
2 agrees, that no trial job opportunities are available in the specified local labor  
3 market.

4 **SECTION 790.** 49.147 (5) (b) (intro.) of the statutes is renumbered 49.147 (5) (b)  
5 1. (intro.) and amended to read:

6 49.147 (5) (b) 1. (intro.) The Wisconsin ~~works~~ Works agency shall assign a  
7 participant under this subsection to work activities such as a community  
8 rehabilitation program, as defined by the department, a job similar to a community  
9 service job, or a volunteer activity. A Wisconsin ~~works~~ Works agency may require a  
10 participant under this subsection to participate in any of the following:

11 **SECTION 791.** 49.147 (5) (b) 1m. of the statutes is renumbered 49.147 (5) (b) 1.  
12 a. and amended to read:

13 49.147 (5) (b) 1. a. An alcohol and other drug abuse evaluation, assessment, and  
14 treatment program.

15 **SECTION 792.** 49.147 (5) (b) 2. of the statutes is created to read:

16 49.147 (5) (b) 2. An individual may participate in a transitional placement for  
17 a maximum of 24 months. The months need not be consecutive. This period may be  
18 extended on a case-by-case basis by the department or by the Wisconsin Works  
19 agency with the approval of the department.

20 **SECTION 793.** 49.147 (5) (b) 2m. of the statutes is renumbered 49.147 (5) (b) 1.  
21 b.

22 **SECTION 794.** 49.147 (5) (b) 3. of the statutes is renumbered 49.147 (5) (b) 1. c.

23 **SECTION 795.** 49.147 (5) (b) 4. of the statutes is renumbered 49.147 (5) (b) 1. d.  
24 and amended to read:

1           49.147 (5) (b) 1. d. Other activities that the Wisconsin ~~works~~ Works agency  
2 determines are consistent with the capabilities of the individual.

3           **SECTION 796.** 49.147 (5) (bs) of the statutes is amended to read:

4           49.147 (5) (bs) *Required hours.* Except as provided in par. (bt) and sub. (5m),  
5 a Wisconsin Works agency may require a participant placed in a transitional  
6 placement to participate in education or training activities for not more than 12  
7 hours per week and to engage in activities under par. (b) 1m. to 4. ~~The Wisconsin~~  
8 ~~Works agency, but~~ may not require a participant under this subsection to spend more  
9 than 40 hours per week in combined activities under this subsection.

10          **SECTION 1357f.** 49.147 (5) (bs) of the statutes, as affected by 2011 Wisconsin  
11 Act .... (this act), is amended to read:

12          49.147 (5) (bs) *Required hours.* Except as provided in par. (bt) and sub. (5m),  
13 a Wisconsin Works agency may require a participant placed in a transitional  
14 placement to participate in education or training activities for not more than 12  
15 hours per week and to engage in activities under par. (b) 1m. to 4. 1., but may not  
16 require a participant under this subsection to spend more than 40 hours per week  
17 in combined activities under this subsection.

18          **SECTION 797.** 49.148 (1) (b) 1. of the statutes is amended to read:

19          49.148 (1) (b) 1. Except as provided in subd. 1m., for a participant in a  
20 community service job under s. 49.147 (4), a monthly grant of ~~\$673~~ \$653, paid by the  
21 Wisconsin ~~works~~ Works agency. For every hour that the participant misses work or  
22 education or training activities without good cause, the grant amount shall be  
23 reduced by ~~\$5.15~~ \$5. Good cause shall be determined by the financial and  
24 employment planner in accordance with rules promulgated by the department. Good  
25 cause shall include required court appearances for a victim of domestic abuse. If a



1 participant in a community service job under s. 49.147 (4) is required to work fewer  
2 than 30 hours per week because the participant has unsubsidized employment, as  
3 defined in s. 49.147 (1) (c), the grant amount under this paragraph shall equal the  
4 amount specified under subd. 1m. minus ~~\$5.15~~ \$5 for each hour that the participant  
5 misses work or education or training activities without good cause.

6 **SECTION 798.** 49.148 (1) (b) 1m. d. of the statutes is amended to read:

7 49.148 (1) (b) 1m. d. For a participant placed in a community service job for  
8 more than 20 hours per week, ~~\$673~~ \$653.

9 **SECTION 799.** 49.148 (1) (b) 3. of the statutes is amended to read:

10 49.148 (1) (b) 3. For a participant in a community service job who participates  
11 in technical college education under s. 49.147 (5m), a monthly grant of ~~\$673~~ \$653,  
12 paid by the Wisconsin ~~works~~ Works agency. For every hour that the participant  
13 misses work or other required activities without good cause, the grant amount shall  
14 be reduced by ~~\$5.15~~ \$5. Good cause shall be determined by the financial and  
15 employment planner in accordance with rules promulgated by the department. Good  
16 cause shall include required court appearances for a victim of domestic abuse.

17 **SECTION 800.** 49.148 (1) (c) of the statutes is amended to read:

18 49.148 (1) (c) *Transitional placements.* For a participant in a transitional  
19 placement under s. 49.147 (5) or in a transitional placement and in technical college  
20 education under s. 49.147 (5m), a grant of ~~\$628~~ \$608, paid monthly by the Wisconsin  
21 Works agency. For every hour that the participant fails to participate in any required  
22 activity without good cause, including any activity under s. 49.147 (5) (b) 1m. to 4.,  
23 the grant amount shall be reduced by ~~\$5.15~~ \$5. Good cause shall be determined by  
24 the financial and employment planner in accordance with rules promulgated by the

1 department. Good cause shall include required court appearances for a victim of  
2 domestic abuse.

3 **SECTION 1361f.** 49.148 (1) (c) of the statutes, as affected by 2011 Wisconsin Act  
4 .... (this act), is amended to read:

5 49.148 (1) (c) *Transitional placements.* For a participant in a transitional  
6 placement under s. 49.147 (5) or in a transitional placement and in technical college  
7 education under s. 49.147 (5m), a grant of \$608, paid monthly by the Wisconsin  
8 Works agency. For every hour that the participant fails to participate in any required  
9 activity without good cause, including any activity under s. 49.147 (5) (b) ~~1m. to 4.~~  
10 1. a. to d., the grant amount shall be reduced by \$5. Good cause shall be determined  
11 by the financial and employment planner in accordance with rules promulgated by  
12 the department. Good cause shall include required court appearances for a victim  
13 of domestic abuse.

14 **SECTION 1361s.** 49.148 (1m) (a) 1. of the statutes is amended to read:

15 49.148 (1m) (a) 1. A custodial parent of a child ~~12~~ 8 weeks old or less who meets  
16 the eligibility requirements under s. 49.145 (2) and (3), unless another adult member  
17 of the custodial parent's Wisconsin Works group is participating in, or is eligible to  
18 participate in, a Wisconsin Works employment position or is employed in  
19 unsubsidized employment, as defined in s. 49.147 (1) (c).

20 **SECTION 801.** 49.148 (1m) (c) (intro.) of the statutes is amended to read:

21 49.148 (1m) (c) (intro.) For purposes of the time ~~limit~~ limits under s. ~~ss.~~ 49.145  
22 (2) (n) and 49.147 (3) (c), (4) (b), and (5) (b) 2., all of the following apply:

23 **SECTION 802.** 49.148 (4) (b) of the statutes is amended to read:

24 49.148 (4) (b) The Wisconsin Works agency may require an individual who tests  
25 positive for use of a controlled substance under par. (a) to participate in a drug abuse

1 evaluation, assessment, and treatment program as part of the participation  
2 requirement under s. 49.147 (4) ~~(a) and (am)~~ (as) or (5) ~~(b) and (bm)~~ (bs).

3 **SECTION 803.** 49.151 (1) (b) of the statutes is amended to read:

4 49.151 **(1)** (b) The participant, or an individual who is in the participant's  
5 Wisconsin Works group and who is subject to the work requirement under s. 49.15  
6 (2), fails, without good cause, as determined by the Wisconsin Works agency, to  
7 appear for an interview with a prospective employer or, if the participant is in a  
8 Wisconsin Works transitional placement, the participant fails to appear for an  
9 assigned activity, including an activity under s. 49.147 (5) (b) ~~1m. to 4.~~ 1. a. to d.,  
10 without good cause, as determined by the Wisconsin Works agency.

11 **SECTION 804.** 49.1515 (title) of the statutes is amended to read:

12 **49.1515 (title) Determining nonparticipation without good cause.**

13 **SECTION 805.** 49.1515 (2) of the statutes is repealed.

14 **SECTION 806.** 49.1515 (3) of the statutes is repealed.

15 **SECTION 1367c.** 49.152 (1) of the statutes is amended to read:

16 49.152 **(1)** PETITION FOR REVIEW. Any individual whose application for any  
17 component of Wisconsin works Works is not acted upon by the Wisconsin works  
18 Works agency with reasonable promptness after the filing of the application, as  
19 defined by the department by rule, or is denied in whole or in part, whose benefit is  
20 modified or canceled, or who believes that the benefit was calculated incorrectly ~~or~~,  
21 that the employment position in which the individual was placed is inappropriate,  
22 or that providing case management services under s. 49.147 (2) (am) in lieu of  
23 placement in a Wisconsin Works employment position is inappropriate, may petition  
24 the Wisconsin works Works agency for a review of such action. Review is unavailable

1 if the action by the Wisconsin ~~works~~ Works agency occurred more than 45 days prior  
2 to submission of the petition for review.

3 **SECTION 1367e.** 49.152 (3) (a) of the statutes is amended to read:

4 49.152 (3) (a) If, following review under sub. (2), the Wisconsin ~~works~~ Works  
5 agency or the department determines that an individual, whose application for a  
6 Wisconsin ~~works~~ Works employment position was denied based on eligibility, was in  
7 fact eligible, or that the individual was placed in an inappropriate Wisconsin ~~works~~  
8 Works employment position or inappropriately provided case management services  
9 under s. 49.147 (2) (am) in lieu of placement in a Wisconsin Works employment  
10 position, the Wisconsin ~~works~~ Works agency shall place the individual in the first  
11 available Wisconsin ~~works~~ Works employment position that is appropriate for that  
12 individual, as determined by the Wisconsin ~~works~~ Works agency or the department.  
13 An individual who is placed in a Wisconsin ~~works~~ Works employment position under  
14 this paragraph is eligible for the benefit for that position under s. 49.148 beginning  
15 on the date on which the individual begins participation under s. 49.147.

16 **SECTION 807.** 49.153 (1) (am) of the statutes is repealed.

17 **SECTION 808.** 49.153 (1) (bm) of the statutes is renumbered 49.153 (1) (a) and  
18 amended to read:

19 49.153 (1) (a) ~~After providing the explanation under par. (am), provide~~ Provide  
20 to the participant written notice of the proposed action and of the reasons for the  
21 proposed action.

22 **SECTION 809.** 49.153 (1) (c) of the statutes is amended to read:

23 49.153 (1) (c) After providing the explanation ~~or the attempts to provide an~~  
24 explanation under par. (am) and the notice under par. (bm), if the participant has not  
25 already been afforded a conciliation period under s. 49.1515 (3) (a), allow the

1 participant a reasonable time to rectify the deficiency, failure, or other behavior to  
2 avoid the proposed action.

3 **SECTION 810.** 49.153 (2) of the statutes is amended to read:

4 49.153 **(2)** RULES. The department shall promulgate rules that establish  
5 procedures for the notice ~~and explanation~~ under sub. (1) (a) and that define  
6 “~~reasonable attempts~~” for the purpose of sub. (1) ~~(am)~~ and “reasonable time” for the  
7 purpose of sub. (1) (c).

8 **SECTION 811.** 49.155 (1g) (ac) of the statutes is amended to read:

9 49.155 **(1g)** (ac) A child care scholarship and bonus program, in the amount of  
10 at least \$3,475,000 \$3,975,000 per fiscal year.

11 **SECTION 812.** 49.155 (1g) (c) of the statutes is amended to read:

12 49.155 **(1g)** (c) Child care licensing activities, in the amount of at least  
13 \$5,763,900 \$8,767,000 per fiscal year.

14 **SECTION 813.** 49.155 (1g) (g) of the statutes is created to read:

15 49.155 **(1g)** (g) Contracts and grants to implement the child care quality rating  
16 system under s. 48.659.

17 **SECTION 814.** 49.155 (1h) of the statutes is repealed.

18 **SECTION 1376n.** 49.155 (1m) (a) 1m. b. of the statutes is amended to read:

19 49.155 **(1m)** (a) 1m. b. The individual has not yet attained the age of 18 years  
20 and the individual resides with his or her custodial parent or with a kinship care  
21 relative under s. 48.57 (3m) or with a long-term kinship care relative under s. 48.57  
22 (3n) or is in a foster home licensed under s. 48.62, a subsidized guardianship home  
23 under s. ~~48.62 (5)~~ 48.623, a group home, or an independent living arrangement  
24 supervised by an adult.

25 **SECTION 1377e.** 49.155 (1m) (bm) of the statutes is amended to read:

1           49.155 (1m) (bm) If the individual is providing care for a child under a court  
2 order and is receiving payments on behalf of the child under s. 48.57 (3m) or (3n) or  
3 ~~48.62 (5)~~ 48.623, or if the individual is a foster parent, and child care is needed for  
4 that child, the child meets the requirement under s. 49.145 (2) (c).

5           **SECTION 1377f.** 49.155 (1m) (c) 1g. of the statutes is amended to read:

6           49.155 (1m) (c) 1g. If the individual is a foster parent of the child or a subsidized  
7 guardian or interim caretaker of the child under s. ~~48.62 (5)~~ 48.623, the child's  
8 biological or adoptive family has a gross income that is at or below 200% of the  
9 poverty line. In calculating the gross income of the child's biological or adoptive  
10 family, the department or county department or agency determining eligibility shall  
11 include court-ordered child or family support payments received by the individual,  
12 if those support payments exceed \$1,250 per month, and income described under s.  
13 49.145 (3) (b) 1. and 3.

14           **SECTION 1378c.** 49.155 (3m) (d) of the statutes is renumbered 49.155 (3m) (d)  
15 1. and amended to read:

16           49.155 (3m) (d) 1. No funds distributed under par. (a) may be used for child care  
17 services that are provided for a child by a child care provider who is the parent of the  
18 child or who resides with the child, ~~unless the county determines that the care is~~  
19 ~~necessary because of a special health condition of the child.~~

20           **SECTION 1378d.** 49.155 (3m) (d) 2., 3. and 4. of the statutes are created to read:

21           49.155 (3m) (d) 2. If a child's parent is a child care provider, no funds  
22 distributed under par. (a) may be used for child care services that are provided for  
23 the child by another child care provider who is not the child's parent.

1           3. Subdivision 1. or 2. does not apply if the child’s parent has applied for, and  
2           been granted, a waiver of the prohibition under subd. 1. or 2. by the county  
3           department or agency or by the department.

4           4. The department shall by rule specify the circumstances, or standards for  
5           determining the circumstances, under which the department will grant a waiver  
6           under subd. 3.

7           **SECTION 1378g.** 49.155 (4) of the statutes is renumbered 49.155 (4) (a).

8           **SECTION 1378h.** 49.155 (4) (b) of the statutes is created to read:

9           49.155 (4) (b) 1. Except as provided in subd. 2., no eligible individual may  
10          benefit personally from any marketing or promotional offerings made by a child care  
11          provider to attract clients or increase business.

12          2. Subdivision 1. does not apply to marketing or promotional offerings that  
13          directly benefit an eligible individual’s child for whom the child care provider is  
14          providing child care services.

15          **SECTION 815.** 49.155 (6) (e) of the statutes is renumbered 49.155 (6) (e) 2. and  
16          amended to read:

17          49.155 (6) (e) 2. The Except as provided in subd. 3., the department may not  
18          increase the maximum reimbursement rates for child care providers ~~in 2009, in~~  
19          ~~2010, or before June 30 in 2011, 2013.~~

20          **SECTION 816.** 49.155 (6) (e) 1. of the statutes is created to read:

21          49.155 (6) (e) 1. In this paragraph, “quality rating plan” means the plan for  
22          implementing the child care quality rating system under s. 48.659 submitted by the  
23          department under 2009 Wisconsin Act 28, section 9108 (7f).

24          **SECTION 817.** 49.155 (6) (e) 3. of the statutes is created to read:

1           49.155 (6) (e) 3. Beginning on July 1, 2012, the department may modify a child  
2 care provider’s reimbursement rate under subd. 2. on the basis of the provider’s  
3 quality rating, as described in the quality rating plan, in the following manner:

4           a. For a child care provider who receives a 1–star rating, the department shall  
5 deny reimbursement.

6           b. For a child care provider who receives a 2–star rating, the department may  
7 reduce the maximum reimbursement rate by up to 5 percent.

8           c. For a child care provider who receives a 3–star rating, the department may  
9 pay up to the maximum reimbursement rate.

10          d. For a child care provider who receives a 4–star rating, the department may  
11 increase the maximum reimbursement rate by up to 5 percent.

12          e. For a child care provider who receives a 5–star rating, the department may  
13 increase the maximum reimbursement rate by up to 10 percent, except that  
14 beginning on January 1, 2013, the department may increase the maximum  
15 reimbursement rate for such a child care provider by up to 25 percent.

16          **SECTION 818.** 49.155 (6) (e) 4. of the statutes is created to read:

17          49.155 (6) (e) 4. The department may use a severity–index tool, as described  
18 in the quality rating plan, to disqualify child care providers who receive a low quality  
19 rating, as described in the quality rating plan, from receiving payment under this  
20 section.

21          **SECTION 1382g.** 49.155 (6) (e) 5. of the statutes is created to read:

22          49.155 (6) (e) 5. For purposes of modifying reimbursement rates under subd.  
23 3., the department shall assign a child care provider that is accredited from the  
24 Council on Accreditation a 4–star rating or 5–star rating, whichever the department  
25 determines is appropriate.



1           **SECTION 819.** 49.155 (6d) of the statutes is created to read:

2           49.155 **(6d)** COST–SAVING MEASURES. (a) To reduce costs under the program  
3 under this section, the department may do any of the following:

4           1. Notwithstanding sub. (1m), implement a waiting list for receipt of a child  
5 care subsidy under this section, except that a Wisconsin Works program participant  
6 may not be placed on any waiting list implemented under this subdivision.

7           2. Notwithstanding sub. (5), increase the copayment amount that an individual  
8 must pay toward the cost of child care received under this section.

9           3. Notwithstanding sub. (6), adjust the amount of reimbursement paid to child  
10 care providers providing child care services under this section.

11           4. Notwithstanding sub. (1m), adjust the gross income levels for eligibility for  
12 receipt of a child care subsidy under this section.

13           (b) If the department intends to take any of the actions under par. (a), the  
14 department shall submit to the joint committee on finance a report that sets out its  
15 plan for implementing the cost–saving measures.

16           **SECTION 1384c.** 49.159 (3) of the statutes is amended to read:

17           49.159 **(3)** OTHER CUSTODIAL PARENTS. A custodial parent in a Wisconsin ~~works~~  
18 Works group in which the other custodial parent is a participant in a Wisconsin  
19 ~~works~~ Works employment position or is receiving case management services under  
20 s. 49.147 (2) (am) is eligible for employment training and job search assistance  
21 services provided by the Wisconsin ~~works~~ Works agency.

22           **SECTION 820.** 49.162 of the statutes, as affected by 2009 Wisconsin Act 333 and  
23 2011 Wisconsin Act .... (this act), is repealed.

24           **SECTION 1385c.** 49.162 (3) (am) 5. of the statutes is created to read:

1           49.162 (3) (am) 5. Host sites for employing individuals or placing work crews  
2 under this section must be businesses that are operated for profit, except that in the  
3 case of a natural disaster for which the governor has declared a state of emergency  
4 under s. 323.10, the department shall give a preference to any work crew placement  
5 or host site involved in natural disaster recovery.

6           **SECTION 821.** 49.165 (2) (c) (intro.) of the statutes is amended to read:

7           49.165 (2) (c) (intro.) No grant may be made to an organization which provides  
8 or will provide shelter facilities unless the department of ~~commerce~~ safety and  
9 professional services determines that the physical plant of the facility will not be  
10 dangerous to the health or safety of the residents when the facility is in operation.  
11 No grant may be given to an organization which provides or will provide shelter  
12 facilities or private home shelter care unless the organization ensures that the  
13 following services will be provided either by that organization or by another  
14 organization, person or agency:

15           **SECTION 822.** 49.175 (1) (intro.) of the statutes, as affected by 2009 Wisconsin  
16 Act 28, section 1227, is amended to read:

17           49.175 (1) ALLOCATION OF FUNDS. (intro.) Except as provided in sub. (2), within  
18 the limits of the appropriations under s. 20.437 (2) (a), (cm), (dz), (k), (kx), (L), (mc),  
19 (md), (me), ~~(mf)~~, and (s), the department shall allocate the following amounts for the  
20 following purposes:

21           **SECTION 823.** 49.175 (1) (a) of the statutes is amended to read:

22           49.175 (1) (a) *Wisconsin Works benefits.* For Wisconsin Works benefits,  
23 ~~\$49,139,400~~ \$74,650,100 in fiscal year ~~2009–10~~ 2011–12 and ~~\$51,229,600~~  
24 \$72,131,500 in fiscal year ~~2010–11~~ 2012–13.

25           **SECTION 824.** 49.175 (1) (b) of the statutes is amended to read:

1           49.175 (1) (b) *Wisconsin Works administration*. For administration of  
2 Wisconsin Works performed under contracts under s. 49.143, ~~\$8,247,000~~  
3 \$10,107,200 in fiscal year ~~2009–10~~ 2011–12 and ~~\$8,247,000~~ \$10,107,200 in fiscal  
4 year ~~2010–11~~ 2012–13.

5           **SECTION 825.** 49.175 (1) (f) of the statutes is amended to read:

6           49.175 (1) (f) *Wisconsin Works ancillary services*. For program services under  
7 Wisconsin Works provided under contracts under s. 49.143, ~~\$38,471,500~~ \$47,229,300  
8 in fiscal year ~~2009–10~~ 2011–12 and ~~\$35,471,500~~ \$47,229,300 in fiscal year ~~2010–11~~  
9 2012–13.

10          **SECTION 826.** 49.175 (1) (g) of the statutes is amended to read:

11          49.175 (1) (g) *State administration of public assistance programs and costs of*  
12 *overpayment collections*. For state administration of public assistance programs and  
13 ~~costs associated with the collection of public assistance overpayments, \$16,985,900~~  
14 ~~in fiscal year 2009–10 and \$17,091,700~~ \$12,918,900 in each fiscal year ~~2010–11~~.

15          **SECTION 827.** 49.175 (1) (i) of the statutes is amended to read:

16          49.175 (1) (i) *Emergency assistance*. For emergency assistance under s. 49.138,  
17 ~~\$6,500,000~~ and for transfer to the department of administration for low-income  
18 energy or weatherization assistance programs, \$6,200,000 in fiscal year ~~2009–10~~  
19 2011–12 and ~~\$6,000,000~~ in fiscal year ~~2010–11~~ 2012–13.

20          **SECTION 1393L.** 49.175 (1) (L) of the statutes is created to read:

21          49.175 (1) (L) *Transitional jobs demonstration project*. For the transitional jobs  
22 demonstration project under s. 49.162, \$12,000,000 in fiscal year 2011–12.

23          **SECTION 828.** 49.175 (1) (p) of the statutes is amended to read:

1           49.175 (1) (p) *Direct child care services.* For direct child care services under s.  
2           49.155, \$384,987,600 \$301,631,000 in fiscal year 2009–10 2011–12 and \$402,496,800  
3           \$298,523,500 in fiscal year 2010–11 2012–13.

4           **SECTION 829.** 49.175 (1) (q) of the statutes is amended to read:

5           49.175 (1) (q) *Child care state administration and child care licensing*  
6           *activities.* For administration of child care programs under s. 49.155 and the  
7           allocation under s. 49.155 (1g) (c) for child care licensing activities, \$8,534,700  
8           \$19,702,100 in fiscal year 2009–10 2011–12 and \$8,889,700 \$19,783,800 in fiscal  
9           year 2010–11 2012–13.

10          **SECTION 830.** 49.175 (1) (qm) of the statutes is amended to read:

11          49.175 (1) (qm) *Quality care for quality kids.* For the child care quality  
12          improvement activities specified in s. 49.155 (1g), \$5,384,600 \$13,486,700 in fiscal  
13          year 2009–10 2011–12 and \$5,384,600 \$13,169,400 in fiscal year 2010–11 2012–13.

14          **SECTION 831.** 49.175 (1) (r) of the statutes is amended to read:

15          49.175 (1) (r) *Children of recipients of supplemental security income.* For  
16          payments made under s. 49.775 for the support of the dependent children of  
17          recipients of supplemental security income, \$29,899,800 in fiscal year 2009–10 and  
18          \$29,933,200 \$31,232,200 in each fiscal year thereafter.

19          **SECTION 832.** 49.175 (1) (s) of the statutes is amended to read:

20          49.175 (1) (s) *Kinship care, long-term kinship care, and foster care assistance.*  
21          For the kinship care and long-term kinship care programs under s. 48.57 (3m), (3n),  
22          and (3p) and for foster care for relatives under s. 48.62, \$24,435,000 in fiscal year  
23          2009–10 and \$24,435,000 \$21,375,800 in each fiscal year 2010–11.

24          **SECTION 833.** 49.175 (1) (v) of the statutes is created to read:

1           49.175 (1) (v) *Program improvement plan.* For services provided under the  
2 child welfare program improvement plan developed under 45 CFR 1355.35, \$680,400  
3 in fiscal year 2011–12 and \$1,360,800 in each fiscal year thereafter.

4           **SECTION 834.** 49.175 (1) (zh) of the statutes is amended to read:

5           49.175 (1) (zh) *Earned income tax credit supplement.* For the transfer of  
6 moneys from the appropriation account under s. 20.437 (2) (md) to the appropriation  
7 account under s. 20.835 (2) (kf) for the earned income tax credit, ~~\$6,664,200 in fiscal~~  
8 ~~year 2009–10 and \$6,664,200~~ \$43,664,200 in each fiscal year 2010–2011.

9           **SECTION 1402m.** 49.197 (1m) of the statutes is amended to read:

10           49.197 (1m) FRAUD INVESTIGATION. From the appropriations under s. 20.437 (2)  
11 (dz), (kx), (L), (mc), (md), (me), and (nL), the department shall establish a program  
12 to investigate suspected fraudulent activity on the part of recipients of aid to families  
13 with dependent children under s. 49.19, on the part of participants in the Wisconsin  
14 Works program under ss. 49.141 to 49.161, and, if the department of health services  
15 contracts with the department under sub. (5), on the part of recipients of medical  
16 assistance under subch. IV, food stamp benefits under the food stamp program under  
17 7 USC 2011 to 2036, supplemental security income payments under s. 49.77,  
18 payments for the support of children of supplemental security income recipients  
19 under s. 49.775, and health care benefits under the Badger Care health care program  
20 under s. 49.665. The department’s activities under this subsection may include, but  
21 are not limited to, comparisons of information provided to the department by an  
22 applicant and information provided by the applicant to other federal, state, and local  
23 agencies, development of an advisory welfare investigation prosecution standard,  
24 and provision of funds to county departments under ss. 46.215, 46.22, and 46.23 or  
25 multicounty consortia, as defined in s. 49.78 (1) (br). and to Wisconsin Works

1 agencies to encourage activities to detect fraud. The department shall cooperate  
2 with district attorneys regarding fraud prosecutions.

3 **SECTION 1405g.** 49.197 (2) of the statutes is repealed and recreated to read:

4 49.197 (2) INCENTIVE PROGRAM FOR LOCAL FRAUD DETECTION. (a) In this  
5 subsection:

6 1. “County department” means a county department under s. 46.22 or 46.23.

7 2. “Subsidy program” means the child care subsidy program under s. 49.155.

8 3. “Tribal governing body” means an elected governing body of a federally  
9 recognized American Indian tribe.

10 (b) 1. Subject to subd. 2., the department shall by rule establish an incentive  
11 program that, using moneys from the allocation under s. 49.175 (1) (p), rewards  
12 county departments, Wisconsin Works agencies, and tribal governing bodies that  
13 administer the subsidy program for identifying fraud in the subsidy program. The  
14 rules shall specify that a county department, Wisconsin Works agency, or tribal  
15 governing body shall receive, for identifying fraudulent activity under the subsidy  
16 program on the part of a child care provider, an amount equal to the average monthly  
17 subsidy payment per child during the prior fiscal year, multiplied by the number of  
18 children participating in the subsidy program for whom the provider provides care,  
19 multiplied by 1.5 months. A county department, Wisconsin Works agency, or tribal  
20 governing body may use payments received under this subsection for any purpose for  
21 which moneys under the Temporary Assistance for Needy Families block grant  
22 program may be used under federal law.

23 2. No later than January 1, 2012, the department shall submit its plan for the  
24 incentive program to the cochairpersons of the joint committee on finance for review  
25 by the committee. If the cochairpersons of the committee do not notify the

1 department that the committee has scheduled a meeting for the purpose of reviewing  
2 the proposed plan within 14 working days after the date of the department's  
3 submittal, the department shall promulgate the rules for the incentive program in  
4 accordance with its proposed plan. If, within 14 working days after the date of the  
5 department's submittal, the cochairpersons of the committee notify the department  
6 that the committee has scheduled a meeting for the purpose of reviewing the  
7 proposed plan, the department may not promulgate the rules for the incentive  
8 program unless the committee approves the proposed plan. If the committee  
9 modifies and approves the proposed plan, the department may promulgate the rules  
10 for the incentive program only as modified by the committee.

11 **SECTION 1408m.** 49.197 (4) of the statutes is amended to read:

12 49.197 (4) COUNTY AND TRIBAL ERROR REDUCTION. If the department of health  
13 services contracts with the department under sub. (5), the department shall provide  
14 funds from the appropriation under s. 20.437 (2) (kx) to counties, multicounty  
15 consortia, as defined in s. 49.78 (1) (br). and governing bodies of federally recognized  
16 American Indian tribes administering Medical Assistance under subch. IV, the food  
17 stamp program under 7 USC 2011 to 2036, the supplemental security income  
18 payments program under s. 49.77, the program providing payments for the support  
19 of children of supplemental security income recipients under s. 49.775, and the  
20 Badger Care health care program under s. 49.665 to offset administrative costs of  
21 reducing payment errors in those programs.

22 **SECTION 835.** 49.265 (4) (a) of the statutes is amended to read:

23 49.265 (4) (a) The department shall distribute the federal community services  
24 block grant funds received under 42 USC 9903 and ~~deposited in~~ credited to the  
25 ~~appropriations~~ appropriation account under s. 20.437 (1) ~~(me) and (md)~~ (2) (mg).

1           **SECTION 1420m.** 49.43 (2r) of the statutes is created to read:

2           49.43 **(2r)** “County,” “county department,” and “county department under s.  
3 46.215, 46.22, or 46.23” includes a multicounty consortium in accordance with a  
4 contract under s. 49.78 (2).

5           **SECTION 1422m.** 49.43 (8m) of the statutes is created to read:

6           49.43 **(8m)** “Multicounty consortium” has the meaning given in s. 49.78 (1) (br).

7           **SECTION 1423k.** 49.45 (2m) of the statutes, as created by 2011 Wisconsin Act  
8 10, is repealed and recreated to read:

9           49.45 **(2m)** AUTHORIZATION FOR MODIFICATIONS TO PROGRAMS; STUDY. (a) In this  
10 subsection, “Medical Assistance program” includes any program operated under this  
11 subchapter, demonstration program operated under 42 USC 1315, and program  
12 operated under a waiver of federal law relating to medical assistance that is granted  
13 by the federal department of health and human services.

14           (b) The department shall study potential changes to the Medical Assistance  
15 state plan and to waivers of federal law relating to medical assistance obtained from  
16 the federal department of health and human services for all of the following  
17 purposes:

18           1. Increasing the cost effectiveness and efficiency of care and the care delivery  
19 system for Medical Assistance programs.

20           2. Limiting switching from private health insurance to Medical Assistance  
21 programs.

22           3. Ensuring the long-term viability and sustainability of Medical Assistance  
23 programs.

24           4. Advancing the accuracy and reliability of eligibility for Medical Assistance  
25 programs and claims determinations and payments.



1           5. Improving the health status of individuals who receive benefits under a  
2 Medical Assistance program.

3           6. Aligning Medical Assistance program benefit recipient and service provider  
4 incentives with health care outcomes.

5           7. Supporting responsibility and choice of medical assistance recipients.

6           (c) Subject to par. (d), if the department determines, as a result of the study  
7 under par. (b), that revision of existing statutes or rules would be necessary to  
8 advance a purpose described in par. (b) 1. to 7., the department may propose a policy  
9 that makes any of the following changes related to Medical Assistance programs:

10           1. Requires cost sharing from program benefit recipients up to the maximum  
11 allowed by federal law or a waiver of federal law.

12           2. Authorizes providers to deny care or services if a program benefit recipient  
13 is unable to share costs, to the extent allowed by federal law or waiver.

14           3. Modifies existing benefits or establishes various benefit packages and offers  
15 different packages to different groups of recipients.

16           4. Revises provider reimbursement models for particular services.

17           5. Mandates that program benefit recipients enroll in managed care.

18           6. Restricts or eliminates presumptive eligibility.

19           7. To the extent permitted by federal law, imposes restrictions on providing  
20 benefits to individuals who are not citizens of the United States.

21           8. Sets standards for establishing and verifying eligibility requirements.

22           9. Develops standards and methodologies to assure accurate eligibility  
23 determinations and redetermines continuing eligibility.

24           10. Reduces income levels for purposes of determining eligibility to the extent  
25 allowed by federal law or waiver and subject to the limitations under par. (e) 2.

1 (d) Before implementing a policy proposed under par. (c) that conflicts with a  
2 statute, and before submitting any amendment or waiver request under par. (e) that  
3 is necessary to implement any such policy, the department shall submit to the joint  
4 committee on finance the proposed amendment or waiver request and estimates of  
5 the projected cost savings associated with that amendment or waiver request. If the  
6 cochairpersons of the committee do not notify the department within 14 working  
7 days after the date of the department's submittal that the committee has scheduled  
8 a meeting for the purpose of reviewing the proposed amendment or waiver request,  
9 the proposed amendment or waiver request may be submitted to the federal  
10 department of health and human services. If, within 14 working days after the date  
11 of the department's submittal, the cochairpersons of the committee notify the  
12 department that the committee has scheduled a meeting for the purpose of reviewing  
13 the proposed amendment or waiver request, the proposed amendment or waiver  
14 requested may be submitted only on approval of the committee.

15 (e) 1. Subject to par. (d), the department shall submit an amendment to the  
16 state Medical Assistance plan or request a waiver of federal laws related to medical  
17 assistance, if necessary, to the extent necessary to implement any policy created  
18 under par. (c). If the federal department of health and human services does not allow  
19 the amendment or does not grant the waiver, the department may not implement the  
20 policy.

21 2. The department shall request a waiver from the secretary of the federal  
22 department of health and human services to permit the department to have in effect  
23 eligibility standards, methodologies, and procedures under the state Medical  
24 Assistance plan or waivers of federal laws related to medical assistance that are more  
25 restrictive than those in place on March 23, 2010. If the waiver request does not

1 receive federal approval before December 31, 2011, the department shall reduce  
2 income levels on July 1, 2012, for the purposes of determining eligibility to 133  
3 percent of the federal poverty line for adults who are not pregnant and not disabled,  
4 to the extent permitted under 42 USC 1396a (gg), if the department follows the  
5 procedures under 42 USC 1396a (gg) (3).

6 (f) Within 90 days after the effective date of this paragraph .... [LRB inserts  
7 date], and every 90 days thereafter, the department shall submit to the joint  
8 committee on finance a report that contains all of the following information:

9 1. An updated description of any Medical Assistance program changes  
10 implemented by the department, including any amendments to the Medical  
11 Assistance state plan.

12 2. An updated estimate of the projected savings associated with any changes  
13 described under subd. 1.

14 3. An updated projection of the total Medical Assistance program benefit  
15 expenditures during the fiscal biennium and an analysis of how these projected  
16 expenditures compare to the funding provided in the 2011–13 biennial budget act.

17 **SECTION 1423m.** 49.45 (2m) of the statutes, as affected by 2011 Wisconsin Act  
18 .... (this act), is repealed.

19 **SECTION 1424p.** 49.45 (3) (n) of the statutes, as created by 2011 Wisconsin Act  
20 10, is repealed and recreated to read:

21 49.45 (3) (n) This subsection does not apply if the department creates a policy  
22 under sub. (2m) (c) 4., to the extent that the policy conflicts with this subsection.

23 **SECTION 1424q.** 49.45 (3) (n) of the statutes, as affected by 2011 Wisconsin Act  
24 .... (this act), is repealed.

25 **SECTION 836.** 49.45 (5m) (am) of the statutes is amended to read:

1           49.45 **(5m)** (am) Notwithstanding sub. (3) (e), from the appropriation accounts  
2 under s. 20.435 (4) (b), (gm), (o), (w) and (xc), the department shall distribute not  
3 more than \$5,000,000 in each fiscal year, to provide supplemental funds to rural  
4 hospitals that, as determined by the department, have high utilization of inpatient  
5 services by patients whose care is provided from governmental sources, except that  
6 the department may not distribute funds to a rural hospital to the extent that the  
7 distribution would exceed any limitation under 42 USC 1396b (i) (3).

8           **SECTION 837.** 49.45 (6m) (a) 6. of the statutes is amended to read:

9           49.45 **(6m)** (a) 6. “Resource Utilization Groupings III” means a comparative  
10 resource utilization grouping that classifies each facility resident based on  
11 information obtained from performing, for the resident, a minimum data set  
12 assessment developed by the federal Centers for Medicare and Medicaid Services.

13           **SECTION 838.** 49.45 (6m) (ag) (intro.) of the statutes is amended to read:

14           49.45 **(6m)** (ag) (intro.) Payment for care provided in a facility under this  
15 subsection made under s. 20.435 (4) (b), (gm), (o), (pa), or (w) shall, except as provided  
16 in pars. (bg), (bm), and (br), be determined according to a prospective payment  
17 system updated annually by the department. The payment system shall implement  
18 standards that are necessary and proper for providing patient care and that meet  
19 quality and safety standards established under subch. II of ch. 50 and ch. 150. The  
20 payment system shall reflect all of the following:

21           **SECTION 839.** 49.45 (6m) (ag) 3p. a. of the statutes is amended to read:

22           49.45 **(6m)** (ag) 3p. a. The system shall may incorporate acuity measurements  
23 under the most recent Resource Utilization Groupings III methodology to determine  
24 factors for case–mix adjustment.

25           **SECTION 1430c.** 49.45 (6m) (ar) 1. a. of the statutes is amended to read:

1           49.45 (6m) (ar) 1. a. The department shall establish standards for payment of  
2 allowable direct care costs under par. (am) 1. bm., for facilities that do not primarily  
3 serve the developmentally disabled, that take into account direct care costs for a  
4 sample of all of those facilities in this state and separate standards for payment of  
5 allowable direct care costs, for facilities that primarily serve the developmentally  
6 disabled, that take into account direct care costs for a sample of all of those facilities  
7 in this state. The standards shall be adjusted by the department for regional labor  
8 cost variations. The department shall treat as a single labor region the counties of  
9 Dane, Dodge, Iowa, Columbia, Sauk, and Rock and shall adjust payment so that the  
10 direct care cost targets of facilities in Dane, Iowa, Columbia, and Sauk counties are  
11 not reduced as a result of including facilities in Dodge and Rock County Counties in  
12 this labor region. For facilities in Douglas, Dunn, Pierce, and St. Croix counties, the  
13 department shall perform the adjustment by use of the wage index that is used by  
14 the federal department of health and human services for hospital reimbursement  
15 under 42 USC 1395 to 1395ggg.

16           **SECTION 1430d.** 49.45 (6m) (n) of the statutes, as created by 2011 Wisconsin  
17 Act 10, is repealed and recreated to read:

18           49.45 (6m) (n) This subsection does not apply if the department creates a policy  
19 under sub. (2m) (c) 4., to the extent that the policy conflicts with this subsection.

20           **SECTION 1430e.** 49.45 (6m) (n) of the statutes, as affected by 2011 Wisconsin  
21 Act .... (this act), is repealed.

22           **SECTION 840.** 49.45 (6tw) of the statutes is amended to read:

23           49.45 (6tw) PAYMENTS TO CITY HEALTH DEPARTMENTS. From the appropriation  
24 account under s. 20.435 (7) (b), if the department selects the payment procedure  
25 under s. 49.45 (52) (a), the department may make payments to local health

1 departments, as defined under s. 250.01 (4) (a) 3. Payment under this subsection to  
2 such a local health department may not exceed on an annualized basis payment  
3 made by the department to the local health department under s. 49.45 (6t), 2003  
4 stats., for services provided by the local health department in 2002.

5 **SECTION 841.** 49.45 (6v) (b) of the statutes is amended to read:

6 49.45 (6v) (b) The department shall, each year, submit to the joint committee  
7 on finance a report for the previous fiscal year, except for the 1997–98 fiscal year, that  
8 provides information on the utilization of beds by recipients of medical assistance in  
9 facilities and a discussion and detailed projection of the likely balances,  
10 expenditures, encumbrances and carry over of currently appropriated amounts in  
11 the appropriation accounts under s. 20.435 (4) (b), (gm), and (o).

12 **SECTION 1433d.** 49.45 (6x) (a) of the statutes is renumbered 49.45 (6x) (a)  
13 (intro.) and amended to read:

14 49.45 (6x) (a) (intro.) Notwithstanding sub. (3) (e), from the appropriation  
15 accounts under s. 20.435 (4) (b), (gm), (o), and (w), the department shall distribute  
16 ~~not more than \$4,748,000 in each fiscal year, to provide funds to an essential access~~  
17 ~~city hospital~~ all of the following, except that the department may not allocate funds  
18 to ~~an essential access city~~ a hospital to the extent that the allocation would exceed  
19 any limitation under 42 USC 1396b (i) (3);

20 **SECTION 1433f.** 49.45 (6x) (a) 1. to 3. of the statutes are created to read:

21 49.45 (6x) (a) 1. Not more than \$2,997,700 in fiscal year 2011–12 and not more  
22 than \$2,988,700 in each fiscal year after fiscal year 2011–12 to an essential access  
23 city hospital that has previously received the supplemental payment for being an  
24 essential access city hospital.

1           2. Not more than \$999,200 in fiscal year 2011–12 and not more than \$996,200  
2 in each fiscal year after fiscal year 2011–12 to a hospital that would qualify for an  
3 essential access city hospital supplemental payment, under the criteria described in  
4 the 2010–11 inpatient hospital state plan, except that the hospital did not meet the  
5 criteria to be an essential access city hospital during fiscal year 1995–96.

6           3. If the federal department of health and human services allows the payment,  
7 \$300,000 from the appropriation account under s. 20.435 (4) (b) annually to a  
8 hospital that meets all of the following criteria:

9           a. The hospital is located in a city that has a municipal border that is also a state  
10 border.

11           b. The hospital has a Medical Assistance recipient patient mix that consists of  
12 at least 25 percent of residents from a state that borders this state.

13           c. The hospital is located in a city with a poverty level, as determined from the  
14 2000 U.S. census, that is greater than 5 percent.

15           d. The hospital is located in a city with a population of less than 15,000 people.

16           **SECTION 842.** 49.45 (6y) (a) of the statutes is amended to read:

17           49.45 **(6y)** (a) Notwithstanding sub. (3) (e), from the appropriation accounts  
18 under s. 20.435 (4) (b), (gm), (o), and (w), the department may distribute funding in  
19 each fiscal year to provide supplemental payment to hospitals that enter into a  
20 contract under s. 49.02 (2) to provide health care services funded by a relief block  
21 grant, as determined by the department, for hospital services that are not in excess  
22 of the hospitals' customary charges for the services, as limited under 42 USC 1396b  
23 (i) (3). If no relief block grant is awarded under this chapter or if the allocation of  
24 funds to such hospitals would exceed any limitation under 42 USC 1396b (i) (3), the

1 department may distribute funds to hospitals that have not entered into a contract  
2 under s. 49.02 (2).

3 **SECTION 843.** 49.45 (6z) (a) (intro.) of the statutes is amended to read:

4 49.45 **(6z)** (a) (intro.) Notwithstanding sub. (3) (e), from the appropriation  
5 accounts under s. 20.435 (4) (b), (gm), (o), and (w), the department may distribute  
6 funding in each fiscal year to supplement payment for services to hospitals that enter  
7 into indigent care agreements, in accordance with the approved state plan for  
8 services under 42 USC 1396a, with relief agencies that administer the medical relief  
9 block grant under this chapter, if the department determines that the hospitals serve  
10 a disproportionate number of low-income patients with special needs. If no medical  
11 relief block grant under this chapter is awarded or if the allocation of funds to such  
12 hospitals would exceed any limitation under 42 USC 1396b (i) (3), the department  
13 may distribute funds to hospitals that have not entered into indigent care  
14 agreements. The department may not distribute funds under this subsection to the  
15 extent that the distribution would do any of the following:

16 **SECTION 1435y.** 49.45 (8) (b) of the statutes, as affected by 2011 Wisconsin Act  
17 10, is repealed and recreated to read:

18 49.45 **(8)** (b) Unless otherwise provided by the department by a policy created  
19 under sub. (2m) (c), reimbursement under s. 20.435 (4) (b), (gm), (o), and (w) for home  
20 health services provided by a certified home health agency or independent nurse  
21 shall be made at the home health agency's or nurse's usual and customary fee per  
22 patient care visit, subject to a maximum allowable fee per patient care visit that is  
23 established under par. (c).

24 **SECTION 1436b.** 49.45 (8) (b) of the statutes, as affected by 2011 Wisconsin Act  
25 .... (this act), is amended to read:



1           49.45 (8) (b) ~~Unless otherwise provided by the department by a policy created~~  
2 ~~under sub. (2m) (c), reimbursement~~ Reimbursement under s. 20.435 (4) (b), (gm), (o),  
3 and (w) for home health services provided by a certified home health agency or  
4 independent nurse shall be made at the home health agency's or nurse's usual and  
5 customary fee per patient care visit, subject to a maximum allowable fee per patient  
6 care visit that is established under par. (c).

7           **SECTION 1436h.** 49.45 (8) (c) of the statutes, as affected by 2011 Wisconsin Act  
8 10, is repealed and recreated to read:

9           49.45 (8) (c) The department shall establish a maximum statewide allowable  
10 fee per patient care visit, for each type of visit with respect to provider, that may be  
11 no greater than the cost per patient care visit, as determined by the department from  
12 cost reports of home health agencies, adjusted for costs related to case management,  
13 care coordination, travel, record keeping and supervision, unless otherwise provided  
14 by the department by a policy created under sub. (2m) (c).

15           **SECTION 1436i.** 49.45 (8) (c) of the statutes, as affected by 2011 Wisconsin Act  
16 .... (this act), is amended to read:

17           49.45 (8) (c) The department shall establish a maximum statewide allowable  
18 fee per patient care visit, for each type of visit with respect to provider, that may be  
19 no greater than the cost per patient care visit, as determined by the department from  
20 cost reports of home health agencies, adjusted for costs related to case management,  
21 care coordination, travel, record keeping and supervision, ~~unless otherwise provided~~  
22 ~~by the department by a policy created under sub. (2m) (c).~~

23           **SECTION 1436y.** 49.45 (8r) of the statutes, as affected by 2011 Wisconsin Act 10,  
24 is repealed and recreated to read:

1           **49.45 (8r)** PAYMENT FOR CERTAIN OBSTETRIC AND GYNECOLOGICAL CARE. Unless  
2 otherwise provided by the department by a policy created under sub. (2m) (c), the rate  
3 of payment for obstetric and gynecological care provided in primary care shortage  
4 areas, as defined in s. 36.60 (1) (cm), or provided to recipients of medical assistance  
5 who reside in primary care shortage areas, that is equal to 125% of the rates paid  
6 under this section to primary care physicians in primary care shortage areas, shall  
7 be paid to all certified primary care providers who provide obstetric or gynecological  
8 care to those recipients.

9           **SECTION 1437b.** 49.45 (8r) of the statutes, as affected by 2011 Wisconsin Act  
10 .... (this act), is amended to read:

11           **49.45 (8r)** PAYMENT FOR CERTAIN OBSTETRIC AND GYNECOLOGICAL CARE. Unless  
12 otherwise provided by the department by a policy created under sub. (2m) (c), the The  
13 rate of payment for obstetric and gynecological care provided in primary care  
14 shortage areas, as defined in s. 36.60 (1) (cm), or provided to recipients of medical  
15 assistance who reside in primary care shortage areas, that is equal to 125% of the  
16 rates paid under this section to primary care physicians in primary care shortage  
17 areas, shall be paid to all certified primary care providers who provide obstetric or  
18 gynecological care to those recipients.

19           **SECTION 1437e.** 49.45 (8v) of the statutes, as affected by 2011 Wisconsin Act  
20 10, is repealed and recreated to read:

21           **49.45 (8v)** INCENTIVE-BASED PHARMACY PAYMENT SYSTEM. The department shall  
22 establish a system of payment to pharmacies for legend and over-the-counter drugs  
23 provided to recipients of medical assistance that has financial incentives for  
24 pharmacists who perform services that result in savings to the medical assistance  
25 program. Under this system, the department shall establish a schedule of fees that

1 is designed to ensure that any incentive payments made are equal to or less than the  
2 documented savings unless otherwise provided by the department by a policy  
3 created under sub. (2m) (c). The department may discontinue the system established  
4 under this subsection if the department determines, after performance of a study,  
5 that payments to pharmacists under the system exceed the documented savings  
6 under the system.

7 **SECTION 1437f.** 49.45 (8v) of the statutes, as affected by 2011 Wisconsin Act ...  
8 (this act), is amended to read:

9 49.45 **(8v)** INCENTIVE-BASED PHARMACY PAYMENT SYSTEM. The department shall  
10 establish a system of payment to pharmacies for legend and over-the-counter drugs  
11 provided to recipients of medical assistance that has financial incentives for  
12 pharmacists who perform services that result in savings to the medical assistance  
13 program. Under this system, the department shall establish a schedule of fees that  
14 is designed to ensure that any incentive payments made are equal to or less than the  
15 documented savings unless otherwise provided by the department by a policy  
16 created under sub. (2m) (c). The department may discontinue the system established  
17 under this subsection if the department determines, after performance of a study,  
18 that payments to pharmacists under the system exceed the documented savings  
19 under the system.

20 **SECTION 1437h.** 49.45 (9p) of the statutes is created to read:

21 49.45 **(9p)** PRIOR AUTHORIZATION PROHIBITED FOR WHEELCHAIR REPAIRS. (a) In this  
22 subsection, “recipient of medical assistance” means an individual who receives  
23 medical assistance under any of the following:

- 24 1. A program operated under this subchapter.
- 25 2. A demonstration program operated under 42 USC 1315.

1           3. A program operated under a waiver of federal law relating to medical  
2 assistance that is granted by the federal department of health and human services.

3           (b) The department may not require any person to obtain prior authorization  
4 from the department for a repair to a wheelchair used by a recipient of medical  
5 assistance that satisfies the following criteria:

6           1. If the repair is to a power wheelchair, the cost of the repair is less than \$300.

7           2. If the repair is to a manual wheelchair, the cost of the repair is less than \$150.

8           3. The cost of the repair is a covered benefit under the program of which the  
9 individual is a recipient.

10           **SECTION 1437j.** 49.45 (18) (ac) of the statutes, as affected by 2011 Wisconsin  
11 Act 10, is repealed and recreated to read:

12           49.45 **(18)** (ac) Except as provided in pars. (am) to (d), and subject to par. (ag),  
13 any person eligible for medical assistance under s. 49.46, 49.468, or 49.47, or for the  
14 benefits under s. 49.46 (2) (a) and (b) under s. 49.471 shall pay up to the maximum  
15 amounts allowable under 42 CFR 447.53 to 447.58 for purchases of services provided  
16 under s. 49.46 (2). The service provider shall collect the specified or allowable  
17 copayment, coinsurance, or deductible, unless the service provider determines that  
18 the cost of collecting the copayment, coinsurance, or deductible exceeds the amount  
19 to be collected. The department shall reduce payments to each provider by the  
20 amount of the specified or allowable copayment, coinsurance, or deductible. Unless  
21 otherwise provided by the department by a policy created under sub. (2m) (c), no  
22 provider may deny care or services because the recipient is unable to share costs, but  
23 an inability to share costs specified in this subsection does not relieve the recipient  
24 of liability for these costs.

1           **SECTION 1437k.** 49.45 (18) (ac) of the statutes, as affected by 2011 Wisconsin  
2 Act .... (this act), is amended to read:

3           49.45 **(18)** (ac) Except as provided in pars. (am) to (d), and subject to par. (ag),  
4 any person eligible for medical assistance under s. 49.46, 49.468, or 49.47, or for the  
5 benefits under s. 49.46 (2) (a) and (b) under s. 49.471 shall pay up to the maximum  
6 amounts allowable under 42 CFR 447.53 to 447.58 for purchases of services provided  
7 under s. 49.46 (2). The service provider shall collect the specified or allowable  
8 copayment, coinsurance, or deductible, unless the service provider determines that  
9 the cost of collecting the copayment, coinsurance, or deductible exceeds the amount  
10 to be collected. The department shall reduce payments to each provider by the  
11 amount of the specified or allowable copayment, coinsurance, or deductible. ~~Unless~~  
12 ~~otherwise provided by the department by a policy created under sub. (2m) (c), no~~ No  
13 provider may deny care or services because the recipient is unable to share costs, but  
14 an inability to share costs specified in this subsection does not relieve the recipient  
15 of liability for these costs.

16           **SECTION 1437n.** 49.45 (18) (ag) (intro.) of the statutes, as affected by 2011  
17 Wisconsin Act 10, is repealed and recreated to read:

18           49.45 **(18)** (ag) (intro.) Except as provided in pars. (am), (b), and (c), and subject  
19 to par. (d), a recipient specified in par. (ac) shall pay all of the following, unless  
20 otherwise provided by the department by a policy created under sub. (2m) (c):

21           **SECTION 1437o.** 49.45 (18) (ag) (intro.) of the statutes, as affected by 2011  
22 Wisconsin Act .... (this act), is amended to read:

23           49.45 **(18)** (ag) (intro.) Except as provided in pars. (am), (b), and (c), and subject  
24 to par. (d), a recipient specified in par. (ac) shall pay all of the following, ~~unless~~  
25 ~~otherwise provided by the department by a policy created under sub. (2m) (c):~~

1           **SECTION 1437q.** 49.45 (18) (b) (intro.) of the statutes, as affected by 2011  
2 Wisconsin Act 10, is repealed and recreated to read:

3           49.45 **(18)** (b) (intro.) Unless otherwise provided by the department by a policy  
4 created under sub. (2m) (c), the following services are not subject to recipient cost  
5 sharing under this subsection:

6           **SECTION 1437r.** 49.45 (18) (b) (intro.) of the statutes, as affected by 2011  
7 Wisconsin Act .... (this act), is amended to read:

8           49.45 **(18)** (b) (intro.) ~~Unless otherwise provided by the department by a policy~~  
9 ~~created under sub. (2m) (c), the~~ The following services are not subject to recipient cost  
10 sharing under this subsection:

11           **SECTION 1437t.** 49.45 (18) (d) of the statutes, as affected by 2011 Wisconsin Act  
12 10, is repealed and recreated to read:

13           49.45 **(18)** (d) No person who designates a pharmacy or pharmacist as his or  
14 her sole provider of prescription drugs and who so uses that pharmacy or pharmacist  
15 is liable under this subsection for more than \$12 per month for prescription drugs  
16 received, unless otherwise provided by the department by a policy created under sub.  
17 (2m) (c).

18           **SECTION 1437u.** 49.45 (18) (d) of the statutes, as affected by 2011 Wisconsin Act  
19 .... (this act), is amended to read:

20           49.45 **(18)** (d) No person who designates a pharmacy or pharmacist as his or  
21 her sole provider of prescription drugs and who so uses that pharmacy or pharmacist  
22 is liable under this subsection for more than \$12 per month for prescription drugs  
23 received, ~~unless otherwise provided by the department by a policy created under sub.~~  
24 ~~(2m) (c).~~

1           **SECTION 1438d.** 49.45 (23) (a) of the statutes, as affected by 2011 Wisconsin Act  
2           10, is repealed and recreated to read:

3           49.45 (23) (a) The department shall request a waiver from the secretary of the  
4           federal department of health and human services to permit the department to  
5           conduct a demonstration project to provide health care coverage for basic primary  
6           and preventive care to adults who are under the age of 65, who have family incomes  
7           not to exceed 200 percent of the poverty line, and who are not otherwise eligible for  
8           medical assistance under this subchapter, the Badger Care health care program  
9           under s. 49.665, or Medicare under 42 USC 1395 et seq. If the department creates  
10          a policy under sub. (2m) (c) 10., this paragraph does not apply to the extent that it  
11          conflicts with the policy.

12          **SECTION 1438e.** 49.45 (23) (a) of the statutes, as affected by 2011 Wisconsin Act  
13          .... (this act), is amended to read:

14          49.45 (23) (a) The department shall request a waiver from the secretary of the  
15          federal department of health and human services to permit the department to  
16          conduct a demonstration project to provide health care coverage for basic primary  
17          and preventive care to adults who are under the age of 65, who have family incomes  
18          not to exceed 200 percent of the poverty line, and who are not otherwise eligible for  
19          medical assistance under this subchapter, the Badger Care health care program  
20          under s. 49.665, or Medicare under 42 USC 1395 et seq. ~~If the department creates~~  
21          ~~a policy under sub. (2m) (c) 10., this paragraph does not apply to the extent that it~~  
22          ~~conflicts with the policy.~~

23          **SECTION 1438h.** 49.45 (23) (b) of the statutes, as affected by 2011 Wisconsin Act  
24          10, is repealed and recreated to read:

1           49.45 **(23)** (b) If the waiver is granted and in effect, the department may  
2 promulgate rules defining the health care benefit plan, including more specific  
3 eligibility requirements and cost-sharing requirements. Unless otherwise provided  
4 by the department by a policy created under sub. (2m) (c), cost sharing may include  
5 an annual enrollment fee, which may not exceed \$75 per year. Notwithstanding s.  
6 227.24 (3), the plan details under this subsection may be promulgated as an  
7 emergency rule under s. 227.24 without a finding of emergency. If the waiver is  
8 granted and in effect, the demonstration project under this subsection shall begin on  
9 January 1, 2009, or on the effective date of the waiver, whichever is later.

10           **SECTION 1438i.** 49.45 (23) (b) of the statutes, as affected by 2011 Wisconsin Act  
11 .... (this act), is amended to read:

12           49.45 **(23)** (b) If the waiver is granted and in effect, the department may  
13 promulgate rules defining the health care benefit plan, including more specific  
14 eligibility requirements and cost-sharing requirements. ~~Unless otherwise provided~~  
15 ~~by the department by a policy created under sub. (2m) (c), cost~~ Cost sharing may  
16 include an annual enrollment fee, which may not exceed \$75 per year.  
17 Notwithstanding s. 227.24 (3), the plan details under this subsection may be  
18 promulgated as an emergency rule under s. 227.24 without a finding of emergency.  
19 If the waiver is granted and in effect, the demonstration project under this subsection  
20 shall begin on January 1, 2009, or on the effective date of the waiver, whichever is  
21 later.

22           **SECTION 1438L.** 49.45 (24g) (c) of the statutes, as affected by 2011 Wisconsin  
23 Act 10, is repealed and recreated to read:

24           49.45 **(24g)** (c) The department's proposal under par. (a) shall specify increases  
25 in reimbursement rates for providers that satisfy the conditions under par. (a) 1. or



1 2., and shall provide for payment of a monthly per-patient care coordination fee to  
2 those providers. The department shall set the increases in reimbursement rates and  
3 the monthly per-patient care coordination fee so that together they provide  
4 sufficient incentive for providers to satisfy a condition under par. (a) 1. or 2. The  
5 proposal shall specify effective dates for the increases in reimbursement rates and  
6 the monthly per-patient care coordination fee that are no sooner than July 1, 2011.  
7 If the department creates a policy under sub. (2m) (c) 4., this paragraph does not  
8 apply to the extent that it conflicts with the policy.

9 **SECTION 1438m.** 49.45 (24g) (c) of the statutes, as affected by 2011 Wisconsin  
10 Act .... (this act), is amended to read:

11 49.45 (24g) (c) The department's proposal under par. (a) shall specify increases  
12 in reimbursement rates for providers that satisfy the conditions under par. (a) 1. or  
13 2., and shall provide for payment of a monthly per-patient care coordination fee to  
14 those providers. The department shall set the increases in reimbursement rates and  
15 the monthly per-patient care coordination fee so that together they provide  
16 sufficient incentive for providers to satisfy a condition under par. (a) 1. or 2. The  
17 proposal shall specify effective dates for the increases in reimbursement rates and  
18 the monthly per-patient care coordination fee that are no sooner than July 1, 2011.  
19 ~~If the department creates a policy under sub. (2m) (c) 4., this paragraph does not~~  
20 ~~apply to the extent that it conflicts with the policy.~~

21 **SECTION 844.** 49.45 (24m) (intro.) of the statutes is amended to read:

22 49.45 (24m) (intro.) From the appropriation accounts under s. 20.435 (4) (b),  
23 (gm), (o), and (w), in order to test the feasibility of instituting a system of  
24 reimbursement for providers of home health care and personal care services for

1 medical assistance recipients that is based on competitive bidding, the department  
2 shall:

3 **SECTION 1439n.** 49.45 (24r) of the statutes, as affected by 2011 Wisconsin Act  
4 .... (this act), is repealed.

5 **SECTION 1439w.** 49.45 (24r) (a) of the statutes is amended to read:

6 49.45 **(24r)** (a) The department shall implement any waiver granted by the  
7 secretary of the federal department of health and human services to permit the  
8 department to conduct a demonstration project to provide family planning, as  
9 defined in s. 253.07 (1) (a), under medical assistance to any woman between the ages  
10 of 15 and 44 whose family income does not exceed 200% of the poverty line for a family  
11 the size of the woman's family. If the department creates a policy under sub. (2m)  
12 (c) 10., this paragraph does not apply to the extent that it conflicts with the policy.

13 **SECTION 1439x.** 49.45 (24r) (b) of the statutes is amended to read:

14 49.45 **(24r)** (b) The department may request an amended waiver from the  
15 secretary to permit the department to conduct a demonstration project to provide  
16 family planning to any man between the ages of 15 and 44 whose family income does  
17 not exceed 200 percent of the poverty line for a family the size of the man's family.  
18 If the amended waiver is granted, the department may implement the waiver. If the  
19 department creates a policy under sub. (2m) (c) 10., this paragraph does not apply  
20 to the extent that it conflicts with the policy.

21 **SECTION 1441b.** 49.45 (24s) of the statutes is created to read:

22 49.45 **(24s)** FAMILY PLANNING PROJECT. (a) The department shall request a  
23 waiver from the secretary of the federal department of health and human services  
24 to permit the department to provide optional services for family planning, as defined  
25 in s. 253.07 (1) (a), under medical assistance to any female between the ages of 15

1 and 44 whose family income does not exceed 200 percent of the poverty line for a  
2 family the size of the female's family, unless otherwise provided by the department  
3 by a policy created under sub. (2m) (c) 10. The department shall implement any  
4 waiver granted.

5 (b) The department shall request a waiver, or an amendment to the waiver  
6 requested under par. (a), from the secretary of the federal department of health and  
7 human services to require all of the following:

8 1. As a condition of receiving services under par. (a), parental notification for  
9 family planning services for any female under 18 years of age.

10 2. The department to determine eligibility to receive family planning services  
11 under par. (a) for a female under 18 years of age using the family income of the  
12 female's parent or guardian instead of only the female's income.

13 **SECTION 1441bg.** 49.45 (24s) (a) of the statutes, as created by 2011 Wisconsin  
14 Act .... (this act), is amended to read:

15 49.45 (24s) (a) The department shall request a waiver from the secretary of the  
16 federal department of health and human services to permit the department to  
17 provide optional services for family planning, as defined in s. 253.07 (1) (a), under  
18 medical assistance to any female between the ages of 15 and 44 whose family income  
19 does not exceed 200 percent of the poverty line for a family the size of the female's  
20 family, ~~unless otherwise provided by the department by a policy created under sub.~~  
21 ~~(2m) (c) 10.~~ The department shall implement any waiver granted.

22 **SECTION 1441c.** 49.45 (25g) (c) of the statutes, as affected by 2011 Wisconsin  
23 Act 10, is repealed and recreated to read:

24 49.45 (25g) (c) The department's proposal under par. (b) shall specify increases  
25 in reimbursement rates for providers that satisfy the conditions under par. (b), and

1 shall provide for payment of a monthly per-patient care coordination fee to those  
2 providers. The department shall set the increases in reimbursement rates and the  
3 monthly per-patient care coordination fee so that together they provide sufficient  
4 incentive for providers to satisfy a condition under par. (b) 1. or 2. The proposal shall  
5 specify effective dates for the increases in reimbursement rates and the monthly  
6 per-patient care coordination fee that are no sooner than January 1, 2011. The  
7 increases in reimbursement rates and monthly per-patient care coordination fees  
8 that are not provided by the federal government shall be paid from the appropriation  
9 under. s. 20.435 (1) (am). If the department creates a policy under sub. (2m) (c) 4.,  
10 this paragraph does not apply to the extent it conflicts with the policy.

11 **SECTION 1441d.** 49.45 (25g) (c) of the statutes, as affected by 2011 Wisconsin  
12 Act .... (this act), is amended to read:

13 49.45 (25g) (c) The department's proposal under par. (b) shall specify increases  
14 in reimbursement rates for providers that satisfy the conditions under par. (b), and  
15 shall provide for payment of a monthly per-patient care coordination fee to those  
16 providers. The department shall set the increases in reimbursement rates and the  
17 monthly per-patient care coordination fee so that together they provide sufficient  
18 incentive for providers to satisfy a condition under par. (b) 1. or 2. The proposal shall  
19 specify effective dates for the increases in reimbursement rates and the monthly  
20 per-patient care coordination fee that are no sooner than January 1, 2011. The  
21 increases in reimbursement rates and monthly per-patient care coordination fees  
22 that are not provided by the federal government shall be paid from the appropriation  
23 under. s. 20.435 (1) (am). ~~If the department creates a policy under sub. (2m) (c) 4.,~~  
24 ~~this paragraph does not apply to the extent it conflicts with the policy.~~

1           **SECTION 1441f.** 49.45 (27) of the statutes, as affected by 2011 Wisconsin Act 10,  
2 is repealed and recreated to read:

3           **49.45 (27) ELIGIBILITY OF ALIENS.** A person who is not a U.S. citizen or an alien  
4 lawfully admitted for permanent residence or otherwise permanently residing in the  
5 United States under color of law may not receive medical assistance benefits except  
6 as provided under 8 USC 1255a (h) (3) or 42 USC 1396b (v), unless otherwise  
7 provided by the department by a policy created under sub. (2m) (c).

8           **SECTION 1441g.** 49.45 (27) of the statutes, as affected by 2011 Wisconsin Act  
9 .... (this act), is amended to read:

10           **49.45 (27) ELIGIBILITY OF ALIENS.** A person who is not a U.S. citizen or an alien  
11 lawfully admitted for permanent residence or otherwise permanently residing in the  
12 United States under color of law may not receive medical assistance benefits except  
13 as provided under 8 USC 1255a (h) (3) or 42 USC 1396b (v), ~~unless otherwise~~  
14 ~~provided by the department by a policy created under sub. (2m) (c).~~

15           **SECTION 1442g.** 49.45 (39) (b) 1. of the statutes, as affected by 2011 Wisconsin  
16 Act 10, is repealed and recreated to read:

17           **49.45 (39) (b) 1.** ‘Payment for school medical services.’ If a school district or a  
18 cooperative educational service agency elects to provide school medical services and  
19 meets all requirements under par. (c), the department shall reimburse the school  
20 district or the cooperative educational service agency for 60% of the federal share of  
21 allowable charges for the school medical services that it provides, unless otherwise  
22 provided by the department by a policy created under sub. (2m) (c), and, as specified  
23 in subd. 2., for allowable administrative costs. If the Wisconsin Center for the Blind  
24 and Visually Impaired or the Wisconsin Educational Services Program for the Deaf  
25 and Hard of Hearing elects to provide school medical services and meets all

1 requirements under par. (c), the department shall reimburse the department of  
2 public instruction for 60% of the federal share of allowable charges for the school  
3 medical services that the Wisconsin Center for the Blind and Visually Impaired or  
4 the Wisconsin Educational Services Program for the Deaf and Hard of Hearing  
5 provides, unless otherwise provided by the department by a policy created under sub.  
6 (2m) (c), and, as specified in subd. 2., for allowable administrative costs. A school  
7 district, cooperative educational service agency, the Wisconsin Center for the Blind  
8 and Visually Impaired or the Wisconsin Educational Services Program for the Deaf  
9 and Hard of Hearing may submit, and the department shall allow, claims for common  
10 carrier transportation costs as a school medical service unless the department  
11 receives notice from the federal health care financing administration that, under a  
12 change in federal policy, the claims are not allowed. If the department receives the  
13 notice, a school district, cooperative educational service agency, the Wisconsin  
14 Center for the Blind and Visually Impaired, or the Wisconsin Educational Services  
15 Program for the Deaf and Hard of Hearing may submit, and the department shall  
16 allow, unreimbursed claims for common carrier transportation costs incurred before  
17 the date of the change in federal policy. The department shall promulgate rules  
18 establishing a methodology for making reimbursements under this paragraph. All  
19 other expenses for the school medical services provided by a school district or a  
20 cooperative educational service agency shall be paid for by the school district or the  
21 cooperative educational service agency with funds received from state or local taxes.  
22 The school district, the Wisconsin Center for the Blind and Visually Impaired, the  
23 Wisconsin Educational Services Program for the Deaf and Hard of Hearing, or the  
24 cooperative educational service agency shall comply with all requirements of the

1 federal department of health and human services for receiving federal financial  
2 participation.

3 **SECTION 1442h.** 49.45 (39) (b) 1. of the statutes, as affected by 2011 Wisconsin  
4 Act .... (this act), is amended to read:

5 49.45 **(39)** (b) 1. ‘Payment for school medical services.’ If a school district or a  
6 cooperative educational service agency elects to provide school medical services and  
7 meets all requirements under par. (c), the department shall reimburse the school  
8 district or the cooperative educational service agency for 60% of the federal share of  
9 allowable charges for the school medical services that it provides, ~~unless otherwise~~  
10 ~~provided by the department by a policy created under sub. (2m) (c),~~ and, as specified  
11 in subd. 2., for allowable administrative costs. If the Wisconsin Center for the Blind  
12 and Visually Impaired or the Wisconsin Educational Services Program for the Deaf  
13 and Hard of Hearing elects to provide school medical services and meets all  
14 requirements under par. (c), the department shall reimburse the department of  
15 public instruction for 60% of the federal share of allowable charges for the school  
16 medical services that the Wisconsin Center for the Blind and Visually Impaired or  
17 the Wisconsin Educational Services Program for the Deaf and Hard of Hearing  
18 provides, ~~unless otherwise provided by the department by a policy created under sub.~~  
19 ~~(2m) (c),~~ and, as specified in subd. 2., for allowable administrative costs. A school  
20 district, cooperative educational service agency, the Wisconsin Center for the Blind  
21 and Visually Impaired or the Wisconsin Educational Services Program for the Deaf  
22 and Hard of Hearing may submit, and the department shall allow, claims for common  
23 carrier transportation costs as a school medical service unless the department  
24 receives notice from the federal health care financing administration that, under a  
25 change in federal policy, the claims are not allowed. If the department receives the

1 notice, a school district, cooperative educational service agency, the Wisconsin  
2 Center for the Blind and Visually Impaired, or the Wisconsin Educational Services  
3 Program for the Deaf and Hard of Hearing may submit, and the department shall  
4 allow, unreimbursed claims for common carrier transportation costs incurred before  
5 the date of the change in federal policy. The department shall promulgate rules  
6 establishing a methodology for making reimbursements under this paragraph. All  
7 other expenses for the school medical services provided by a school district or a  
8 cooperative educational service agency shall be paid for by the school district or the  
9 cooperative educational service agency with funds received from state or local taxes.  
10 The school district, the Wisconsin Center for the Blind and Visually Impaired, the  
11 Wisconsin Educational Services Program for the Deaf and Hard of Hearing, or the  
12 cooperative educational service agency shall comply with all requirements of the  
13 federal department of health and human services for receiving federal financial  
14 participation.

15 **SECTION 845.** 49.45 (51) (a) of the statutes is amended to read:

16 49.45 (51) (a) By November 1 annually, the department shall provide to the  
17 department of revenue information concerning the estimated amounts of  
18 supplements payable from the appropriation accounts under s. 20.435 (4) (b) and  
19 (gm) to specific local governmental units for the provision of transportation for  
20 medical care, as specified under s. 49.46 (2) (b) 3., during the fiscal year. Beginning  
21 November 1, 2004, the information that the department provides under this  
22 paragraph shall include any adjustments necessary to reflect actual claims  
23 submitted by service providers in the previous fiscal year.

24 **SECTION 846.** 49.45 (52) (title) of the statutes is amended to read:

25 49.45 (52) (title) PAYMENT ADJUSTMENTS; FEDERAL FUNDING FOR CERTAIN SERVICES.



1           **SECTION 847.** 49.45 (52) of the statutes is renumbered 49.45 (52) (a) 1. and  
2 amended to read:

3           49.45 (52) (a) 1. ~~Beginning on January 1, 2003~~ If the department provides the  
4 notice under par. (c) selecting the payment procedure in this paragraph, the  
5 department may, from the appropriation account under s. 20.435 (7) (b), make  
6 Medical Assistance payment adjustments to county departments under s. 46.215,  
7 46.22, 46.23, ~~or~~ 51.42, or 51.437 or to local health departments, as defined in s. 250.01  
8 (4), as appropriate, for covered services under s. 49.46 (2) (a) 2. and 4. d. and f. and  
9 (b) 6. b., c., f., fm., g., j., k., L., Lm., and m., 9., 12., 12m., 13., 15., and 16., except for  
10 services specified under s. 49.46 (2) (b) 6. b. and c. provided to children participating  
11 in the early intervention program under s. 51.44. Payment adjustments under this  
12 ~~subsection~~ paragraph shall include the state share of the payments. The total of any  
13 payment adjustments under this ~~subsection~~ paragraph and Medical Assistance  
14 payments made from appropriation accounts under s. 20.435 (4) (b), ~~(gm)~~, (o), and  
15 (w), may not exceed applicable limitations on payments under 42 USC 1396a (a) (30)  
16 (A).

17           **SECTION 848.** 49.45 (52) (a) 2. of the statutes is created to read:

18           49.45 (52) (a) 2. The department may require a county department or local  
19 health department to submit a certified cost report that meets the requirements of  
20 the federal department of health and human services for covered services described  
21 in subd. 1.

22           **SECTION 849.** 49.45 (52) (b) of the statutes is created to read:

23           49.45 (52) (b) If the department provides the notice under par. (c) selecting the  
24 payment procedure in this paragraph, all of the following apply:

1           1. Annually, a county department under s. 46.215, 46.22, 46.23, 51.42, or 51.437  
2 shall submit a certified cost report that meets the requirements of the federal  
3 department of health and human services for covered services under s. 49.46 (2) (a)  
4 2. and 4. d. and f. and (b) 6. b., c., f., fm., g., j., k., L., Lm., and m., 9., 12., 12m., 13.,  
5 15., and 16., except for services specified under s. 49.46 (2) (b) 6. b. and c. provided  
6 to children participating in the early intervention program under s. 51.44.

7           2. For services described under subd. 1., the department shall base the amount  
8 of a claim for federal medical assistance funds on certified cost reports submitted by  
9 county departments under subd. 1. to the extent the reports comply with federal  
10 requirements.

11           3. The department shall pay county departments a percentage of the federal  
12 funds claimed under subd. 2. for services described under subd. 1., which percentage  
13 is established in the most recent biennial budget.

14           4. The department may pay a local health department, as defined in s. 250.01  
15 (4), that submits certified cost reports for services described under subd. 1. a  
16 percentage of the federal funds claimed for those services, which percentage is  
17 established in the most recent biennial budget.

18           **SECTION 850.** 49.45 (52) (c) of the statutes is created to read:

19           49.45 (52) (c) The department shall select a payment procedure under either  
20 par. (a) or (b) and may change which procedure under par. (a) or (b) is selected. The  
21 department shall notify each county department and local health department, as  
22 applicable, of the selected payment procedure before the date on which payment for  
23 services is made under that selected or newly selected procedure.

24           **SECTION 851.** 49.45 (53) of the statutes is amended to read:

1           **49.45 (53)** PAYMENTS FOR CERTAIN SERVICES. Beginning on January 1, 2003, the  
2 department may, from the appropriation account under s. 20.435 (7) (b), make  
3 Medical Assistance payments to providers for covered services under ss. 49.46 (2) (a)  
4 4. d. and (b) 6. j. and m. and 49.471 (11) (f) that are provided before January 1, 2012.

5           **SECTION 1453e.** 49.46 (1) (n) of the statutes, as created by 2011 Wisconsin Act  
6 10, is repealed and recreated to read:

7           **49.46 (1)** (n) If the department creates a policy under s. 49.45 (2m) (c) 8., 9., or  
8 10., this subsection does not apply to the extent that it conflicts with the policy.

9           **SECTION 1453f.** 49.46 (1) (n) of the statutes, as created by 2011 Wisconsin Act  
10 .... (this act), is repealed.

11           **SECTION 1453h.** 49.46 (2) (a) (intro.) of the statutes, as affected by 2011  
12 Wisconsin Act 10, is repealed and recreated to read:

13           **49.46 (2)** (a) (intro.) Except as provided in par. (be) and unless otherwise  
14 provided by the department by a policy created under s. 49.45 (2m) (c), the  
15 department shall audit and pay allowable charges to certified providers for medical  
16 assistance on behalf of recipients for the following federally mandated benefits:

17           **SECTION 1453i.** 49.46 (2) (a) (intro.) of the statutes, as affected by 2011  
18 Wisconsin Act .... (this act), is amended to read:

19           **49.46 (2)** (a) (intro.) Except as provided in par. (be) ~~and unless otherwise~~  
20 ~~provided by the department by a policy created under s. 49.45 (2m) (c),~~ the  
21 department shall audit and pay allowable charges to certified providers for medical  
22 assistance on behalf of recipients for the following federally mandated benefits:

23           **SECTION 1453k.** 49.46 (2) (b) (intro.) of the statutes, as affected by 2011  
24 Wisconsin Act 10, is repealed and recreated to read:

1           49.46 (2) (b) (intro.) Except as provided in pars. (be) and (dc) and unless  
2 otherwise provided by the department by a policy created under s. 49.45 (2m) (c), the  
3 department shall audit and pay allowable charges to certified providers for medical  
4 assistance on behalf of recipients for the following services:

5           **SECTION 1453L.** 49.46 (2) (b) (intro.) of the statutes, as affected by 2011  
6 Wisconsin Act .... (this act), is amended to read:

7           49.46 (2) (b) (intro.) Except as provided in pars. (be) and (dc) ~~and unless~~  
8 ~~otherwise provided by the department by a policy created under s. 49.45 (2m) (c), the~~  
9 department shall audit and pay allowable charges to certified providers for medical  
10 assistance on behalf of recipients for the following services:

11           **SECTION 1453m.** 49.46 (2) (c) 2. of the statutes is amended to read:

12           49.46 (2) (c) 2. For an individual who is entitled to coverage under ~~part~~ Part  
13 ~~A of medicare~~ Medicare, entitled to coverage under ~~part~~ Part B of ~~medicare~~ Medicare,  
14 meets the eligibility criteria under sub. (1), and meets the limitation on income under  
15 subd. 6., ~~medical assistance~~ Medical Assistance shall include payment of the  
16 deductible and coinsurance portions of ~~medicare~~ Medicare services under 42 USC  
17 1395 to 1395zz ~~which that~~ are not paid under 42 USC 1395 to 1395zz, including those  
18 ~~medicare~~ Medicare services that are not included in the approved state plan for  
19 services under 42 USC 1396; the monthly premiums payable under 42 USC 1395v;  
20 the monthly premiums, if applicable, under 42 USC 1395i-2 (d); and the late  
21 enrollment penalty, if applicable, for premiums under ~~part~~ Part A of ~~medicare~~  
22 Medicare. Payment of coinsurance for a service under ~~part~~ Part B of ~~medicare~~  
23 Medicare under 42 USC 1395j to 1395w, ~~other than payment of coinsurance for~~  
24 ~~outpatient hospital services,~~ and payment of deductibles and coinsurance for  
25 inpatient hospital services under Part A of Medicare may not exceed the allowable

1 charge for the service under ~~medical assistance~~ Medical Assistance minus the  
2 ~~medicare~~ Medicare payment.

3 **SECTION 1453n.** 49.46 (2) (c) 3. of the statutes is amended to read:

4 49.46 (2) (c) 3. For an individual who is only entitled to coverage under ~~part~~  
5 Part A of medicare Medicare, meets the eligibility criteria under sub. (1), and meets  
6 the limitation on income under subd. 6., ~~medical assistance~~ Medical Assistance shall  
7 include payment of the deductible and coinsurance portions of ~~medicare~~ Medicare  
8 services under 42 USC 1395 to 1395i ~~which~~ that are not paid under 42 USC 1395 to  
9 1395i, including those ~~medicare~~ Medicare services that are not included in the  
10 approved state plan for services under 42 USC 1396; the monthly premiums, if  
11 applicable, under 42 USC 1395i–2 (d); and the late enrollment penalty, if applicable,  
12 for premiums under ~~part~~ Part A of medicare Medicare. Payment of deductibles and  
13 coinsurance for inpatient hospital services under Part A of Medicare may not exceed  
14 the allowable charge for the service under Medical Assistance minus the Medicare  
15 payment.

16 **SECTION 1453o.** 49.46 (2) (c) 4. of the statutes is amended to read:

17 49.46 (2) (c) 4. For an individual who is entitled to coverage under ~~part~~ Part  
18 A of medicare Medicare, entitled to coverage under ~~part~~ Part B of medicare Medicare,  
19 and meets the eligibility criteria for ~~medical assistance~~ Medical Assistance under  
20 sub. (1), but does not meet the limitation on income under subd. 6., ~~medical~~  
21 ~~assistance~~ Medical Assistance shall include payment of the deductible and  
22 coinsurance portions of ~~medicare~~ Medicare services under 42 USC 1395 to 1395zz  
23 ~~which~~ that are not paid under 42 USC 1395 to 1395zz, including those ~~medicare~~  
24 Medicare services that are not included in the approved state plan for services under  
25 42 USC 1396. Payment of coinsurance for a service under ~~part~~ Part B of medicare

1 Medicare under 42 USC 1395j to 1395w, ~~other than payment of coinsurance for~~  
2 ~~outpatient hospital services, and payment of deductibles and coinsurance for~~  
3 inpatient hospital services under Part A of Medicare may not exceed the allowable  
4 charge for the service under ~~medical assistance~~ Medical Assistance minus the  
5 ~~medicare~~ Medicare payment.

6 **SECTION 1453p.** 49.46 (2) (c) 5. of the statutes is amended to read:

7 49.46 (2) (c) 5. For an individual who is only entitled to coverage under ~~part~~  
8 Part A of medicare Medicare and meets the eligibility criteria for ~~medical assistance~~  
9 Medical Assistance under sub. (1), but does not meet the limitation on income under  
10 subd. 6., ~~medical assistance~~ Medical Assistance shall include payment of the  
11 deductible and coinsurance portions of ~~medicare~~ Medicare services under 42 USC  
12 1395 to 1395i which that are not paid under 42 USC 1395 to 1395i, including those  
13 ~~medicare~~ Medicare services that are not included in the approved state plan for  
14 services under 42 USC 1396. Payment of deductibles and coinsurance for inpatient  
15 hospital services under Part A of Medicare may not exceed the allowable charge for  
16 the service under Medical Assistance minus the Medicare payment.

17 **SECTION 1453q.** 49.46 (2) (c) 5m. of the statutes is amended to read:

18 49.46 (2) (c) 5m. For an individual who is only entitled to coverage under ~~part~~  
19 Part B of medicare Medicare and meets the eligibility criteria under sub. (1), but does  
20 not meet the limitation on income under subd. 6., ~~medical assistance~~ Medical  
21 Assistance shall include payment of the deductible and coinsurance portions of  
22 ~~medicare~~ Medicare services under 42 USC 1395j to 1395w, including those ~~medicare~~  
23 Medicare services that are not included in the approved state plan for services under  
24 42 USC 1396. Payment of coinsurance for a service under ~~part~~ Part B of medicare,  
25 ~~other than payment of coinsurance for outpatient hospital services,~~ Medicare may

1 not exceed the allowable charge for the service under ~~medical assistance~~ Medical  
2 Assistance minus the medicare Medicare payment.

3 **SECTION 1453r.** 49.465 (2) (intro.) of the statutes, as affected by 2011 Wisconsin  
4 Act 10, is repealed and recreated to read:

5 49.465 (2) (intro.) Unless otherwise provided by the department by a policy  
6 created under s. 49.45 (2m) (c), a pregnant woman is eligible for medical assistance  
7 benefits, as provided under sub. (3), during the period beginning on the day on which  
8 a qualified provider determines, on the basis of preliminary information, that the  
9 woman's family income does not exceed the highest level for eligibility for benefits  
10 under s. 49.46 (1) or 49.47 (4) (am) or (c) 1. and ending as follows:

11 **SECTION 1453s.** 49.465 (2) (intro.) of the statutes, as affected by 2011 Wisconsin  
12 Act .... (this act), is amended to read:

13 49.465 (2) (intro.) ~~Unless otherwise provided by the department by a policy~~  
14 ~~created under s. 49.45 (2m) (c), a~~ A pregnant woman is eligible for medical assistance  
15 benefits, as provided under sub. (3), during the period beginning on the day on which  
16 a qualified provider determines, on the basis of preliminary information, that the  
17 woman's family income does not exceed the highest level for eligibility for benefits  
18 under s. 49.46 (1) or 49.47 (4) (am) or (c) 1. and ending as follows:

19 **SECTION 852.** 49.468 (1) (b) of the statutes is amended to read:

20 49.468 (1) (b) For an elderly or disabled individual who is entitled to coverage  
21 under part Part A of medicare Medicare, entitled to coverage under part Part B of  
22 medicare Medicare, and who does not meet the eligibility criteria for ~~medical~~  
23 ~~assistance~~ Medical Assistance under s. 49.46 (1), 49.465, 49.47 (4), or 49.471 but  
24 meets the limitations on income and resources under par. (d), ~~medical assistance~~  
25 Medical Assistance shall pay the deductible and coinsurance portions of ~~medicare~~

1 Medicare services under 42 USC 1395 to 1395zz ~~which that~~ are not paid under 42  
2 USC 1395 to 1395zz, including those ~~medicare~~ Medicare services that are not  
3 included in the approved state plan for services under 42 USC 1396; the monthly  
4 premiums payable under 42 USC 1395v; the monthly premiums, if applicable, under  
5 42 USC 1395i–2 (d); and the late enrollment penalty, if applicable, for premiums  
6 under ~~part~~ Part A of Medicare. Payment of coinsurance for a service under  
7 ~~part~~ Part B of Medicare under 42 USC 1395j to 1395w, ~~other than payment~~  
8 ~~of coinsurance for outpatient hospital services, and payment of deductibles and~~  
9 coinsurance for inpatient hospital services under Part A of Medicare may not exceed  
10 the allowable charge for the service under ~~medical assistance~~ Medical Assistance  
11 minus the ~~medicare~~ Medicare payment.

12 **SECTION 853.** 49.468 (1) (c) of the statutes is amended to read:

13 49.468 (1) (c) For an elderly or disabled individual who is only entitled to  
14 coverage under ~~part~~ Part A of Medicare and who does not meet the  
15 eligibility criteria for ~~medical assistance~~ Medical Assistance under s. 49.46 (1),  
16 49.465, 49.47 (4), or 49.471 but meets the limitations on income and resources under  
17 par. (d), ~~medical assistance~~ Medical Assistance shall pay the deductible and  
18 coinsurance portions of ~~medicare~~ Medicare services under 42 USC 1395 to 1395i  
19 ~~which that~~ are not paid under 42 USC 1395 to 1395i, including those ~~medicare~~  
20 Medicare services that are not included in the approved state plan for services under  
21 42 USC 1396; the monthly premiums, if applicable, under 42 USC 1395i–2 (d); and  
22 the late enrollment penalty for premiums under ~~part~~ Part A of Medicare,  
23 if applicable. Payment of deductibles and coinsurance for inpatient hospital services  
24 under Part A of Medicare may not exceed the allowable charge for the service under  
25 Medical Assistance minus the Medicare payment.



1           **SECTION 1457p.** 49.47 (4) (a) (intro.) of the statutes, as affected by 2011  
2 Wisconsin Act 10, is repealed and recreated to read:

3           49.47 (4) (a) (intro.) Unless otherwise provided by the department by a policy  
4 created under s. 49.45 (2m) (c), any individual who meets the limitations on income  
5 and resources under pars. (b) to (c) and who complies with pars. (cm) and (cr) shall  
6 be eligible for medical assistance under this section if such individual is:

7           **SECTION 1457q.** 49.47 (4) (a) (intro.) of the statutes, as affected by 2011  
8 Wisconsin Act .... (this act), is amended to read:

9           49.47 (4) (a) (intro.) ~~Unless otherwise provided by the department by a policy~~  
10 ~~created under s. 49.45 (2m) (c), any~~ Any individual who meets the limitations on  
11 income and resources under pars. (b) to (c) and who complies with pars. (cm) and (cr)  
12 shall be eligible for medical assistance under this section if such individual is:

13           **SECTION 854.** 49.47 (4) (i) 1. of the statutes is amended to read:

14           49.47 (4) (i) 1. The department shall request a waiver from the secretary of the  
15 federal department of health and human services to permit the application of subd.  
16 2. The waiver shall request approval to implement the waiver on a statewide basis,  
17 unless the department of health services determines that statewide implementation  
18 of the waiver would present an obstacle to the approval of the waiver by the secretary  
19 of the federal department of health and human services, in which case the waiver  
20 shall request approval to implement the waiver in 48 pilot counties to be selected by  
21 the department of health services. Within 30 days after August 12, 1993, the  
22 department of ~~regulation and licensing~~ safety and professional services shall notify  
23 funeral directors licensed under ch. 445, cemetery associations, as defined in s.  
24 157.061 (1r), and cemetery authorities, as defined in s. 157.061 (2), of the terms of  
25 the waiver required to be requested under this subdivision. If the waiver is approved

1 by the secretary of the federal department of health and human services and if the  
2 waiver remains in effect, subd. 2. shall apply.

3 **SECTION 1459bn.** 49.47 (4) (k) of the statutes is created to read:

4 49.47 (4) (k) Notwithstanding par. (b) 3. and s. 445.125 (1) (a), no later than 60  
5 days after the effective date of this paragraph .... [LRB inserts date], the department  
6 shall seek approval from the federal Centers for Medicare and Medicaid Services to  
7 permit friends and family members of any individual receiving medical assistance  
8 under this section to contribute funds to an irrevocable burial trust for the  
9 individual, up to a total irrevocable trust amount of \$4,500, without the individual  
10 losing eligibility for medical assistance under this section. If the federal Centers for  
11 Medicare and Medicaid Services approves the request, the department shall  
12 implement the change under this section within 60 days after receiving approval.

13 **SECTION 1459e.** 49.47 (5) (intro.) of the statutes, as affected by 2011 Wisconsin  
14 Act 10, is repealed and recreated to read:

15 49.47 (5) INVESTIGATION BY DEPARTMENT. (intro.) The department may make  
16 additional investigation of eligibility at any of the following times:

17 **SECTION 1459g.** 49.47 (5) (a) of the statutes, as affected by 2011 Wisconsin Act  
18 10, is repealed and recreated to read:

19 49.47 (5) (a) When there is reasonable ground for belief that an applicant may  
20 not be eligible or that the beneficiary may have received benefits to which the  
21 beneficiary is not entitled.

22 **SECTION 1459i.** 49.47 (5) (c) of the statutes, as affected by 2011 Wisconsin Act  
23 10, is repealed and recreated to read:

24 49.47 (5) (c) Any time determined by the department by a policy created under  
25 s. 49.45 (2m) (c) to determine eligibility or to reevaluate continuing eligibility, except

1 that if federal law allows a reevaluation of eligibility more frequently than every 12  
2 months and if there is no conflicting provision of state law, the department is not  
3 required to create a policy to reevaluate eligibility under this section.

4 **SECTION 1459j.** 49.47 (5) (c) of the statutes, as created by 2011 Wisconsin Act  
5 .... (this act), is repealed.

6 **SECTION 1459n.** 49.47 (6) (a) (intro.) of the statutes, as affected by 2011  
7 Wisconsin Act 10, is repealed and recreated to read:

8 49.47 (6) (a) (intro.) Unless otherwise provided by the department by a policy  
9 created under s. 49.45 (2m) (c), the department shall audit and pay charges to  
10 certified providers for medical assistance on behalf of the following:

11 **SECTION 1459o.** 49.47 (6) (a) (intro.) of the statutes, as affected by 2011  
12 Wisconsin Act .... (this act), is amended to read:

13 49.47 (6) (a) (intro.) ~~Unless otherwise provided by the department by a policy~~  
14 ~~created under s. 49.45 (2m) (c), the~~ The department shall audit and pay charges to  
15 certified providers for medical assistance on behalf of the following:

16 **SECTION 1459p.** 49.47 (6) (a) 6. b. of the statutes is amended to read:

17 49.47 (6) (a) 6. b. An individual who is entitled to coverage under ~~part~~ Part A  
18 of medicare Medicare, entitled to coverage under ~~part~~ Part B of medicare Medicare,  
19 meets the eligibility criteria under sub. (4) (a), and meets the income limitation, the  
20 deductible and coinsurance portions of medicare Medicare services under 42 USC  
21 1395 to 1395zz which ~~that~~ are not paid under 42 USC 1395 to 1395zz, including those  
22 medicare Medicare services that are not included in the approved state plan for  
23 services under 42 USC 1396; the monthly premiums payable under 42 USC 1395v;  
24 the monthly premiums, if applicable, under 42 USC 1395i-2 (d); and the late  
25 enrollment penalty, if applicable, for premiums under ~~part~~ Part A of medicare

1 Medicare. Payment of coinsurance for a service under ~~part~~ Part B of medicare  
2 Medicare under 42 USC 1395j to 1395w, ~~other than payment of coinsurance for~~  
3 ~~outpatient hospital services,~~ and payment of deductibles and coinsurance for  
4 inpatient hospital services under Part A of Medicare may not exceed the allowable  
5 charge for the service under ~~medical assistance~~ Medical Assistance minus the  
6 medicare Medicare payment.

7 **SECTION 1459q.** 49.47 (6) (a) 6. c. of the statutes is amended to read:

8 49.47 (6) (a) 6. c. An individual who is only entitled to coverage under ~~part~~ Part  
9 A of medicare Medicare, meets the eligibility criteria under sub. (4) (a), and meets  
10 the income limitation, the deductible and coinsurance portions of ~~medicare~~ Medicare  
11 services under 42 USC 1395 to 1395i ~~which~~ that are not paid under 42 USC 1395 to  
12 1395i, including those ~~medicare~~ Medicare services that are not included in the  
13 approved state plan for services under 42 USC 1396; the monthly premiums, if  
14 applicable, under 42 USC 1395i–2 (d); and the late enrollment penalty, if applicable,  
15 for premiums under ~~part~~ Part A of medicare Medicare. Payment of deductibles and  
16 coinsurance for inpatient hospital services under Part A of Medicare may not exceed  
17 the allowable charge for the service under Medical Assistance minus the Medicare  
18 payment.

19 **SECTION 1459r.** 49.47 (6) (a) 6. d. of the statutes is amended to read:

20 49.47 (6) (a) 6. d. An individual who is entitled to coverage under ~~part~~ Part A  
21 of medicare Medicare, entitled to coverage under ~~part~~ Part B of medicare Medicare,  
22 and meets the eligibility criteria for ~~medical assistance~~ Medical Assistance under  
23 sub. (4) (a), but does not meet the income limitation, the deductible and coinsurance  
24 portions of ~~medicare~~ Medicare services under 42 USC 1395 to 1395zz ~~which~~ that are  
25 not paid under 42 USC 1395 to 1395zz, including those ~~medicare~~ Medicare services

1 that are not included in the approved state plan for services under 42 USC 1396.  
2 Payment of coinsurance for a service under part Part B of medicare Medicare under  
3 42 USC 1395j to 1395w, ~~other than payment of coinsurance for outpatient hospital~~  
4 ~~services, and payment of deductibles and coinsurance for inpatient hospital services~~  
5 under Part A of Medicare may not exceed the allowable charge for the service under  
6 ~~medical assistance~~ Medical Assistance minus the medicare Medicare payment.

7 **SECTION 1459s.** 49.47 (6) (a) 6. e. of the statutes is amended to read:

8 49.47 (6) (a) 6. e. An individual who is only entitled to coverage under part Part  
9 A of medicare Medicare and meets the eligibility criteria for ~~medical assistance~~  
10 Medical Assistance under sub. (4) (a), but does not meet the income limitation, the  
11 deductible and coinsurance portions of medicare Medicare services under 42 USC  
12 1395 to 1395i, including those services that are not included in the approved state  
13 plan for services under 42 USC 1396. Payment of deductibles and coinsurance for  
14 inpatient hospital services under Part A of Medicare may not exceed the allowable  
15 charge for the service under Medical Assistance minus the Medicare payment.

16 **SECTION 1459t.** 49.47 (6) (a) 6. f. of the statutes is amended to read:

17 49.47 (6) (a) 6. f. For an individual who is only entitled to coverage under part  
18 Part B of medicare Medicare and meets the eligibility criteria under sub. (4), but does  
19 not meet the income limitation, ~~medical assistance~~ Medical Assistance shall include  
20 payment of the deductible and coinsurance portions of medicare Medicare services  
21 under 42 USC 1395j to 1395w, including those medicare Medicare services that are  
22 not included in the approved state plan for services under 42 USC 1396. Payment  
23 of coinsurance for a service under part Part B of medicare, ~~other than payment of~~  
24 ~~coinsurance for outpatient hospital services,~~ Medicare may not exceed the allowable

1 charge for the service under ~~medical assistance~~ Medical Assistance minus the  
2 medicare Medicare payment.

3 **SECTION 1461g.** 49.471 (13) of the statutes, as created by 2011 Wisconsin Act  
4 10, is repealed and recreated to read:

5 49.471 **(13)** APPLICABILITY. If the department creates a policy under s. 49.45  
6 (2m) (c), subs. (4), (5), (6), (7), (8), (10), and (11) do not apply to the extent that those  
7 subsections conflict with the policy.

8 **SECTION 1461h.** 49.471 (13) of the statutes, as created by 2011 Wisconsin Act  
9 .... (this act), is repealed.

10 **SECTION 1461p.** 49.472 (3) (intro.) of the statutes, as affected by 2011  
11 Wisconsin Act 10, is repealed and recreated to read:

12 49.472 **(3)** ELIGIBILITY. (intro.) Except as provided in sub. (6) (a) and unless  
13 otherwise provided by the department by a policy created under s. 49.45 (2m) (c), an  
14 individual is eligible for and shall receive medical assistance under this section if all  
15 of the following conditions are met:

16 **SECTION 1461q.** 49.472 (3) (intro.) of the statutes, as affected by 2011 Wisconsin  
17 Act .... (this act), is amended to read:

18 49.472 **(3)** ELIGIBILITY. (intro.) Except as provided in sub. (6) (a) ~~and unless~~  
19 ~~otherwise provided by the department by a policy created under s. 49.45 (2m) (c), an~~  
20 individual is eligible for and shall receive medical assistance under this section if all  
21 of the following conditions are met:

22 **SECTION 1462g.** 49.472 (4) (b) (intro.) of the statutes, as affected by 2011  
23 Wisconsin Act 10, is repealed and recreated to read:

24 49.472 **(4)** (b) (intro.) The department may waive monthly premiums that are  
25 calculated to be below \$10 per month. Unless otherwise provided by the department

1 by a policy created under s. 49.45 (2m) (c), the department may not assess a monthly  
2 premium for any individual whose income level, after adding the individual's earned  
3 income and unearned income, is below 150% of the poverty line.

4 **SECTION 1462h.** 49.472 (4) (b) (intro.) of the statutes, as affected by 2011  
5 Wisconsin Act .... (this act), is amended to read:

6 49.472 (4) (b) (intro.) The department may waive monthly premiums that are  
7 calculated to be below \$10 per month. ~~Unless otherwise provided by the department~~  
8 ~~by a policy created under s. 49.45 (2m) (c), the~~ The department may not assess a  
9 monthly premium for any individual whose income level, after adding the  
10 individual's earned income and unearned income, is below 150% of the poverty line.

11 **SECTION 855.** 49.472 (6) (a) of the statutes is amended to read:

12 49.472 (6) (a) Notwithstanding sub. (4) (a) 3., from the appropriation ~~account~~  
13 accounts under s. 20.435 (4) (b), (gm), or (w), the department shall, on the part of an  
14 individual who is eligible for medical assistance under sub. (3), pay premiums for or  
15 purchase individual coverage offered by the individual's employer if the department  
16 determines that paying the premiums for or purchasing the coverage will not be more  
17 costly than providing medical assistance.

18 **SECTION 856.** 49.472 (6) (b) of the statutes is amended to read:

19 49.472 (6) (b) If federal financial participation is available, from the  
20 appropriation ~~account~~ accounts under s. 20.435 (4) (b), (gm), or (w), the department  
21 may pay medicare Part A and Part B premiums for individuals who are eligible for  
22 medicare and for medical assistance under sub. (3).

23 **SECTION 1465n.** 49.473 (2) (intro.) of the statutes, as affected by 2011  
24 Wisconsin Act 10, is repealed and recreated to read:

1           49.473 (2) (intro.) Unless otherwise provided by the department by a policy  
2           created under s. 49.45 (2m) (c), a woman is eligible for medical assistance as provided  
3           under sub. (5) if, after applying to the department or a county department, the  
4           department or a county department determines that she meets all of the following  
5           requirements:

6           **SECTION 1465p.** 49.473 (2) (intro.) of the statutes, as affected by 2011  
7           Wisconsin Act .... (this act), is amended to read:

8           49.473 (2) (intro.) ~~Unless otherwise provided by the department by a policy~~  
9           ~~created under s. 49.45 (2m) (c), a~~ A woman is eligible for medical assistance as  
10          provided under sub. (5) if, after applying to the department or a county department,  
11          the department or a county department determines that she meets all of the  
12          following requirements:

13          **SECTION 1469y.** 49.473 (5) of the statutes, as affected by 2011 Wisconsin Act  
14          10, is repealed and recreated to read:

15          49.473 (5) The department shall audit and pay, from the appropriation  
16          accounts under s. 20.435 (4) (b), (gm), and (o), allowable charges to a provider who  
17          is certified under s. 49.45 (2) (a) 11. for medical assistance on behalf of a woman who  
18          meets the requirements under sub. (2) for all benefits and services specified under  
19          s. 49.46 (2), unless otherwise provided by the department by a policy created under  
20          s. 49.45 (2m) (c).

21          **SECTION 1470b.** 49.473 (5) of the statutes, as affected by 2011 Wisconsin Act  
22          .... (this act), is amended to read:

23          49.473 (5) The department shall audit and pay, from the appropriation  
24          accounts under s. 20.435 (4) (b), (gm), and (o), allowable charges to a provider who  
25          is certified under s. 49.45 (2) (a) 11. for medical assistance on behalf of a woman who



1 meets the requirements under sub. (2) for all benefits and services specified under  
2 s. 49.46 (2), ~~unless otherwise provided by the department by a policy created under~~  
3 ~~s. 49.45 (2m) (c).~~

4 **SECTION 1477r.** 49.67 (3) (am) 2. b. of the statutes is amended to read:

5 49.67 (3) (am) 2. b. If the applicant is under ~~27~~ 26 years of age, notice that he  
6 or she may be eligible for coverage as a dependent under his or her parent's health  
7 care plan in accordance with s. 632.885, and that his or her parent's plan must  
8 include coverage for services that are not covered under the plan under this section.

9 **SECTION 857.** 49.68 (3) (b) of the statutes is amended to read:

10 49.68 (3) (b) From the appropriation accounts under ss. 20.435 (4) (e) and (je),  
11 the state shall pay ~~the cost of, at a rate determined by the department under par. (e),~~  
12 for medical treatment that is required as a direct result of chronic renal disease of  
13 certified patients from the date of certification, including ~~the cost of~~ administering  
14 recombinant human erythropoietin to appropriate patients, whether the treatment  
15 is rendered in an approved facility in the state or in a dialysis or transplantation  
16 center ~~which~~ that is approved as such by a contiguous state, subject to the conditions  
17 specified under par. (d). Approved facilities may include a hospital in-center dialysis  
18 unit or a nonhospital dialysis center ~~which~~ that is closely affiliated with a home  
19 dialysis program supervised by an approved facility. Aid shall also be provided for  
20 all reasonable expenses incurred by a potential living-related donor, including  
21 evaluation, hospitalization, surgical costs, and postoperative follow-up to the extent  
22 that these costs are not reimbursable under the federal medicare program or other  
23 insurance. In addition, all expenses incurred in the procurement, transportation,  
24 and preservation of cadaveric donor kidneys shall be covered to the extent that these

1 costs are not otherwise reimbursable. All donor-related costs are chargeable to the  
2 recipient and reimbursable under this subsection.

3 **SECTION 858.** 49.68 (3) (e) of the statutes is amended to read:

4 49.68 (3) (e) ~~State aids~~ Payment for services provided under this section shall  
5 be equal to at a rate determined by the department that does not exceed the allowable  
6 charges under the federal Medicare program. In no case shall state rates for  
7 individual service elements exceed the federally defined allowable costs. The rate  
8 of charges for services not covered by public and private insurance shall not exceed  
9 the reasonable charges as established by medicare Medicare fee determination  
10 procedures. A person that provides to a patient a service for which aid is provided  
11 under this section shall accept the amount paid under this section for the service as  
12 payment in full and may not bill the patient for any amount by which the charge for  
13 the service exceeds the amount paid for the service under this section. The state may  
14 not pay for the cost of travel, lodging, or meals for persons who must travel to receive  
15 inpatient and outpatient dialysis treatment for kidney disease. This paragraph shall  
16 not apply to donor related costs as defined in par. (b).

17 **SECTION 1486m.** 49.78 (1) (br) of the statutes is created to read:

18 49.78 (1) (br) “Multicounty consortium” means a group of counties that is  
19 approved by the department under sub. (1m) to administer income maintenance  
20 programs.

21 **SECTION 1487m.** 49.78 (1m) of the statutes is created to read:

22 49.78 (1m) MULTICOUNTY CONSORTIA. (a) Except as provided in par. (c), each  
23 county with a population of less than 750,000 shall participate in a multicounty  
24 consortium that is approved by the department under par. (b).

1 (b) By October 31, 2011, the department shall approve multicounty consortia.

2 The department may not approve more than 10 multicounty consortia.

3 (c) If a county with a population of less than 750,000 does not participate in a  
4 multicounty consortium or the department determines that a multicounty  
5 consortium does not satisfy the department's performance requirements, the  
6 department shall assume responsibility for administering income maintenance  
7 programs in that county or in the geographical area of the multicounty consortium.  
8 The department may provide income maintenance program administration under  
9 this paragraph by contracting with another multicounty consortium or by providing  
10 the administrative services with state resources and employees.

11 (d) If the department assumes responsibility for administering income  
12 maintenance programs in a county or in the geographical area of the multicounty  
13 consortium under par. (c), any county for which the department administers income  
14 maintenance programs shall pay to the department the amount that the county  
15 expended for the administration of income maintenance programs in calendar year  
16 2009. For the purposes of this paragraph, Kenosha County expended \$673,000 for  
17 the administration of income maintenance programs in calendar year 2009.

18 **SECTION 1488m.** 49.78 (1r) of the statutes is created to read:

19 49.78 (1r) SINGLE COUNTY CONSORTIA. The department shall administer income  
20 maintenance programs in a county with a population of 750,000 or more as a  
21 single-county consortium, including the administrative functions specified in sub.

22 (2) (b) 1.

23 **SECTION 1489m.** 49.78 (2) (title) of the statutes is amended to read:

24 49.78 (2) (title) CONTRACTS WITH MULTICOUNTY CONSORTIA.

1           **SECTION 1490m.** 49.78 (2) of the statutes is renumbered 49.78 (2) (a) and  
2 amended to read:

3           49.78 (2) (a) ~~Annually, for the income maintenance program functions, if any,~~  
4 ~~that the department delegates to a county or tribal governing body beginning with~~  
5 ~~contracts for 2012, the department and county department under s. 46.215, 46.22,~~  
6 ~~or 46.23 shall enter into a contract, and the department and tribal governing body~~  
7 ~~may enter into a contract, for reimbursement of the county department or tribal~~  
8 ~~governing body for the reasonable cost of administering with each multicounty~~  
9 ~~consortium to administer income maintenance programs in the multicounty~~  
10 ~~consortium's geographical area.~~

11           **SECTION 1491m.** 49.78 (2) (b) of the statutes is created to read:

12           49.78 (2) (b) A contract under par. (a) shall provide all of the following:

13           1. That the multicounty consortia shall be responsible for all of the following  
14 administrative functions related to income maintenance programs:

- 15           a. Operating and maintaining a call center.  
16           b. Conducting application processing and eligibility determinations.  
17           c. Conducting ongoing case management.  
18           d. Providing lobby services.

19           2. That the department and multicounty consortia shall cooperate to provide  
20 the following administrative functions related to the income maintenance programs:

- 21           a. Conducting subrogation and benefit recovery efforts.  
22           b. Participating in fair hearings.  
23           c. Conducting fraud prevention and identification activities.

24           3. That the department will reimburse a multicounty consortium for services  
25 provided under the contract on a risk-adjusted case load basis.

1           **SECTION 1492m.** 49.78 (2m) of the statutes is created to read:

2           **49.78 (2m) ADMINISTRATION BY A TRIBAL GOVERNING BODY.** (a) A tribal governing  
3 body may administer income maintenance programs by electing to have the  
4 department administer the tribe's income maintenance programs or by providing the  
5 required administrative services and entering into a contract with the department  
6 for reimbursement under par. (b).

7           (b) Annually, for the income maintenance administrative program functions,  
8 if any, that the department delegates to a tribal governing body, the department and  
9 tribal governing body may enter into a contract, for reimbursement of the tribal  
10 governing body for the reasonable cost of administering income maintenance  
11 programs.

12           (c) The amount of each reimbursement paid under a contract entered into par.  
13 (b) shall be calculated using a formula based on workload within the limits of state  
14 and federal funds. The department may adjust reimbursement amounts determined  
15 under the contract for workload changes and computer network activities performed  
16 by a tribal governing body.

17           **SECTION 1493m.** 49.78 (2r) of the statutes is created to read:

18           **49.78 (2r) DEPARTMENTAL ADMINISTRATIVE FUNCTIONS.** The department shall  
19 perform all of the following administrative functions related to income maintenance  
20 programs:

21           (a) Providing income maintenance worker training.

22           (b) Performing 2nd-party reviews.

23           (c) Administering the funeral expenses program under s. 49.785.

24           (d) Providing information technology and licenses for call centers that are  
25 operated by multicounty consortia.

1 (e) Maintaining the client assistance reemployment and economic support  
2 system.

3 (f) Contracting with multicounty consortia under sub. (2), including  
4 establishing performance requirements.

5 (g) Contracting with tribal governing bodies under sub. (2m), including  
6 establishing performance requirements.

7 (h) Monitoring contracts with multicounty consortia and tribal governing  
8 bodies, including compliance with performance standards and federal and other  
9 reporting requirements.

10 (i) Operating a centralized document processing unit.

11 **SECTION 1494m.** 49.78 (8) (a) of the statutes is amended to read:

12 49.78 (8) (a) From the ~~appropriation accounts~~ appropriations under s. 20.435  
13 (4) (bn) and (nn) and subject to par. (b), the department shall provide funding to  
14 reimburse each county multicounty consortium that contracts with the department  
15 under sub. (2) and each tribal governing body that contracts with the department  
16 under sub. (2) (2m) for reasonable the costs of administering the income maintenance  
17 programs, including conducting fraud prevention activities. ~~The amount of each~~  
18 ~~reimbursement paid under this paragraph shall be calculated using a formula based~~  
19 ~~on workload within the limits of available state and federal funds under s. 20.435 (4)~~  
20 ~~(bn) and (nn) by contract under sub. (2), in accordance with the terms of the~~  
21 applicable contract. The amount of reimbursement calculated under this paragraph  
22 and par. (b) is in addition to any reimbursement provided to a county, multicounty  
23 consortium, or tribal governing body for fraud and error reduction under s. 49.197  
24 or 49.845.

25 **SECTION 1495m.** 49.78 (8) (b) of the statutes is amended to read:

1           49.78 (8) (b) The department ~~may adjust the amounts determined under par-~~  
2           ~~(a) for workload changes and computer network activities performed by a county or~~  
3           ~~tribal governing body and~~ may reduce the amount of any reimbursement if federal  
4           reimbursement is withheld due to audits, quality control samples, or program  
5           reviews.

6           **SECTION 1496m.** 49.78 (10) (title) of the statutes is amended to read:

7           49.78 (10) (title) ~~COUNTY~~ REIMBURSEMENT CERTIFICATION.

8           **SECTION 1497m.** 49.78 (10) (a) of the statutes is amended to read:

9           49.78 (10) (a) ~~Each county treasurer and director of a county department under~~  
10          ~~s. 46.215, 46.22, or 46.23~~ An authorized representative from each multicounty  
11          consortium that contracts with the department under sub. (2) and each tribal  
12          governing body that contracts with the department under sub. (2) ~~(2)~~ (2m) shall certify  
13          monthly under oath to the department in such manner as the department prescribes  
14          the claim of the ~~county~~ multicounty consortium or tribal governing body for state  
15          reimbursement under sub. (8) (a). The department shall review each claim of  
16          reimbursement and, if the department approves the claim, the department shall  
17          certify to the department of administration for reimbursement to the ~~county~~  
18          multicounty consortium or tribal governing body for amounts due under sub. (8) (a)  
19          and payment claimed to be made to the ~~counties~~ multicounty consortia or tribal  
20          governing bodies monthly. The department may make advance payments prior to  
21          the beginning of each month equal to one-twelfth of the contracted amount.

22          **SECTION 1498m.** 49.78 (10) (b) of the statutes is amended to read:

23          49.78 (10) (b) To facilitate prompt reimbursement the certificate of the  
24          department may be based on the certified statements of the ~~county~~ officers  
25          authorized representatives of multicounty consortia or tribal governing body

1 executives filed under par. (a). Funds recovered from audit adjustments from a prior  
2 fiscal year may be included in subsequent certifications only to pay counties or  
3 multicounty consortia owed funds as a result of any audit adjustment. By September  
4 30 annually, the department shall submit a report to the appropriate standing  
5 committees under s. 13.172 (3) on funds recovered and paid out during the previous  
6 calendar year as a result of audit adjustments.

7 **SECTION 1499m.** 49.78 (11) (a) of the statutes is amended to read:

8 49.78 (11) (a) 1. The department, a county department under s. 46.215, 46.22,  
9 or 46.23, a multicounty consortium, or a tribal governing body may request from any  
10 person in this state information it determines appropriate and necessary for  
11 determining or verifying eligibility or benefits for a recipient under any income  
12 maintenance program. Unless access to the information is prohibited or restricted  
13 by law, or unless the person has good cause, as determined by the department in  
14 accordance with federal law and regulations, for refusing to cooperate, the person  
15 shall make a good faith effort to provide the information within 7 days after receiving  
16 a request under this paragraph. The department, county department, multicounty  
17 consortium, or tribal governing body, or employees of any of them, may not disclose  
18 information obtained under this subdivision for any purpose not connected with the  
19 administration of the income maintenance program for which the information was  
20 requested.

21 2. In conjunction with any request for information under subd. 1., including a  
22 request made by subpoena under par. (b), the department, county department,  
23 multicounty consortium, or tribal governing body shall advise the person of the time  
24 by which the information must be provided.

25 **SECTION 1500m.** 49.78 (11) (b) of the statutes is amended to read:



1           49.78 (11) (b) The department, a county department, a multicounty  
2 consortium, or a tribal governing body may issue a subpoena, in substantially the  
3 form authorized under s. 885.02, to compel the production of financial information  
4 or other documentary evidence for determining or verifying eligibility or benefits for  
5 a recipient under any income maintenance program.

6           **SECTION 1501m.** 49.78 (11) (c) 1. of the statutes is amended to read:

7           49.78 (11) (c) 1. Allowing access to financial or other records by the department,  
8 a county department, a multicounty consortium, or a tribal governing body in  
9 response to a request under par. (a) or a subpoena described in par. (b).

10          **SECTION 1502m.** 49.78 (11) (c) 2. of the statutes is amended to read:

11          49.78 (11) (c) 2. Disclosing information from financial or other records to the  
12 department, a county department, a multicounty consortium, or a tribal governing  
13 body in response to a request under par. (a) or a subpoena described in par. (b).

14          **SECTION 1503m.** 49.78 (11) (c) 3. of the statutes is amended to read:

15          49.78 (11) (c) 3. Any other action taken in good faith to comply with this  
16 subsection or a subpoena described in par. (b) or to comply with a request for  
17 information or access to records from the department, a county department, a  
18 multicounty consortium, or a tribal governing body for determining or verifying  
19 eligibility or benefits for a recipient under any income maintenance program.

20          **SECTION 1504m.** 49.785 (2) of the statutes is amended to read:

21          49.785 (2) From the appropriation under s. 20.435 (4) ~~(bn)~~ (br), the department  
22 shall reimburse a county or applicable tribal governing body or organization for any  
23 amount that the county or applicable tribal governing body or organization is  
24 required to pay under sub. (1) if the county or applicable tribal governing body or  
25 organization complies with sub. (3). From the appropriation under s. 20.435 (4) ~~(bn)~~

1 (br), the department shall reimburse a county or applicable tribal governing body or  
2 organization for cemetery expenses or for funeral and burial expenses for a person  
3 described under sub. (1) that the county or applicable tribal governing body or  
4 organization is not required to pay under subs. (1) and (1m) only if the department  
5 approves the reimbursement due to unusual circumstances and if the county or  
6 applicable tribal governing body or organization complies with sub. (3).

7 **SECTION 1505m.** 49.79 (1) (e) of the statutes is created to read:

8 49.79 (1) (e) “Multicounty consortium” has the meaning given in s. 49.78 (1)  
9 (br).

10 **SECTION 1506m.** 49.79 (3) of the statutes is amended to read:

11 49.79 (3) LIABILITY FOR LOST FOOD COUPONS. (a) A county, multicounty  
12 consortium, or federally recognized American Indian tribe is liable for all food stamp  
13 coupons lost, misappropriated, or destroyed while under the county’s, consortium’s,  
14 or tribe’s direct control, except as provided in par. (b).

15 (b) A county, multicounty consortium, or federally recognized American Indian  
16 tribe is not liable for food stamp coupons lost in natural disasters if it provides  
17 evidence acceptable to the department that the coupons were destroyed and not  
18 redeemed.

19 (c) A county, multicounty consortium, or federally recognized American Indian  
20 tribe is liable for food stamp coupons mailed to residents of the county or counties  
21 that are in the multicounty consortium or members of the tribe and lost in the mail  
22 due to incorrect information submitted to the department by the county or tribe.

23 **SECTION 1507m.** 49.79 (4) of the statutes is amended to read:

24 49.79 (4) DEDUCTIONS FROM COUNTY INCOME MAINTENANCE PAYMENTS. The  
25 department shall withhold the value of food stamp losses for which a county,

1 multicounty consortium, or federally recognized American Indian tribe is liable  
2 under sub. (3) from the payment to the county, multicounty consortium, or tribe  
3 under income maintenance contracts under s. 49.78 and reimburse the federal  
4 government from the funds withheld.

5 **SECTION 859.** 49.79 (8) of the statutes is amended to read:

6 49.79 (8) BENEFITS FOR QUALIFIED ALIENS. The department shall not provide  
7 benefits under this section to a qualified alien ~~who is ineligible for benefits under this~~  
8 ~~section solely because of the application of 9 USC 1612 or 1613 according to a plan~~  
9 ~~approved by the federal department of agriculture. This subsection does not apply,~~  
10 except to the extent that federal food stamp benefits for qualified aliens are ~~restored~~  
11 required by the federal government.

12 **SECTION 1535m.** 49.79 (9) (a) 1. of the statutes is amended to read:

13 49.79 (9) (a) 1. The department shall administer an employment and training  
14 program for recipients under the food stamp program and may contract ~~under s.~~  
15 ~~49.78~~ with county departments under ss. 46.215, 46.22, and 46.23, multicounty  
16 consortia, and with tribal governing bodies to carry out the administrative functions.  
17 The department may contract, or a county department, multicounty consortium, or  
18 tribal governing body may subcontract, with a Wisconsin Works agency or another  
19 provider to administer the employment and training program under this subsection.  
20 Except as provided in subds. 2. and 3., the department may require able individuals  
21 who are 18 to 60 years of age who are not participants in a Wisconsin Works  
22 employment position to participate in the employment and training program under  
23 this subsection.

24 **SECTION 1536g.** 49.793 (1) of the statutes is amended to read:

1           49.793 (1) The department or a county or a multicounty consortium, as defined  
2 in s. 49.78 (1) (br). or an elected governing body of a federally recognized American  
3 Indian tribe or band acting on behalf of the department, may recover overpayments  
4 that arise from an overissuance of food coupons under the food stamp program  
5 administered under s. 46.215 (1) (k) or 46.22 (1) (b) 2. d. Recovery shall be made in  
6 accordance with 7 USC 2022.

7           **SECTION 1536m.** 49.793 (2) (a) of the statutes is amended to read:

8           49.793 (2) (a) Except as provided in par. (b), a county, multicounty consortium,  
9 as defined in s. 49.78 (1) (br). or governing body of a federally recognized American  
10 Indian tribe may retain a portion of the amount of an overpayment the state is  
11 authorized to retain under 7 USC 2025 that is recovered under sub. (1) due to the  
12 efforts of an employee or officer of the county, multicounty consortium, or tribe. The  
13 department shall promulgate a rule establishing the portion of the amount of the  
14 overpayment that the county, multicounty consortium, or governing body may  
15 retain. This paragraph does not apply to recovery of an overpayment that was made  
16 as a result of state, county, multicounty consortium, or tribal governing body error.

17           **SECTION 1537m.** 49.795 (1) (cm) of the statutes is created to read:

18           49.795 (1) (cm) “Multicounty consortium” has the meaning given in s. 49.78 (1)  
19 (br).

20           **SECTION 1538m.** 49.795 (1) (e) 1. of the statutes is amended to read:

21           49.795 (1) (e) 1. An employee or officer of the federal government, the state, a  
22 county, a multicounty consortium, or a federally recognized American Indian tribe  
23 acting in the course of official duties in connection with the food stamp program.

24           **SECTION 1539m.** 49.795 (1) (e) 2. of the statutes is amended to read:

1           49.795 (1) (e) 2. A person acting in the course of duties under a contract with  
2 the federal government, the state, a county, a multicounty consortium, or a federally  
3 recognized American Indian tribe in connection with the food stamp program.

4           **SECTION 1540m.** 49.795 (8) (d) 2. of the statutes is amended to read:

5           49.795 (8) (d) 2. The person may apply to the ~~county department under s.~~  
6 ~~46.215, 46.22 or 46.23~~ multicounty consortium or the federally recognized American  
7 Indian tribal governing body or, if the person is a supplier, to the federal department  
8 of agriculture for reinstatement following the period of suspension, if the suspension  
9 is not permanent.

10          **SECTION 1541m.** 49.797 (8) of the statutes is amended to read:

11          49.797 (8) COUNTY PARTICIPATION; EXCEPTION. The department may not require  
12 a ~~county~~ multicounty consortium, as defined in s. 49.78 (1) (br), or tribal governing  
13 body to participate in an electronic benefit transfer system under this section if the  
14 costs to the ~~county~~ multicounty consortium or tribal governing body would be greater  
15 than the costs that the ~~county~~ multicounty consortium or tribal governing body  
16 would incur in delivering the benefits through a system that is not an electronic  
17 benefit transfer system.

18          **SECTION 1544m.** 49.825 (2) (d) 1. of the statutes is renumbered 49.825 (2) (d)  
19 and amended to read:

20          49.825 (2) (d) The department shall reimburse the county for all approved,  
21 allowable costs that ~~exceed the amounts specified in subd. 2.~~ and that are incurred  
22 by the county under a contract with the department for the operation of the public  
23 assistance programs under par. (a) in the county.

24          **SECTION 1545m.** 49.825 (2) (d) 2. of the statutes is repealed.

25          **SECTION 1545n.** 49.825 (3) (a) of the statutes is amended to read:

1           49.825 (3) (a) Supervisory personnel in the unit shall be state employees.  
2           Nonsupervisory staff performing services under this section for the unit may be a  
3           combination of state employees and employees of Milwaukee County. ~~For the~~  
4           ~~performance of services under this section for the unit, the county shall maintain no~~  
5           ~~fewer represented authorized full-time employee positions than the number of~~  
6           ~~represented full-time employee positions that were authorized on February 1, 2009,~~  
7           ~~for performance of the same types of services.~~

8           **SECTION 1545p.** 49.825 (4) (intro.) of the statutes is amended to read:

9           49.825 (4) TREATMENT OF FORMER COUNTY EMPLOYEES APPOINTED TO STATE  
10          EMPLOYEE POSITIONS IN THE UNIT BEFORE THE EFFECTIVE DATE OF THIS SUBSECTION (TITLE)  
11          .... [LRB INSERTS DATE]. (intro.) All of the following shall apply to an employee who  
12          is appointed to a state employee position in the unit after May 29, 2009, and before  
13          the effective date of this subsection .... [LRB inserts date], and who, immediately  
14          prior to his or her appointment, was a county employee:

15          **SECTION 1545r.** 49.825 (4) (e) of the statutes is created to read:

16          49.825 (4) (e) Notwithstanding par. (c), beginning on the effective date of this  
17          paragraph .... [LRB inserts date], an employee who has opted under par. (c) to remain  
18          a participating employee in the retirement system established under chapter 201,  
19          laws of 1937, shall remain a participating employee in the retirement system until  
20          the employee has vested in all retirement contributions paid by, or on behalf of, the  
21          employee. When the employee becomes vested in all of the contributions paid by, or  
22          on behalf of, the employee in the retirement system established under chapter 201,  
23          laws of 1937, the employee may no longer be a participating employee in that  
24          retirement system and shall immediately become a participating employee in the  
25          Wisconsin retirement system.

1           **SECTION 1545t.** 49.825 (5) of the statutes is created to read:

2           **49.825 (5)** TREATMENT OF FORMER COUNTY EMPLOYEES APPOINTED TO STATE  
3 EMPLOYEE POSITIONS IN THE UNIT ON OR AFTER THE EFFECTIVE DATE OF THIS SUBSECTION  
4 (TITLE) .... [LRB INSERTS DATE]. (intro.) All of the following shall apply to an employee  
5 who is appointed to a state employee position in the unit on or after the effective date  
6 of this subsection .... [LRB inserts date], and who, immediately prior to his or her  
7 appointment, was a county employee performing services for the unit:

8           (a) The employee shall serve any applicable probationary period under s.  
9 230.28, but shall have his or her seniority with the state computed by treating the  
10 employee's total service with the county as state service.

11           (b) Annual leave for the employee shall accrue at the rate provided in s. 230.35  
12 using the employee's state service computed under par. (a).

13           (c) 1. The employee shall remain a participating employee in the retirement  
14 system established under chapter 201, laws of 1937, until the employee becomes  
15 vested in all of the contributions paid by, or on behalf of, the employee in the  
16 retirement system. When the employee becomes vested in all of the contributions  
17 paid by, or on behalf of, the employee in the retirement system established under  
18 chapter 201, laws of 1937, the employee may no longer be a participating employee  
19 in that retirement system and shall immediately become a participating employee  
20 in the Wisconsin retirement system.

21           2. The secretary shall pay, on behalf of the employee, all required employer  
22 contributions under the retirement system established under chapter 201, laws of  
23 1937.

24           (d) The employee shall have his or her sick leave accrued with the state  
25 computed by treating the employee's unused balance of sick leave accrued with the

1 county as sick leave accrued in state service, but not to exceed the amount of sick  
2 leave the employee would have accrued in state service for the same period, if the  
3 employee is able to provide adequate documentation in accounting for sick leave used  
4 during the accrual period with the county. Sick leave that transfers under this  
5 paragraph is not subject to a right of conversion, under s. 40.05 (4) or otherwise, upon  
6 death or termination of creditable service for payment of health insurance benefits  
7 on behalf of the employee or the employee's dependents.

8 (e) The employee shall not be subject to s. 40.23 (2m) (er) and (3) (b).

9 **SECTION 1555m.** 49.847 (1) of the statutes is amended to read:

10 49.847 (1) Subject to ss. 49.497 (1) and 49.793 (1), the department of health  
11 services, or a county, multicounty consortium, as defined in s. 49.78 (1) (br), or elected  
12 governing body of a federally recognized American Indian tribe or band acting on  
13 behalf of the department, may recover benefits incorrectly paid under any of the  
14 programs administered by the department under this chapter.

15 **SECTION 1556m.** 49.847 (2) of the statutes is amended to read:

16 49.847 (2) The department, county, multicounty consortium, as defined in s.  
17 49.78 (1) (br), or elected governing body may recover an overpayment from a family  
18 or individual who continues to receive benefits under any program administered by  
19 the department under this chapter by reducing the family's or individual's benefit  
20 amount. Subject to s. 49.793 (1), the department may by rule specify other methods  
21 for recovering incorrectly paid benefits.

22 **SECTION 860.** 49.857 (1) (c) of the statutes is amended to read:

23 49.857 (1) (c) "Credentialing board" means a board, examining board or  
24 affiliated credentialing board in the department of ~~regulation and licensing~~ safety  
25 and professional services that grants a credential.



1           **SECTION 861.** 49.857 (2) (b) 1. of the statutes is amended to read:

2           49.857 **(2)** (b) 1. The circumstances under which the licensing authority or the  
3           licensing agency must restrict, limit, suspend, withhold, deny, refuse to grant or  
4           issue or refuse to renew or revalidate a license and guidelines for determining the  
5           appropriate action to take. The memorandum of understanding with the  
6           department of ~~regulation and licensing~~ safety and professional services shall include  
7           the circumstances under which the department of ~~regulation and licensing~~ safety  
8           and professional services shall direct a credentialing board to restrict, limit,  
9           suspend, withhold, deny or refuse to grant a credential and guidelines for  
10          determining the appropriate action to take. The guidelines under this subdivision  
11          for determining the appropriate action to take shall require the consideration of  
12          whether the action is likely to have an adverse effect on public health, safety or  
13          welfare or on the environment, and of whether the action is likely to adversely affect  
14          individuals other than the individual holding or applying for the license, such as  
15          employees of that individual.

16          **SECTION 862.** 49.857 (2) (b) 2. a. of the statutes is amended to read:

17          49.857 **(2)** (b) 2. a. Certifying to the licensing authority or licensing agency a  
18          delinquency in support or a failure to comply with a subpoena or warrant. The  
19          memorandum of understanding with the department of ~~regulation and licensing~~  
20          safety and professional services shall include procedures for the department of  
21          ~~regulation and licensing~~ safety and professional services to notify a credentialing  
22          board that a certification of delinquency in support or failure to comply with a  
23          subpoena or warrant has been made by the department of children and families with  
24          respect to an individual who holds or applied for a credential granted by the  
25          credentialing board.

1           **SECTION 863.** 49.857 (2) (b) 2. c. of the statutes is amended to read:

2           49.857 (2) (b) 2. c. Notifying the licensing authority or licensing agency that an  
3 individual has paid delinquent support or made satisfactory alternative payment  
4 arrangements or satisfied the requirements under a subpoena or warrant. The  
5 memorandum of understanding with the department of ~~regulation and licensing~~  
6 safety and professional services shall include procedures for the department of  
7 ~~regulation and licensing~~ safety and professional services to notify a credentialing  
8 board that an individual who holds or applied for a credential granted by the  
9 credentialing board has paid delinquent support or made satisfactory alternative  
10 payment arrangements or satisfied the requirements under a subpoena or warrant.

11           **SECTION 864.** 49.857 (2) (b) 3. a. of the statutes is amended to read:

12           49.857 (2) (b) 3. a. Restricting, limiting, suspending, withholding, denying,  
13 refusing to grant or issue or refusing to renew or revalidate a license. The  
14 memorandum of understanding with the department of ~~regulation and licensing~~  
15 safety and professional services shall include procedures for the department of  
16 ~~regulation and licensing~~ safety and professional services to direct a credentialing  
17 board to restrict, limit, suspend, withhold, deny or refuse to grant a credential.

18           **SECTION 865.** 49.857 (2) (b) 3. c. of the statutes is amended to read:

19           49.857 (2) (b) 3. c. Issuing or reinstating a license if the department of children  
20 and families notifies the licensing authority or licensing agency that an individual  
21 who was delinquent in making court-ordered payments of support has paid the  
22 delinquent support or made satisfactory alternative payment arrangements or that  
23 an individual who failed to comply with a subpoena or warrant has satisfied the  
24 requirements under the subpoena or warrant. The memorandum of understanding  
25 with the department of ~~regulation and licensing~~ safety and professional services

1 shall include procedures for the department of ~~regulation and licensing~~ safety and  
2 professional services to direct a credentialing board to grant or reinstate a credential  
3 if the department of children and families notifies the department of ~~regulation and~~  
4 ~~licensing~~ safety and professional services that an individual who holds or applied for  
5 a credential granted by the credentialing board has paid the delinquent support or  
6 made satisfactory alternative payment arrangements or that an individual who  
7 failed to comply with a subpoena or warrant has satisfied the requirements under  
8 the subpoena or warrant.

9 **SECTION 866.** 49.857 (3) (a) 1. of the statutes is amended to read:

10 49.857 (3) (a) 1. That a certification of delinquency in paying support will be  
11 made to a licensing authority, a licensing agency or, with respect to a credential  
12 granted by a credentialing board, the department of ~~regulation and licensing~~ safety  
13 and professional services.

14 **SECTION 867.** 49.857 (3) (am) 1. of the statutes is amended to read:

15 49.857 (3) (am) 1. That the individual's name has been placed on a certification  
16 list, which will be provided to a licensing authority, a licensing agency or, with respect  
17 to a credential granted by a credentialing board, the department of ~~regulation and~~  
18 ~~licensing~~ safety and professional services.

19 **SECTION 868.** 49.857 (3) (b) 1. of the statutes is amended to read:

20 49.857 (3) (b) 1. That a certification of the failure to comply with a subpoena  
21 or warrant will be made to a licensing authority, a licensing agency or, with respect  
22 to a credential granted by a credentialing board, the department of ~~regulation and~~  
23 ~~licensing~~ safety and professional services.

24 **SECTION 869.** 49.857 (3) (c) (intro.) of the statutes is amended to read:

1           49.857 (3) (c) (intro.) If the department of children and families provides a  
2 certification list to a licensing authority, a licensing agency or, with respect to a  
3 credential granted by a credentialing board, the department of ~~regulation and~~  
4 ~~licensing~~ safety and professional services, upon receipt of the list the licensing  
5 authority if the licensing authority agrees, the licensing agency or, with respect to  
6 a credential granted by a credentialing board, the department of ~~regulation and~~  
7 ~~licensing~~ safety and professional services shall do all of the following:

8           **SECTION 870.** 49.857 (3) (d) 1. of the statutes is amended to read:

9           49.857 (3) (d) 1. Subject to sub. (2) (d), if an individual who, on the basis of  
10 delinquent support, is denied a license or whose license, on the basis of delinquent  
11 support, is restricted, limited, suspended, or refused renewal or revalidation under  
12 a memorandum of understanding entered into under sub. (2) (b) pays the delinquent  
13 amount of support in full or makes satisfactory alternative payment arrangements,  
14 the department of children and families shall immediately notify the licensing  
15 authority or licensing agency to issue or reinstate the individual's license as provided  
16 in the memorandum of understanding. If the individual held or applied for a  
17 credential granted by a credentialing board, the department of ~~regulation and~~  
18 ~~licensing~~ safety and professional services shall, upon notice by the department of  
19 children and families, notify the credentialing board to grant or reinstate the  
20 individual's credential.

21           **SECTION 871.** 49.857 (3) (d) 2. of the statutes is amended to read:

22           49.857 (3) (d) 2. Subject to sub. (2) (d), if an individual who, on the basis of a  
23 failure to comply with a subpoena or warrant, is denied a license or whose license,  
24 on the basis of a failure to comply with a subpoena or warrant, is restricted, limited,  
25 suspended, or refused renewal or revalidation under a memorandum of

1 understanding entered into under sub. (2) (b) satisfies the requirements under the  
2 subpoena or warrant, the department of children and families shall immediately  
3 notify the licensing authority or licensing agency to issue or reinstate the individual's  
4 license as provided in the memorandum of understanding. If the individual held or  
5 applied for a credential granted by a credentialing board, the department of  
6 ~~regulation and licensing~~ safety and professional services shall, upon notice by the  
7 department of children and families, notify the credentialing board to grant or  
8 reinstate the individual's credential.

9 **SECTION 872.** 49.857 (4) of the statutes is amended to read:

10 49.857 (4) Each licensing agency shall enter into a memorandum of  
11 understanding with the department of children and families under sub. (2) (b) and  
12 shall cooperate with the department of children and families in its administration  
13 of s. 49.22. The department of ~~regulation and licensing~~ safety and professional  
14 services shall enter into a memorandum of understanding with the department of  
15 children and families on behalf of a credentialing board with respect to a credential  
16 granted by the credentialing board.

17 **SECTION 873.** 50.01 (1) (c) of the statutes is repealed.

18 **SECTION 874.** 50.01 (1g) (c) of the statutes is amended to read:

19 50.01 (1g) (c) A shelter facility as defined under s. ~~560.9808~~ 16.308 (1) (d).

20 **SECTION 875.** 50.02 (1) of the statutes is amended to read:

21 50.02 (1) DEPARTMENTAL AUTHORITY. The department may provide uniform,  
22 statewide licensing, inspection, and regulation of community-based residential  
23 facilities and nursing homes as provided in this subchapter. The department shall  
24 certify, inspect, and otherwise regulate adult family homes, as specified under ~~ss.~~  
25 ~~50.031~~ and s. 50.032 and shall license adult family homes, as specified under s.

1 50.033. Nothing in this subchapter may be construed to limit the authority of the  
2 department of ~~commerce~~ safety and professional services or of municipalities to set  
3 standards of building safety and hygiene, but any local orders of municipalities shall  
4 be consistent with uniform, statewide regulation of community-based residential  
5 facilities. The department may not prohibit any nursing home from distributing  
6 over-the-counter drugs from bulk supply. The department may consult with  
7 nursing homes as needed and may provide specialized consultations when requested  
8 by any nursing home, separate from its inspection process, to scrutinize any  
9 particular questions the nursing home raises. The department shall, by rule, define  
10 “specialized consultation”.

11 **SECTION 876.** 50.02 (2) (a) of the statutes is amended to read:

12 50.02 **(2)** (a) The department, by rule, shall develop, establish and enforce  
13 regulations and standards for the care, treatment, health, safety, rights, welfare and  
14 comfort of residents in community-based residential facilities and nursing homes  
15 and for the construction, general hygiene, maintenance and operation of those  
16 facilities which, in the light of advancing knowledge, will promote safe and adequate  
17 accommodation, care and treatment of residents in those facilities; and promulgate  
18 and enforce rules consistent with this section. Such standards and rules shall  
19 provide that intermediate care facilities, which have 16 or fewer beds may, if  
20 exempted from meeting certain physical plant, staffing and other requirements of  
21 the federal regulations, be exempted from meeting the corresponding provisions of  
22 the department’s standards and rules. The department shall consult with the  
23 department of ~~commerce~~ safety and professional services when developing  
24 exemptions relating to physical plant requirements.

25 **SECTION 877.** 50.031 of the statutes is repealed.

1           **SECTION 878.** 50.035 (2) (a) 3. of the statutes is amended to read:

2           50.035 **(2)** (a) 3. The department or the department of ~~commerce~~ safety and  
3 professional services may waive the requirement under subd. 1. or 2. for a  
4 community-based residential facility that has a smoke detection or sprinkler system  
5 in place that is at least as effective for fire protection as the type of system required  
6 under the relevant subdivision.

7           **SECTION 879.** 50.035 (2) (b) (intro.) of the statutes is amended to read:

8           50.035 **(2)** (b) (intro.) No facility may install a smoke detection system that fails  
9 to receive the approval of the department or of the department of ~~commerce~~ safety  
10 and professional services. At least one smoke detector shall be located at each of the  
11 following locations:

12           **SECTION 880.** 50.065 (2) (am) 3. of the statutes is amended to read:

13           50.065 **(2)** (am) 3. Information maintained by the department of ~~regulation and~~  
14 ~~licensing~~ safety and professional services regarding the status of the person's  
15 credentials, if applicable.

16           **SECTION 881.** 50.065 (2) (b) 3. of the statutes is amended to read:

17           50.065 **(2)** (b) 3. Information maintained by the department of ~~regulation and~~  
18 ~~licensing~~ safety and professional services regarding the status of the person's  
19 credentials, if applicable.

20           **SECTION 882.** 50.065 (4m) (a) 5. of the statutes is amended to read:

21           50.065 **(4m)** (a) 5. That, in the case of a position for which the person must be  
22 credentialed by the department of ~~regulation and licensing~~ safety and professional  
23 services, the person's credential is not current or is limited so as to restrict the person  
24 from providing adequate care to a client.

25           **SECTION 883.** 50.065 (4m) (b) 5. of the statutes is amended to read:

1           50.065 **(4m)** (b) 5. That, in the case of a position for which the person must be  
2           credentialed by the department of ~~regulation and licensing~~ safety and professional  
3           services, the person's credential is not current or is limited so as to restrict the person  
4           from providing adequate care to a client.

5           **SECTION 884.** 50.36 (1) of the statutes is amended to read:

6           50.36 **(1)** The department shall promulgate, adopt, amend and enforce such  
7           rules and standards for hospitals for the construction, maintenance and operation  
8           of the hospitals deemed necessary to provide safe and adequate care and treatment  
9           of the patients in the hospitals and to protect the health and safety of the patients  
10          and employees; and nothing contained herein shall pertain to a person licensed to  
11          practice medicine and surgery or dentistry. The building codes and construction  
12          standards of the department of ~~commerce~~ safety and professional services shall  
13          apply to all hospitals and the department may adopt additional construction codes  
14          and standards for hospitals, provided they are not lower than the requirements of  
15          the department of ~~commerce~~ safety and professional services. Except for the  
16          construction codes and standards of the department of ~~commerce~~ safety and  
17          professional services and except as provided in s. 50.39 (3), the department shall be  
18          the sole agency to adopt and enforce rules and standards pertaining to hospitals.

19          **SECTION 885.** 50.36 (6) of the statutes is amended to read:

20          50.36 **(6)** If the department receives a credible complaint that a pharmacy  
21          located in a hospital has violated its duty to dispense contraceptive drugs and devices  
22          under s. 450.095 (2), the department shall refer the complaint to the department of  
23          ~~regulation and licensing~~ safety and professional services.

24          **SECTION 886.** 51.03 (6) of the statutes is repealed.

25          **SECTION 1663p.** 51.20 (5) of the statutes is amended to read:



1           **51.20 (5) HEARING REQUIREMENTS.** The hearings which are required to be held  
2 under this chapter shall conform to the essentials of due process and fair treatment  
3 including the right to an open hearing, the right to request a closed hearing, the right  
4 to counsel, the right to present and cross-examine witnesses, the right to remain  
5 silent and the right to a jury trial if requested under sub. (11). The parent or guardian  
6 of a minor who is the subject of a hearing shall have the right to participate in the  
7 hearing and to be represented by counsel. All proceedings under this chapter shall  
8 be reported as provided in SCR 71.01. The court may determine to hold a hearing  
9 under this section at the institution at which the individual is detained, whether or  
10 not located in the same county as the court with which the petition was filed, unless  
11 the individual or his or her attorney objects. The court may determine whether the  
12 individual attends the hearing in person by videoconferencing, as defined in s. 885.52  
13 (3).

14           **SECTION 887.** 51.35 (5) of the statutes is amended to read:

15           **51.35 (5) RESIDENTIAL LIVING ARRANGEMENTS; TRANSITIONARY SERVICES.** The  
16 department and any person, director, or board authorized to discharge or transfer  
17 patients under this section shall ensure that a proper residential living arrangement  
18 and the necessary transitional services are available and provided for the patient  
19 being discharged or transferred. Under this subsection, a proper residential living  
20 arrangement may not include a shelter facility, as defined under s. ~~560.9808~~ 16.308  
21 (1) (d), unless the discharge or transfer to the shelter facility is made on an  
22 emergency basis for a period not to exceed 10 days.

23           **SECTION 888.** 51.42 (3) (a) of the statutes is amended to read:

24           **51.42 (3) (a) Creation.** Except as provided under s. 46.23 (3) (b), the county  
25 board of supervisors of any county, or the county boards of supervisors of 2 or more

1 contiguous counties, shall establish a county department of community programs on  
2 a single-county or multicounty basis to administer a community mental health,  
3 developmental disabilities, alcoholism and drug abuse program, make  
4 appropriations to operate the program and authorize the county department of  
5 community programs to apply for grants-in-aid under s. 51.423. The county  
6 department of community programs shall consist of a county community programs  
7 board, a county community programs director and necessary personnel.

8 **SECTION 889.** 51.42 (7) (a) 7. of the statutes is amended to read:

9 51.42 (7) (a) 7. Develop a program in consultation with the department of  
10 regulation and licensing safety and professional services to use voluntary,  
11 uncompensated services of licensed or certified professionals to assist the  
12 department of health services in evaluating community mental health programs in  
13 exchange for continuing education credits for the professionals under ss. 448.40 (2)  
14 (e) and 455.065 (5).

15 **SECTION 890.** 51.437 (4g) (a) of the statutes is amended to read:

16 51.437 (4g) (a) Except as provided under par. (b) and ss. 46.21 (2m) (b) and  
17 46.23 (3) (b), every county board of supervisors shall establish a county department  
18 of developmental disabilities services on a single-county or multicounty basis to  
19 furnish services within its county. ~~Adjacent counties,~~ Counties lacking the financial  
20 resources and professional personnel needed to provide or secure such services on a  
21 single-county basis, ~~may and shall be encouraged to~~ combine their energies and  
22 financial resources to provide these joint services and facilities with the approval of  
23 the department of health services. The county department of developmental  
24 disabilities services shall consist of a county developmental disabilities services

1 board, a county developmental disabilities services director and necessary  
2 personnel.

3 **SECTION 1667g.** 51.61 (1) (o) of the statutes is amended to read:

4 51.61 **(1)** (o) Except as otherwise provided, have a right not to be filmed or  
5 taped, unless the patient signs an informed and voluntary consent that specifically  
6 authorizes a named individual or group to film or tape the patient for a particular  
7 purpose or project during a specified time period. The patient may specify in the  
8 consent periods during which, or situations in which, the patient may not be filmed  
9 or taped. If a patient is adjudicated incompetent, the consent shall be granted on  
10 behalf of the patient by the patient's guardian. A patient in Goodland Hall at the  
11 Mendota Mental Health Institute, ~~or a patient detained or committed under ch. 980~~  
12 ~~and placed in a facility specified under s. 980.065, or a patient who is in the legal~~  
13 custody of or under the supervision of the department of corrections, may be subject  
14 to video surveillance or filmed or taped ~~for security purposes~~ without the patient's  
15 consent, except that such a patient may not be filmed in patient bedrooms or  
16 bathrooms without the patient's consent unless the patient is engaged in dangerous  
17 or disruptive behavior. A treatment activity involving a patient committed or  
18 detained under ch. 980 may be filmed or taped if the purpose of the recording is to  
19 assess the quality of the treatment activity or to facilitate clinical supervision of the  
20 staff involved in the treatment activity.

21 **SECTION 891.** 55.043 (4) (b) 5. of the statutes is amended to read:

22 55.043 **(4)** (b) 5. Refer the case to the department of ~~regulation and licensing~~  
23 safety and professional services if the financial exploitation, neglect, self-neglect, or  
24 abuse involves an individual who is required to hold a credential, as defined in s.  
25 440.01 (2) (a), under chs. 440 to 460.

1           **SECTION 892.** 59.27 (10) of the statutes is amended to read:

2           59.27 **(10)** To enforce in the county all general orders of the department of  
3       ~~commerce~~ safety and professional services relating to the sale, transportation and  
4       storage of explosives.

5           **SECTION 893.** 59.57 (1) (a) of the statutes is amended to read:

6           59.57 **(1)** (a) Subject to par. (b), the board may appropriate money for and create  
7       a county industrial development agency or to any nonprofit agency organized to  
8       engage or engaging in activities described in this paragraph, appoint an executive  
9       officer and provide a staff and facilities to promote and develop the resources of the  
10      county and of its component municipalities. To this end the agency may, without  
11      limitation because of enumeration, develop data regarding the industrial needs,  
12      advantages and sites in the county, acquaint the purchaser with the products of the  
13      county by promotional activities, coordinate its work with that of the county  
14      planning commission, the ~~department of commerce~~ Wisconsin Economic  
15      Development Corporation, and private credit development corporations, and do all  
16      things necessary to provide for the continued improvement of the industrial climate  
17      of the county.

18          **SECTION 894.** 59.57 (1) (b) of the statutes is amended to read:

19          59.57 **(1)** (b) If a county with a population of 500,000 or more appropriates  
20      money under par. (a) to fund nonprofit agencies, the county shall have a goal of  
21      expending 20% of the money appropriated for this purpose to fund a nonprofit agency  
22      that is actively managed by minority group members, as defined in s. ~~560.036~~ 16.287  
23      (1) (f), and that principally serves minority group members.

24          **SECTION 1679d.** 59.58 (6) of the statutes is repealed.

1           **SECTION 1679h.** 59.58 (7) of the statutes, as affected by 2011 Wisconsin Act ...  
2 (this act), is repealed.

3           **SECTION 1679p.** 59.58 (7) (e) (intro.) of the statutes is amended to read:

4           59.58 (7) (e) (intro.) ~~The~~ Subject to s. 77.9973 (2), the authority may impose the  
5 fees under subch. XIII of ch. 77. From the fees, the authority may do all of the  
6 following:

7           **SECTION 1679t.** 59.58 (7) (i) and (j) of the statutes are repealed.

8           **SECTION 1680m.** 59.605 (6) of the statutes is created to read:

9           59.605 (6) TEMPORARY SUSPENSION OF THE LIMIT. This section does not apply to  
10 a county's levy that is imposed in December 2011 or December 2012.

11           **SECTION 895.** 59.69 (4c) of the statutes is amended to read:

12           59.69 (4c) CONSTRUCTION SITE ORDINANCE LIMITS. Except as provided in s. ~~281.33~~  
13 ~~(3m) (f)~~ 101.1206 (5m), an ordinance that is enacted under sub. (4) may only include  
14 provisions that are related to construction site erosion control if those provisions are  
15 limited to sites where the construction activities do not include the construction of  
16 a building.

17           **SECTION 896.** 59.69 (15) (intro.) of the statutes is amended to read:

18           59.69 (15) COMMUNITY AND OTHER LIVING ARRANGEMENTS. (intro.) For purposes  
19 of this section, the location of a community living arrangement for adults, as defined  
20 in s. 46.03 (22), a community living arrangement for children, as defined in s. 48.743  
21 (1), a foster home, as defined in s. 48.02 (6), or an adult family home, as defined in  
22 s. 50.01 (1) ~~(a) or (b)~~, in any municipality, shall be subject to the following criteria:

23           **SECTION 897.** 59.691 (2) (b) 1. of the statutes is amended to read:

24           59.691 (2) (b) 1. A county is not required to give the notice under par. (a) at the  
25 time that it issues a building permit if the county issues the building permit on a

1 standard building permit form prescribed by the department of ~~commerce~~ safety and  
2 professional services.

3 **SECTION 1684p.** 59.875 of the statutes, as created by 2011 Wisconsin Act 10,  
4 is repealed and recreated to read:

5 **59.875 Payment of contributions in an employee retirement system of**  
6 **populous counties.** (1) In this section, “county” means any county having a  
7 population of 500,000 or more.

8 (2) (a) Beginning on the effective date of this subsection .... [LRB inserts date],  
9 in any employee retirement system of a county, except as otherwise provided in a  
10 collective bargaining agreement entered into under subch. IV of ch. 111 and except  
11 as provided in par. (b), employees shall pay half of all actuarially required  
12 contributions for funding benefits under the retirement system. The employer may  
13 not pay on behalf of an employee any of the employee’s share of the actuarially  
14 required contributions.

15 (b) 1. An employer shall pay, on behalf of a nonrepresented law enforcement or  
16 fire fighting managerial employee, who was initially employed by the employer  
17 before the effective date of this subdivision .... [LRB inserts date], the same  
18 contributions required by par. (a) that are paid by the employer for represented law  
19 enforcement or fire fighting personnel who were initially employed by the employer  
20 before the effective date of this subdivision .... [LRB inserts date].

21 2. An employer shall pay, on behalf of a represented law enforcement or fire  
22 fighting employee, who was initially employed by the employer before the effective  
23 date of this subdivision .... [LRB inserts date], and who on or after the effective date  
24 of this subdivision .... [LRB inserts date], became employed in a nonrepresented law  
25 enforcement or fire fighting managerial position with the employer, or a successor

1 employer in the event of a combined department that is created on or after the  
2 effective date of this subdivision .... [LRB inserts date], the same contributions  
3 required by par. (a) that are paid by the employer for represented law enforcement  
4 or fire fighting personnel who were initially employed by the employer before the  
5 effective date of this subdivision .... [LRB inserts date].

6 **SECTION 898.** 60.23 (4) (c) of the statutes is amended to read:

7 60.23 (4) (c) Coordinate its activities with the county planning commission, the  
8 ~~department of commerce~~ Wisconsin Economic Development Corporation, and  
9 private credit development organizations.

10 **SECTION 899.** 60.55 (1) (a) 5. of the statutes is created to read:

11 60.55 (1) (a) 5. Creating a combined protective services department under s.  
12 60.553.

13 **SECTION 900.** 60.553 of the statutes is created to read:

14 **60.553 Combined protective services. (1)** Any town may provide police and  
15 fire protection services by any of the following:

16 (a) A combined protective services department which is neither a police  
17 department under s. 60.56 (1) (a) nor a fire department under s. 60.55 (1) (a), and in  
18 which the same person may be required to perform police protection and fire  
19 protection duties without being required to perform police protection duties for more  
20 than 8 hours in each 24 hours except in emergency situations, as described under s.  
21 62.13 (7n).

22 (b) Persons in a police department or fire department who, alone or in  
23 combination with persons designated as police officers or fire fighters, may be  
24 required to perform police protection and fire protection duties without being

1 required to perform police protection duties for more than 8 hours in each 24 hours  
2 except in emergency situations, as described under s. 62.13 (7n).

3 **(2)** The governing body of a town acting under sub. (1) may designate any  
4 person required to perform police protection and fire protection duties under sub. (1)  
5 as primarily a police officer or fire fighter for purposes described in ss. 62.13 (7m),  
6 (7n), (10m), and (11) 891.45, 891.453, and 891.455.

7 **SECTION 901.** 60.56 (1) (a) 4. of the statutes is created to read:

8 60.56 **(1)** (a) 4. Creating a combined protective services department under s.  
9 60.553.

10 **SECTION 902.** 60.56 (1) (am) (intro.) of the statutes is amended to read:

11 60.56 **(1)** (am) (intro.) If a town board establishes a town police department  
12 under par. (a) 1. or 2. and does not create a board of police commissioners singly or  
13 in combination with another town, village or city, or if a town board establishes a  
14 combined protective services department under s. 60.553 and does not create a board  
15 of police and fire commissioners, the town may not suspend, reduce, suspend and  
16 reduce, or remove any police chief, chief of a combined protective services  
17 department, or other law enforcement officer who is not probationary, and for whom  
18 there is no valid and enforceable contract of employment or collective bargaining  
19 agreement which provides for a fair review prior to that suspension, reduction,  
20 suspension and reduction or removal, unless the town board does one of the  
21 following:

22 **SECTION 903.** 60.57 (1) (c) of the statutes is amended to read:

23 60.57 **(1)** (c) If the town has both a police and fire department, or a combined  
24 protective services department, establish a board of police and fire commissioners.

25 **SECTION 904.** 60.625 (2) (b) 1. of the statutes is amended to read:



1           60.625 **(2)** (b) 1. A town is not required to give the notice under par. (a) at the  
2 time that it issues a building permit if the town issues the building permit on a  
3 standard building permit form prescribed by the department of ~~commerce~~ safety and  
4 professional services.

5           **SECTION 905.** 60.63 (intro.) of the statutes is amended to read:

6           **60.63 Community and other living arrangements.** (intro.) For purposes  
7 of s. 60.61, the location of a community living arrangement for adults, as defined in  
8 s. 46.03 (22), a community living arrangement for children, as defined in s. 48.743  
9 (1), a foster home, as defined in s. 48.02 (6), or an adult family home, as defined in  
10 s. 50.01 (1) ~~(a) or (b)~~, in any town shall be subject to the following criteria:

11           **SECTION 906.** 60.71 (4) (b) of the statutes is amended to read:

12           60.71 **(4)** (b) The town board shall publish a class 2 notice, under ch. 985, of the  
13 hearing. The notice shall contain an announcement of the hearing and a description  
14 of the boundaries of the proposed town sanitary district. The town board shall mail  
15 the notice to the department of ~~commerce~~ safety and professional services and the  
16 department of natural resources at least 10 days prior to the hearing.

17           **SECTION 907.** 60.71 (4) (c) of the statutes is amended to read:

18           60.71 **(4)** (c) Any person may file written comments on the formation of the  
19 district with the town clerk. Any owner of property within the boundary of the  
20 proposed district may appear at the hearing and offer objections, criticisms or  
21 suggestions as to the necessity of the proposed district and the question of whether  
22 his or her property will be benefited by the establishment of the district. A  
23 representative of the department of ~~commerce~~ safety and professional services and  
24 of the department of natural resources may attend the hearing and advise the town  
25 board.

1           **SECTION 908.** 60.85 (14) of the statutes is repealed.

2           **SECTION 909.** 61.352 (2) (b) 1. of the statutes is amended to read:

3           61.352 **(2)** (b) 1. A village is not required to give the notice under par. (a) at the  
4 time that it issues a building permit if the village issues the building permit on a  
5 standard building permit form prescribed by the department of ~~commerce~~ safety and  
6 professional services.

7           **SECTION 910.** 61.65 (1) (am) (intro.) of the statutes is amended to read:

8           61.65 **(1)** (am) (intro.) If a village establishes a police department and does not  
9 create a board of police commissioners singly or in combination with another  
10 municipality, or if a village board establishes a combined protective services  
11 department under s. 61.66 and does not create a board of police and fire  
12 commissioners, the village may not suspend, reduce, suspend and reduce, or remove  
13 any police chief, chief of a combined protective services department, or other law  
14 enforcement officer who is not probationary, and for whom there is no valid and  
15 enforceable contract of employment or collective bargaining agreement which  
16 provides for a fair review prior to that suspension, reduction, suspension and  
17 reduction or removal, unless the village does one of the following:

18           **SECTION 911.** 61.66 (1) (a) and (b) and (2) of the statutes are amended to read:

19           61.66 **(1)** (a) A combined protective services department which is neither a  
20 police department under s. 61.65 (1) (a) nor a fire department under s. 61.65 (2) (a),  
21 ~~which was created prior to January 1, 1987,~~ and in which the same person may be  
22 required to perform police protection and fire protection duties without being  
23 required to perform police protection duties for more than 8 hours in each 24 hours  
24 except in emergency situations, as ~~specified~~ described under s. 62.13 (7n).

1 (b) Persons in a police department or fire department who, alone or in  
2 combination with persons designated as police officers or fire fighters, may be  
3 required to perform police protection and fire protection duties without being  
4 required to perform police protection duties for more than 8 hours in each 24 hours  
5 except in emergency situations, as ~~specified~~ described under s. 62.13 (7n), ~~if those~~  
6 ~~persons were required to perform those duties prior to January 1, 1987.~~

7 (2) The governing body of a village acting under sub. (1) may designate any  
8 person required to perform police protection and fire protection duties under sub. (1)  
9 as primarily a police officer or fire fighter for purposes of ~~s. described in ss. 62.13~~  
10 ~~(7m), (7n), (10m), and (11), 891.45, 891.453, or and 891.455.~~

11 **SECTION 912.** 62.09 (1) (a) of the statutes is amended to read:

12 62.09 (1) (a) The officers shall be a mayor, treasurer, clerk, comptroller,  
13 attorney, engineer, one or more assessors unless the city is assessed by a county  
14 assessor under s. 70.99, one or more constables as determined by the common  
15 council, a local health officer, as defined in s. 250.01 (5), or local board of health, as  
16 defined in s. 250.01 (3), street commissioner, board of police and fire commissioners  
17 except in cities where not applicable, chief of police except in a city ~~that has~~  
18 ~~contracted for all of its police protective services under s. 62.13 (2g) or has abolished~~  
19 ~~its police department under s. 62.13 (2s) where it is not applicable, chief of the fire~~  
20 ~~department except in a city that contracted for all of its fire protective services under~~  
21 ~~s. 62.13 (8) (b) where it is not applicable, chief of a combined protective services~~  
22 ~~department except in a city where it is not applicable, board of public works, 2~~  
23 alderpersons from each aldermanic district, and such other officers or boards as are  
24 created by law or by the council. If one alderperson from each aldermanic district  
25 is provided under s. 66.0211 (1), the council may, by ordinance adopted by a

1 two-thirds vote of all its members and approved by the electors at a general or special  
2 election, provide that there shall be 2 alderpersons from each aldermanic district.  
3 If a city creates a combined protective services department under s. 62.13 (2e) (a) 1.,  
4 it shall create the office of chief of such a department and shall abolish the offices of  
5 chief of police and chief of the fire department.

6 **SECTION 913.** 62.09 (13) (a) of the statutes is amended to read:

7 62.09 (13) (a) The chief of police shall have command of the police force of the  
8 city, or the chief of a combined protective services department created under s. 62.13  
9 (2e) (a) 1. shall have command of the combined protective services force, under the  
10 direction of the mayor. The chief shall obey all lawful written orders of the mayor  
11 or common council. The chief and each police officer or combined protective services  
12 officer shall possess the powers, enjoy the privileges and be subject to the liabilities  
13 conferred and imposed by law upon constables, and be taken as included in all writs  
14 and papers addressed to constables; shall arrest with or without process and with  
15 reasonable diligence take before the municipal judge or other proper court every  
16 person found in the city engaged in any disturbance of the peace or violating any law  
17 of the state or ordinance of the city and may command all persons present in that case  
18 to assist, and if any person, being so commanded, refuses or neglects to render  
19 assistance the person shall forfeit not exceeding \$10. They shall collect the same fees  
20 prescribed for sheriffs in s. 814.70 for similar services, unless a higher fee is  
21 applicable under s. 814.705 (1) (b).

22 **SECTION 914.** 62.09 (13) (b) of the statutes is amended to read:

23 62.09 (13) (b) The chief of police, or the chief of a combined protective services  
24 department created under s. 62.13 (2e) (a) 1., shall have charge of all city jails,

1 including that portion of any jail which is used by the city in a joint city–county  
2 building.

3 **SECTION 915.** 62.13 (2e) of the statutes is created to read:

4 **62.13 (2e) COMBINED PROTECTIVE SERVICES.** (a) A city may provide police and  
5 fire protection services by any of the following:

6 1. A combined protective services department which is neither a police  
7 department as otherwise constituted under this section nor a fire department as  
8 otherwise constituted under this section, in which the same person may be required  
9 to perform police protection and fire protection duties without being required to  
10 perform police protection duties for more than 8 hours in each 24 hours except in  
11 emergency situations, as described under sub. (7n).

12 2. Persons in a police department or fire department who, alone or in  
13 combination with persons designated as police officers or fire fighters, may be  
14 required to perform police protection and fire protection duties without being  
15 required to perform police protection duties for more than 8 hours in each 24 hours  
16 except in emergency situations, as described under sub. (7n).

17 (b) The governing body of a city acting under par. (a) may designate any person  
18 required to perform police protection and fire protection duties under par. (a) as  
19 primarily a police officer or fire fighter for purposes described in subs. (7m), (7n),  
20 (10m), and (11) and ss. 891.45, 891.453, and 891.455.

21 **SECTION 916.** 62.13 (2s) (a) of the statutes is amended to read:

22 **62.13 (2s) (a)** Subject to pars. (b) to (d), a city may abolish its police department  
23 or combined protective services department if it enters into a contract with a county  
24 under s. 59.03 (2) (e) for the county sheriff to provide law enforcement services in all  
25 parts of the city. If the city is located in more than one county, it may not abolish its

1 police department or combined protective services department under this paragraph  
2 unless the city enters into a contract under this paragraph with the county in which  
3 the greatest amount of the city's equalized value, population or territory is located.  
4 If a city that is located in more than one county enters into a contract with a county  
5 under this paragraph, the jurisdiction of the contracting county's sheriff and  
6 deputies includes the entire territory of the city.

7 **SECTION 917.** 62.13 (3) of the statutes is amended to read:

8 62.13 (3) CHIEFS. The board shall appoint the chief of police and the chief of the  
9 fire department or, if applicable, the chief of a combined protective services  
10 department, who shall hold their offices during good behavior, subject to suspension  
11 or removal by the board for cause.

12 **SECTION 918.** 62.13 (6) (a) 1. of the statutes is amended to read:

13 62.13 (6) (a) 1. To organize and supervise the fire and police, or combined  
14 protective services, departments and to prescribe rules and regulations for their  
15 control and management.

16 **SECTION 919.** 62.13 (6) (a) 2. of the statutes is amended to read:

17 62.13 (6) (a) 2. To contract for and purchase all necessary apparatus and  
18 supplies for the use of the departments under their supervision, exclusive of the  
19 erection and control of the police ~~and~~ station, fire station, and combined protective  
20 services station buildings.

21 **SECTION 920.** 62.13 (6) (a) 3. of the statutes is amended to read:

22 62.13 (6) (a) 3. To audit all bills, claims and expenses of the fire ~~and~~, police, and  
23 combined protective services departments before the same are paid by the city  
24 treasurer.

25 **SECTION 921.** 62.13 (6m) (intro.) of the statutes is amended to read:

1           62.13 **(6m)** (intro.) If a city of less than 4,000 population has not by ordinance  
2 applied subs. (1) to (6) to the city, the city may not suspend, reduce, suspend and  
3 reduce, or remove any police chief, combined protective services chief, or other law  
4 enforcement officer who is not probationary, and for whom there is no valid and  
5 enforceable contract of employment or collective bargaining agreement which  
6 provides for a fair review prior to that suspension, reduction, suspension and  
7 reduction or removal, unless the city does one of the following:

8           **SECTION 922.** 62.13 (7m) of the statutes is amended to read:

9           62.13 **(7m)** REST DAY. (a) The council of every city of the fourth class shall  
10 provide for, and the chief of the police or fire department, or the chief of the combined  
11 protective services department, shall assign to, each subordinate police officer, or  
12 each subordinate designated as primarily a police officer under sub. (2e) (b), in the  
13 service of such city one full rest day of 24 consecutive hours during each 192 hours,  
14 except in cases of positive necessity by some sudden and serious emergency, which,  
15 in the judgment of the chief of police, the fire chief, or the chief of the combined  
16 protective services department, demands that such day of rest not be given at such  
17 time. Arrangements shall be made so that each full rest day may be had at such time  
18 or times as will not impair the efficiency of the department.

19           (b) The council of every city of the second or third class shall provide for, and  
20 the chief of the police or fire department, or the chief of the combined protective  
21 services department, shall assign to, each subordinate police officer, or each  
22 subordinate designated as primarily a police officer under sub. (2e) (b), in the service  
23 of such city 2 full rest days of 24 consecutive hours each during each 192 hours, except  
24 in cases of positive necessity by some sudden and serious emergency, which, in the  
25 judgment of the chief of police, the fire chief, or the chief of the combined protective

1 services department, demands that any such day of rest not be given at such time.  
2 Arrangements shall be made so that each full rest day may be had at such time or  
3 times as will not impair the efficiency of the department. This section shall not apply  
4 to villages to which s. 61.65 is applicable.

5 **SECTION 923.** 62.13 (7n) of the statutes is amended to read:

6 **62.13 (7n) HOURS OF LABOR.** Except when a labor agreement under subch. IV  
7 of ch. 111 that governs hours of employment exists, the council of every 2nd, 3rd or  
8 4th class city shall provide for a working day of not more than 8 hours in each 24  
9 except in cases of positive necessity by some sudden and serious emergency, which,  
10 in the judgment of the chief of police, the fire chief, or the chief of the combined  
11 protective services department, demands that such workday shall be extended  
12 beyond the 8-hour period at such time; and, when such emergency ceases to exist,  
13 all overtime given during such emergency shall be placed to the credit of such  
14 subordinate police officer, or each subordinate designated as primarily a police  
15 officer under sub. (2e) (b), and compensatory time under s. 103.025 given therefor.

16 **SECTION 924.** 62.13 (10m) of the statutes is amended to read:

17 **62.13 (10m) RULES GOVERNING LEAVING CITY.** Subject to approval of the common  
18 council the fire chief, police chief, or the chief of the combined protective services  
19 department, may establish rules requiring subordinate fire fighters, or each  
20 subordinate designated as primarily a fire fighter under sub. (2e) (b), to obtain  
21 permission before leaving the city.

22 **SECTION 925.** 62.13 (11) of the statutes is amended to read:

23 **62.13 (11) FIRE FIGHTERS, REST DAY.** The common council of every 4th class city,  
24 having a population of 5,000 or more and a fire department, or a combined protective  
25 services department, shall provide for, and the chief of the fire department, police



1 department, or combined protective services department shall assign to each full  
2 paid subordinate member thereof of the fire department or subordinate designated  
3 as primarily a fire fighter under sub. (2e) (b), a period of 24 consecutive hours off duty  
4 during each 72 hours, except in cases of positive necessity by some sudden and  
5 serious fire, accident or other peril, which, in the judgment of the chief engineer or  
6 other officer in charge demands that the day of rest not be given at that time. The  
7 provisions of this section shall not apply to cities having a 2-platoon or double shift  
8 system. The provisions of this subsection apply to a person designated as primarily  
9 a fire fighter who is employed by a police department, as described in sub. (2e).

10 **SECTION 926.** 62.13 (12) of the statutes is amended to read:

11 62.13 (12) LEGISLATIVE INTENT. Section 62.13 and chapter 589, laws of 1921,  
12 chapter 423, laws of 1923, and chapter 586, laws of 1911, shall be construed as an  
13 enactment of statewide concern for the purpose of providing a uniform regulation of  
14 police and, fire, and combined protective services departments.

15 **SECTION 927.** 62.23 (7) (i) (intro.) of the statutes is amended to read:

16 62.23 (7) (i) *Community and other living arrangements.* (intro.) For purposes  
17 of this section, the location of a community living arrangement for adults, as defined  
18 in s. 46.03 (22), a community living arrangement for children, as defined in s. 48.743  
19 (1), a foster home, as defined in s. 48.02 (6), or an adult family home, as defined in  
20 s. 50.01 (1) ~~(a) or (b)~~, in any city shall be subject to the following criteria:

21 **SECTION 928.** 62.232 (2) (b) 1. of the statutes is amended to read:

22 62.232 (2) (b) 1. A city is not required to give the notice under par. (a) at the time  
23 that it issues a building permit if the city issues the building permit on a standard  
24 building permit form prescribed by the department of ~~commerce~~ safety and  
25 professional services.

1           **SECTION 1715h.** 62.50 (18) of the statutes is renumbered 62.50 (18) (a) and  
2 amended to read:

3           **62.50 (18) (a)** No chief officer of either department or member of the fire  
4 department may be deprived of any salary or wages for the period of time suspended  
5 preceding an investigation or trial, unless the charge is sustained. ~~No~~ Except as  
6 provided in par. (b), no member of the police force may be discharged or suspended  
7 under sub. (11) or (13) without pay or benefits until the matter that is the subject of  
8 the discharge or suspension is disposed of by the board or the time for appeal under  
9 sub. (13) passes without an appeal being made.

10           **SECTION 1715k.** 62.50 (18) (b) of the statutes is created to read:

11           **62.50 (18) (b)** Following a discharge or suspension under sub. (11) or (13), no  
12 member of the police force is entitled to any salary or wages from the department  
13 pending an appeal of the discharge or suspension to the board of fire and police  
14 commissioners if charges relating to an offense are also pending against the member  
15 and such charges arose out of the same conduct or incident that serves as the basis  
16 for the discharge or suspension. If the charges against the officer are dismissed, or  
17 if the officer is found not guilty of the charges, the officer shall be reinstated and  
18 entitled to pay as described in sub. (22).

19           **SECTION 1715p.** 62.623 of the statutes, as created by 2011 Wisconsin Act 10,  
20 is repealed and recreated to read:

21           **62.623 Payment of contributions in an employee retirement system of**  
22 **a 1st class city. (1)** Beginning on the effective date of this section .... [LRB inserts  
23 date], in any employee retirement system of a 1st class city, except as otherwise  
24 provided in a collective bargaining agreement entered into under subch. IV of ch. 111  
25 and except as provided in sub. (2), employees shall pay all employee required

1 contributions for funding benefits under the retirement system. The employer may  
2 not pay on behalf of an employee any of the employee's share of the required  
3 contributions.

4 (2) (a) An employer shall pay, on behalf of a nonrepresented law enforcement  
5 or fire fighting managerial employee, who was initially employed by the employer  
6 before the effective date of this paragraph .... [LRB inserts date], the same  
7 contributions required by sub. (1) that are paid by the employer for represented law  
8 enforcement or fire fighting personnel who were initially employed by the employer  
9 before the effective date of this paragraph .... [LRB inserts date].

10 (b) An employer shall pay, on behalf of a represented law enforcement or fire  
11 fighting employee, who was initially employed by the employer before the effective  
12 date of this paragraph .... [LRB inserts date], and who on or after the effective date  
13 of this paragraph .... [LRB inserts date], became employed in a nonrepresented law  
14 enforcement or fire fighting managerial position with the employer, or a successor  
15 employer in the event of a combined department that is created on or after the  
16 effective date of this paragraph .... [LRB inserts date], the same contributions  
17 required by sub. (1) that are paid by the employer for represented law enforcement  
18 or fire fighting personnel who were initially employed by the employer before the  
19 effective date of this paragraph .... [LRB inserts date].

20 **SECTION 929.** 66.0101 (11) of the statutes is amended to read:

21 66.0101 (11) Sections 62.13 and 62.50 and chapter 589, laws of 1921, and  
22 chapter 423, laws of 1923, shall be construed as enactments of statewide concern for  
23 the purpose of providing uniform regulation of police ~~and, fire, and combined~~  
24 protective services departments.

25 **SECTION 930.** 66.0211 (5) of the statutes is amended to read:

1           66.0211 (5) CERTIFICATION OF INCORPORATION. If a majority of the votes in an  
2 incorporation referendum are cast in favor of a village or city, the clerk of the circuit  
3 court shall certify the fact to the secretary of state and supply the secretary of state  
4 with a copy of a description of the legal boundaries of the village or city and the  
5 associated population and a copy of a plat of the village or city. Within 10 days of  
6 receipt of the description and plat, the secretary of state shall forward 2 copies to the  
7 department of transportation and one copy each to the department of  
8 administration, and the department of revenue ~~and the department of commerce~~.  
9 The secretary of state shall issue a certificate of incorporation and record the  
10 certificate.

11           **SECTION 1719d.** 66.0235 (5) of the statutes is amended to read:

12           66.0235 (5) APPORTIONMENT BOARD. The boards or councils of the local  
13 governmental units, or committees selected for that purpose, acting together,  
14 constitute an apportionment board. When a local governmental unit is dissolved  
15 because all of its territory is transferred the board or council of the local  
16 governmental unit existing at the time of dissolution shall, for the purpose of this  
17 section, continue to exist as the governing body of the local governmental unit until  
18 there has been an apportionment of assets by agreement of the interested local  
19 governmental units or by an order of the circuit court. After an agreement for  
20 apportionment of assets has been entered into between the interested local  
21 governmental units, or an order of the circuit court becomes final, a copy of the  
22 apportionment agreement, or of the order, certified to by the clerks of the interested  
23 local governmental units, shall be filed with the department of revenue, the  
24 department of natural resources, the department of transportation, the state  
25 superintendent of public instruction, the department of administration, and with

1 any other department or agency of the state from which the town may be entitled by  
2 law to receive funds or certifications or orders relating to the distribution or  
3 disbursement of funds, with the county treasurer, with the treasurer of any local  
4 governmental unit, or with any other entity from which payment would have become  
5 due if the dissolved local governmental unit had continued in existence. Subject to  
6 ss. 79.006 and 86.303 (4), ~~payments from the shared revenue account made pursuant~~  
7 ~~to ch. 79~~, payments of forest crop taxes under s. 77.05, of transportation aids under  
8 s. 20.395, of state aids for school purposes under ch. 121, payments for managed  
9 forest land under subch. VI of ch. 77 and all payments due from a department or  
10 agency of the state, from a county, from a local governmental unit, or from any other  
11 entity from which payments would have become due if the dissolved local  
12 governmental unit had continued in existence, shall be paid to the interested local  
13 governmental unit as provided by the agreement for apportionment of assets or by  
14 any order of apportionment by the circuit court and the payments have the same  
15 force and effect as if made to the dissolved local governmental unit.

16 **SECTION 1720b.** 66.0301 (1) (a) of the statutes is amended to read:

17 66.0301 (1) (a) Except as provided in pars. (b) and (c), in this section  
18 “municipality” means the state or any department or agency thereof, or any city,  
19 village, town, county, school district, public library system, public inland lake  
20 protection and rehabilitation district, sanitary district, farm drainage district,  
21 metropolitan sewerage district, sewer utility district, solid waste management  
22 system created under s. 59.70 (2), local exposition district created under subch. II of  
23 ch. 229, local professional baseball park district created under subch. III of ch. 229,  
24 local professional football stadium district created under subch. IV of ch. 229, local  
25 cultural arts district created under subch. V of ch. 229, ~~transit authority created~~

1 ~~under s. 66.1039~~, long-term care district under s. 46.2895, water utility district,  
2 mosquito control district, municipal electric company, county or city transit  
3 commission, commission created by contract under this section, taxation district,  
4 regional planning commission, housing authority created under s. 66.1201,  
5 redevelopment authority created under s. 66.1333, community development  
6 authority created under s. 66.1335, or city-county health department.

7 **SECTION 1720d.** 66.0304 (1) (b) of the statutes is amended to read:

8 66.0304 (1) (b) “Bond” means any bond, note or other obligation of a commission  
9 issued or entered into under this section, including any refunding bond or certificate  
10 of participation or lease-purchase, installment sale, or other financing agreement.

11 **SECTION 1720e.** 66.0304 (1) (e) of the statutes is amended to read:

12 66.0304 (1) (e) “Participant” means any public or private entity or  
13 unincorporated association, including a federally recognized Indian tribe or band,  
14 that contracts with a commission for the purpose of financing or refinancing a project  
15 that is owned, sponsored, or controlled by the public or private entity or  
16 unincorporated association.

17 **SECTION 1720f.** 66.0304 (1) (f) of the statutes is amended to read:

18 66.0304 (1) (f) “Political subdivision” means any city, village, town, or county  
19 in this state or any city, village, town, county, district, office, department, authority,  
20 agency, commission, or other similar governmental entity in another state or  
21 territory of the United States.

22 **SECTION 1720h.** 66.0304 (4) (i) of the statutes is amended to read:

23 66.0304 (4) (i) Make loans to, lease property from or to, or enter into any other  
24 kind of an agreement with a participant or other entity, in connection with financing  
25 or refinancing a project.

1           **SECTION 1720i.** 66.0304 (4) (k) of the statutes is amended to read:

2           66.0304 (4) (k) Assign or pledge any portion of its interests in projects,  
3 mortgages, deeds of trust, indentures of mortgage or trust, leases, purchase or sale  
4 agreements or other financing agreements, or similar instruments, bonds, notes, and  
5 security interests in property, of a participant, or contracts entered into or acquired  
6 in connection with bonds.

7           **SECTION 1720j.** 66.0304 (4) (p) of the statutes is amended to read:

8           66.0304 (4) (p) Purchase bonds issued by or on behalf of, or held by, any  
9 participant, the state or a department, authority, or agency of the state, or any  
10 political subdivision. Bonds purchased under this paragraph may be held by the  
11 commission or sold, in whole or in part, separately or together with other bonds  
12 issued by the commission.

13           **SECTION 1720L.** 66.0304 (5) (am) of the statutes is created to read:

14           66.0304 (5) (am) Notwithstanding par. (a), as an alternative to specifying the  
15 matters required to be specified in the bond resolution under par. (a), the resolution  
16 may specify members of the board or officers or employees of the commission, by  
17 name or position, to whom the commission delegates authority to determine which  
18 of the matters under specified par. (a), and any other matters that the commission  
19 deems appropriate, for inclusion in the trust agreement, indenture, or other  
20 agreement providing for issuance of the bonds as finally executed. A resolution  
21 under this paragraph shall specify at least all of the following:

- 22           1. The maximum principal amount of bonds to be issued.  
23           2. The maximum term of the bonds.  
24           3. The maximum interest rate to be borne by the bonds.

25           **SECTION 1720m.** 66.0304 (5) (d) of the statutes is amended to read:

1           66.0304 (5) (d) The proceeds of a bond issued under this section may be used  
2 for a project in one or more projects located within or outside of this state or any other  
3 state.

4           **SECTION 1720p.** 66.0304 (11) (a) of the statutes is amended to read:

5           66.0304 (11) (a) A commission may not authorize bonds to finance a capital  
6 improvement project unless a political subdivision within whose boundaries the  
7 project is to be located has approved the financing of the project. A commission may  
8 not authorize bonds to finance a capital improvement project in this state unless all  
9 of the political subdivisions within whose boundaries the project is to be located has  
10 approved the financing of the project. An approval under this paragraph may be  
11 made by the governing body of the political subdivision or, if the political subdivision  
12 is a 1st class city or a county in which a 1st class city is located, by the highest ranking  
13 executive or administrator of the political subdivision.

14           **SECTION 1720q.** 66.0304 (11) (e) 1. of the statutes is repealed.

15           **SECTION 1720s.** 66.0304 (11) (e) 2. of the statutes is renumbered 66.0304 (11)  
16 (e).

17           **SECTION 931.** 66.0309 (3) (a) 3. of the statutes is repealed.

18           **SECTION 1721u.** 66.0602 (1) (au) of the statutes is created to read:

19           66.0602 (1) (au) “Municipality” means a city, village, or town.

20           **SECTION 1722b.** 66.0602 (1) (d) of the statutes is renumbered 66.0602 (1) (d)  
21 (intro.) and amended to read:

22           66.0602 (1) (d) (intro.) “Valuation factor” means a percentage equal to the  
23 greater of either ~~3 percent or~~ the percentage change in the political subdivision’s  
24 January 1 equalized value due to new construction less improvements removed  
25 between the previous year and the current year: or one of the following:



1           **SECTION 1722c.** 66.0602 (1) (d) 1. of the statutes is created to read:

2           66.0602 (1) (d) 1. For the levy that is imposed in December 2011 and December  
3           2012, zero percent.

4           **SECTION 1722d.** 66.0602 (1) (d) 2. of the statutes is created to read:

5           66.0602 (1) (d) 2. For the levy that is imposed in December 2013 and in every  
6           succeeding December, 1.5 percent.

7           **SECTION 932.** 66.0602 (2) of the statutes is amended to read:

8           66.0602 (2) LEVY LIMIT. Except as provided in subs. (3), (4), and (5), no political  
9           subdivision may increase its levy in any year by a percentage that exceeds the  
10          political subdivision's valuation factor. The base amount in any year, to which the  
11          limit under this section applies, shall be the ~~maximum allowable~~ actual levy for the  
12          immediately preceding year. In determining its levy in any year, a city, village, or  
13          town shall subtract any tax increment that is calculated under s. 59.57 (3) (a), 60.85  
14          (1) (L), or 66.1105 (2) (i). The base amount in any year, to which the limit under this  
15          section applies, may not include any amount to which sub. (3) (e) 8. applies.

16          **SECTION 933.** 66.0602 (2m) of the statutes is created to read:

17          66.0602 (2m) NEGATIVE ADJUSTMENT. If a political subdivision's levy for the  
18          payment of any general obligation debt service, including debt service on debt issued  
19          or reissued to fund or refund outstanding obligations of the political subdivision and  
20          interest on outstanding obligations of the political subdivision, on debt originally  
21          issued before July 1, 2005, is less in the current year than it was in the previous year,  
22          the political subdivision shall reduce its levy limit in the current year by an amount  
23          equal to the amount that its levy was reduced as described in this subsection. This  
24          subsection does not apply to any political subdivision that does not increase its levy  
25          increase limit as allowed under sub. (3) (f) 1.

1           **SECTION 1724d.** 66.0602 (3) (cm) of the statutes is repealed.

2           **SECTION 1724h.** 66.0602 (3) (e) 9. of the statutes is created to read:

3           66.0602 **(3)** (e) 9. The political subdivision's share of any refund or rescission  
4 determined by the department of revenue and certified under s. 74.41 (5).

5           **SECTION 1724k.** 66.0602 (3) (f) of the statutes is created to read:

6           66.0602 **(3)** (f) 1. Subject to subd. 3., if a political subdivision's allowable levy  
7 under this section in 2010 was greater than its actual levy in 2010, the levy increase  
8 limit otherwise applicable under this section to the political subdivision in 2011 is  
9 increased by the difference between these 2 amounts, as determined by the  
10 department of revenue, up to a maximum increase of 0.5 percent of the actual levy  
11 in 2010.

12           2. Subject to subd. 3., if a political subdivision's allowable levy under this  
13 section in 2011 was greater than its actual levy in 2011, the levy increase limit  
14 otherwise applicable under this section to the political subdivision in 2012 is  
15 increased by the difference between these 2 amounts, as determined by the  
16 department of revenue, up to a maximum increase of 0.5 percent of the actual levy  
17 in 2011.

18           3. The adjustment described in subds. 1. and 2. may occur only if the political  
19 subdivision's governing body approves of the adjustment by one of the following  
20 methods:

21           a. With regard to a city, village, or county, if the governing body consists of at  
22 least 5 members, by a three-quarters majority vote of the governing body.

23           b. With regard to a city, village, or county, if the governing body consists of fewer  
24 than 5 members, by a two-thirds majority vote of the governing body.

1           c. With a regard to a town, by a majority vote of the annual town meeting, or  
2 a special town meeting, if the town board has adopted a resolution approving of the  
3 adjustment by a two-thirds majority vote of the town board.

4           4. If a political subdivision's allowable levy under this section in 2012, or any  
5 year thereafter, was greater than its actual levy in that year, the levy increase limit  
6 otherwise applicable under this section to the political subdivision in the next  
7 succeeding year is increased by the difference between the prior year's allowable levy  
8 and the prior year's actual levy, as determined by the department of revenue, up to  
9 a maximum increase of 0.5 percent of the actual levy in that prior year.

10           **SECTION 1724p.** 66.0602 (3) (j) of the statutes is created to read:

11           66.0602 (3) (j) 1. Subject to subd. 2., if a municipality experiences a shortfall  
12 in its general fund due to a loss of revenue received by the municipality from the sale  
13 of water or another commodity to a manufacturing facility as a result of the  
14 manufacturer discontinuing operations at the facility, the limit otherwise applicable  
15 under this section may be increased by the amount that the municipality levies to  
16 make up for the revenue shortfall.

17           2. The maximum adjustment claimed under subd. 1. shall equal the revenue  
18 received by the municipality from the sale of water or another commodity, as  
19 described in subd. 1., in the year prior to the year in which the manufacturing facility  
20 closed. A municipality may claim the adjustment in more than one year, except that  
21 the sum of all such adjustments may not exceed the revenue loss to the municipality's  
22 general fund in the year that the manufacturer discontinues operations at the  
23 facility.

24           **SECTION 1725c.** 66.0602 (7) of the statutes is repealed.

25           **SECTION 1725m.** 66.0615 (1m) (d) 7. of the statutes is created to read:

1           66.0615 **(1m)** (d) 7. Notwithstanding the provisions of subds. 1. and 2., any  
2 amount of room tax revenue that a municipality described under s. 77.994 (3) is  
3 required to spend on tourism promotion and development shall be forwarded to, and  
4 spent by, the municipality’s tourism entity, unless the municipality creates a  
5 commission and forwards the revenue to the commission.

6           **SECTION 1727d.** 66.0901 (1) (bm) of the statutes is created to read:

7           66.0901 **(1)** (bm) “Political subdivision” means a city, village, town, or county.

8           **SECTION 1727e.** 66.0901 (1m) of the statutes is created to read:

9           66.0901 **(1m)** METHOD OF BIDDING. (a) Except when necessary to secure federal  
10 aid, whenever a political subdivision lets a public contract by bidding, the political  
11 subdivision shall comply with all of the following:

12           1. The bidding shall be on the basis of sealed competitive bids.

13           2. The contract shall be awarded to the lowest responsible bidder.

14           (b) Except when necessary to secure federal aid, a political subdivision may not  
15 use a bidding method that gives preference based on the geographic location of the  
16 bidder or that uses criteria other than the lowest responsible bidder in awarding a  
17 contract.

18           **SECTION 1727i.** 66.0901 (10) of the statutes is created to read:

19           66.0901 **(10)** LIMITATION ON PERFORMANCE OF PUBLIC WORKS BY POLITICAL  
20 SUBDIVISIONS. (a) In this subsection, “public construction project” means any public  
21 construction, public works project, or construction–related services, including road,  
22 sewer, water, stormwater, wastewater, recycling, or bridge projects.

23           (b) 1. Notwithstanding ss. 59.52 (29), 60.47, 61.54, 62.15 (1) and (5), 66.0131,  
24 66.0301, 83.035, 83.04, and 86.25 and except as provided in subds. 2. and 3., a  
25 political subdivision may not use its own workforce to perform a highway

1 improvement project on a highway under its jurisdiction or a highway under the  
2 jurisdiction of another political subdivision if any of the following applies:

3 a. The project is funded, entirely or in part, with federal funds and construction  
4 commences after July 1, 2013.

5 b. The project is funded, entirely or in part, with state funds, not including  
6 general transportation aids provided under s. 86.30, and construction commences  
7 after July 1, 2015.

8 c. The project is performed by a county for or with a village or city.

9 2. The provisions of subd. 1. do not apply if any of the following applies:

10 a. The estimated cost of the project is less than \$100,000.

11 b. The project is in response to a public emergency, as formally declared by the  
12 chief elected official or governing body of the political subdivision.

13 c. All materials for the project are donated and all of the labor for the project  
14 is provided by unpaid volunteers.

15 d. The project is funded with local roads improvement program funds under s.  
16 86.31, performed by a county workforce on a town road, and the criteria and rules  
17 under s. 86.31 (6) (h) are satisfied.

18 e. The project is performed by a county under an individual project agreement  
19 approved prior to the effective date of this subd. 2. e. .... [LRB inserts date].

20 3. The provisions of subd. 1. do not apply to that portion of a county highway  
21 improvement project funded with county trunk highway improvement discretionary  
22 grant funds under s. 86.31 (3g) that is performed using county funds.

23 (c) 1. Notwithstanding ss. 59.52 (29), 60.47, 61.54, 62.15 (1) and (5), 66.0131,  
24 66.0301, 83.035, 83.04, and 86.25 and except as provided in par. (b) and subd. 2., a

1 political subdivision may not use its own workforce to perform a public construction  
2 project for or with another political subdivision.

3 2. The provisions of subd. 1. do not apply if any of the following applies:

4 a. The project is in response to a public emergency, as formally declared by the  
5 chief elected official or governing body of the political subdivision.

6 b. All materials for the project are donated and all of the labor for the project  
7 is provided by unpaid volunteers.

8 c. The project is pursuant to a public contract that is subject to the exception  
9 in s. 60.47 (4).

10 d. The project is performed by a county under an individual project agreement  
11 approved prior to the effective date of par. (b) 2. e. .... [LRB inserts date].

12 e. The project is funded with local roads improvement program funds under s.  
13 86.31, performed by a county workforce on a town road, and the criteria and rules  
14 under s. 86.31 (6) (h) are satisfied.

15 (d) Notwithstanding sub. (6), a political subdivision may not divide a highway  
16 improvement project or public construction project to avoid the requirements of pars.  
17 (b) and (c).

18 **SECTION 1727L.** 66.0901 (11) of the statutes is created to read:

19 **66.0901 (11) LIMITATION ON PERFORMANCE OF PRIVATE CONSTRUCTION WORK BY**  
20 **POLITICAL SUBDIVISIONS.** (a) In this subsection, “construction project” means a road,  
21 sewer, water, stormwater, wastewater, grading, parking lot, or other  
22 infrastructure–related project or the provision of construction–related services for  
23 such a project.

24 (b) A political subdivision may not use its own workforce to perform a  
25 construction project for which a private person is financially responsible.

1           **SECTION 1727m.** 66.0903 (1) (d) of the statutes is amended to read:

2           66.0903 (1) (d) “Local governmental unit” means a political subdivision of this  
3 state, a special purpose district in this state, an instrumentality or corporation of  
4 such a political subdivision or special purpose district, a combination or subunit of  
5 any of the foregoing or an instrumentality of the state and any of the foregoing.  
6 ~~“Local governmental unit” includes a regional transit authority created under s.~~  
7 ~~66.1039 and the southeastern regional transit authority created under s. 59.58 (7).~~

8           **SECTION 1727mb.** 66.0903 (1) (dr) of the statutes is amended to read:

9           66.0903 (1) (dr) “Minor service or maintenance work” means a project of public  
10 works that is limited to minor crack filling, chip or slurry sealing, or other minor  
11 pavement patching, not including overlays, that has a projected life span of no longer  
12 than 5 years or that is performed for a town and is not funded under s. 86.31,  
13 regardless of projected life span; the depositing of gravel on an existing gravel road  
14 applied solely to maintain the road; road shoulder maintenance; cleaning of drainage  
15 or sewer ditches or structures; or any other limited, minor work on public facilities  
16 or equipment that is routinely performed to prevent breakdown or deterioration.

17           **SECTION 1727mc.** 66.0903 (1) (em) of the statutes is created to read:

18           66.0903 (1) (em) “Multiple-trade project of public works” has the meaning  
19 given in s. 103.49 (1) (br).

20           **SECTION 1727md.** 66.0903 (1) (hm) of the statutes is created to read:

21           66.0903 (1) (hm) “Single-trade project of public works” has the meaning given  
22 in s. 103.49 (1) (em).

23           **SECTION 1727me.** 66.0903 (1m) of the statutes is created to read:

24           66.0903 (1m) STATEWIDE CONCERN; UNIFORMITY. (a) In this subsection, “publicly  
25 funded private construction project” means a construction project in which the

1 developer, investor, or owner of the project receives direct financial assistance from  
2 a local governmental unit for the erection, construction, repair, remodeling,  
3 demolition, including any alteration, painting, decorating, or grading, of a private  
4 facility, including land, a building, or other infrastructure. “Publicly funded private  
5 construction project” does not include a project of public works or a housing project  
6 involving the erection, construction, repair, remodeling, or demolition of any of the  
7 following:

8 1. A residential property, if the project is supported by affordable housing  
9 grants, home improvement grants, or grants from a local housing trust fund.

10 2. A residential property containing 4 dwelling units or less.

11 3. A residential property that contains retail, office, or commercial components,  
12 if the project is intended to increase the supply of affordable housing in a community.

13 (b) The legislature finds that the enactment of ordinances or other enactments  
14 by local governmental units requiring laborers, workers, mechanics, and truck  
15 drivers employed on projects of public works or on publicly funded private  
16 construction projects to be paid the prevailing wage rate and to be paid at least 1.5  
17 times their hourly basic rate of pay for hours worked in excess of the prevailing hours  
18 of labor would be logically inconsistent with, would defeat the purpose of, and would  
19 go against the spirit of this section and the repeal of s. 66.0904, 2009 stats. Therefore,  
20 this section shall be construed as an enactment of statewide concern for the purpose  
21 of providing uniform prevailing wage rate and prevailing hours of labor  
22 requirements throughout the state.

23 (c) A local governmental unit may not enact and administer an ordinance or  
24 other enactment requiring laborers, workers, mechanics, and truck drivers  
25 employed on projects of public works or on publicly funded private construction



1 projects to be paid the prevailing wage rate and to be paid at least 1.5 times their  
2 hourly basic rate of pay for hours worked in excess of the prevailing hours of labor  
3 or any similar ordinance or enactment. Any such ordinance or other enactment that  
4 is in effect on the day before the effective date of this subsection .... [LRB inserts  
5 date], is void.

6 **SECTION 1727mf.** 66.0903 (2) (c) of the statutes is amended to read:

7 66.0903 (2) (c) A project in which the completed facility is leased, purchased,  
8 lease purchased, or otherwise acquired by, or dedicated to, a local governmental unit  
9 in lieu of the local governmental unit contracting for the erection, construction,  
10 repair, remodeling, or demolition of the facility.

11 **SECTION 1727mi.** 66.0903 (3) (av) of the statutes is amended to read:

12 66.0903 (3) (av) In determining prevailing wage rates under par. (am) or (ar),  
13 the department may not use data from projects that are subject to this section, s.  
14 ~~66.0904, 103.49, or 103.50, or 40 USC 3142~~ unless the department determines that  
15 there is insufficient wage data in the area to determine those prevailing wage rates,  
16 in which case the department may use data from projects that are subject to this  
17 section, s. ~~66.0904, 103.49, or 103.50, or 40 USC 3142.~~ In determining prevailing  
18 wage rates under par. (am) or (ar), the department may not use data from any  
19 construction work that is performed by a local governmental unit or a state agency.

20 **SECTION 1727mj.** 66.0903 (3) (dm) of the statutes is amended to read:

21 66.0903 (3) (dm) A reference to the prevailing wage rates determined by the  
22 department ~~or a local governmental unit exempted under sub. (6)~~ and to the  
23 prevailing hours of labor shall be published in the notice issued for the purpose of  
24 securing bids for the project of public works. If any contract or subcontract for a  
25 project of public works is entered into, the prevailing wage rates determined by the

1 department ~~or exempted local governmental unit~~ and the prevailing hours of labor  
2 shall be physically incorporated into and made a part of the contract or subcontract,  
3 except that for a minor subcontract, as determined by the department, the  
4 department shall prescribe by rule the method of notifying the minor subcontractor  
5 of the prevailing wage rates and prevailing hours of labor applicable to the minor  
6 subcontract. The prevailing wage rates and prevailing hours of labor applicable to  
7 a contract or subcontract may not be changed during the time that the contract or  
8 subcontract is in force. No person performing the work described in sub. (4) may be  
9 paid less than the prevailing wage rate in the same or most similar trade or  
10 occupation determined under this subsection; nor may he or she be permitted to work  
11 a greater number of hours per day or per week than the prevailing hours of labor,  
12 unless he or she is paid for all hours worked in excess of the prevailing hours of labor  
13 at a rate of at least 1.5 times his or her hourly basic rate of pay.

14 **SECTION 1727mk.** 66.0903 (4) (b) (intro.) of the statutes is amended to read:

15 66.0903 (4) (b) (intro.) ~~Notwithstanding par. (a) 1., a~~ A laborer, worker,  
16 mechanic, or truck driver who is regularly employed to process, manufacture, pick  
17 up, or deliver materials or products from a commercial establishment that has a fixed  
18 place of business from which the establishment regularly supplies processed or  
19 manufactured materials or products or from a facility that is not dedicated  
20 exclusively, or nearly so, to a project of public works that is subject to this section is  
21 not entitled to receive the prevailing wage rate determined under sub. (3) or to  
22 receive at least 1.5 times his or her hourly basic rate of pay for all hours worked in  
23 excess of the prevailing hours of labor unless any of the following applies:

24 **SECTION 1727mL.** 66.0903 (4) (b) 1. of the statutes is amended to read:

1           66.0903 (4) (b) 1. The laborer, worker, mechanic, or truck driver is employed  
2 to go to the source of mineral aggregate such as sand, gravel, or stone that is to be  
3 ~~immediately incorporated into the work, and not stockpiled or further transported~~  
4 ~~by truck, pick up that mineral aggregate, and deliver that mineral aggregate to the~~  
5 site of a project of public works that is subject to this section by depositing the  
6 material ~~substantially in place, directly~~ in final place, from the transporting vehicle  
7 or through spreaders from the transporting vehicle.

8           **SECTION 1727n.** 66.0903 (5) (a) of the statutes is amended to read:

9           66.0903 (5) (a) A ~~single-trade~~ project of public works for which the estimated  
10 project cost of completion is ~~below \$25,000~~ less than \$48,000, a multiple-trade  
11 project of public works for which the estimated project cost of completion is less than  
12 \$100,000, or, in the case of a multiple-trade project of public works erected,  
13 constructed, repaired, remodeled, or demolished by a private contractor for a city or  
14 village having a population of less than 2,500 or for a town, a multiple-trade project  
15 of public works for which the estimated project cost of completion is less than  
16 \$234,000.

17           **SECTION 1727p.** 66.0903 (5) (b) of the statutes is amended to read:

18           66.0903 (5) (b) ~~A~~ Work performed on a project of public works in which the  
19 labor for the project is provided by unpaid volunteers for which the local  
20 governmental unit contracting for the project is not required to compensate any  
21 contractor, subcontractor, contractor's or subcontractor's agent, or individual for  
22 performing the work.

23           **SECTION 1727q.** 66.0903 (5) (f) of the statutes is created to read:

1           66.0903 (5) (f) A project of public works involving the erection, construction,  
2 repair, remodeling, or demolition of a residential property containing 2 dwelling  
3 units or less.

4           **SECTION 1727r.** 66.0903 (5) (g) of the statutes is created to read:

5           66.0903 (5) (g) A road, street, bridge, sanitary sewer, or water main project that  
6 is a part of a development in which not less than 90 percent of the lots contain or will  
7 contain 2 dwelling units or less, as determined by the local governmental unit at the  
8 time of approval of the development, and that, on completion, is acquired by, or  
9 dedicated to, a local governmental unit, including under s. 236.13 (2), for ownership  
10 or maintenance by the local governmental unit.

11          **SECTION 1727rm.** 66.0903 (6) of the statutes is repealed.

12          **SECTION 1727s.** 66.0903 (8) of the statutes is amended to read:

13          66.0903 (8) POSTING. For the information of the employees working on the  
14 project of public works, the prevailing wage rates determined by the department or  
15 ~~exempted local governmental unit~~, the prevailing hours of labor, and the provisions  
16 of subs. (10) (a) and (11) (a) shall be kept posted by the local governmental unit in at  
17 least one conspicuous and easily accessible place on the site of the project or, if there  
18 is no common site on the project, at the place normally used by the local  
19 governmental unit to post public notices.

20          **SECTION 1727t.** 66.0903 (10) (am) of the statutes is repealed.

21          **SECTION 1727u.** 66.0903 (10) (c) of the statutes is amended to read:

22          66.0903 (10) (c) If requested by any person, the department shall inspect the  
23 payroll records of any contractor, subcontractor, or agent performing work on a  
24 project of public works that is subject to this section as provided in this paragraph  
25 to ensure compliance with this section. ~~In the case of a request made by a person~~

1 performing the work specified in sub. (4), if the department finds that the contractor,  
2 subcontractor, or agent subject to the inspection is in compliance and that the request  
3 is frivolous, the department shall charge the person making the request the actual  
4 cost of the inspection. In the case of a request made by a person not performing the  
5 work specified in sub. (4), if the department finds that the contractor, subcontractor,  
6 or agent subject to the inspection is in compliance and that the request is frivolous,  
7 the department shall charge the person making the request \$250 or the actual cost  
8 of the inspection, whichever is greater. In order to find that a request is frivolous,  
9 the department must find that the person making the request made the request in  
10 bad faith, solely for the purpose of harassing or maliciously injuring the contractor,  
11 subcontractor, or agent subject to the inspection, or that the person making the  
12 request knew, or should have known, that there was no reasonable basis for believing  
13 that a violation of this section had been committed. On receipt of such a request, the  
14 department shall request the contractor, subcontractor, or agent to submit to the  
15 department a certified record of the information specified in par. (a), other than  
16 personally identifiable information relating to an employee of the contractor,  
17 subcontractor, or agent, for no longer than a 4-week period. The department may  
18 request a contractor, subcontractor, or agent to submit those records no more than  
19 once per calendar quarter for each project of public works on which the contractor,  
20 subcontractor, or agent is performing work. The department may not charge a  
21 requester a fee for obtaining that information. The department shall make available  
22 for public inspection certified records submitted to the department under this  
23 paragraph.

24 **SECTION 1727x.** 66.0903 (12) (a) of the statutes is amended to read:

1           66.0903 **(12)** (a) Except as provided under pars. (b) and (c), the department  
2 shall notify any local governmental unit applying for a determination under sub. (3)  
3 ~~and any local governmental unit exempted under sub. (6)~~ of the names of all persons  
4 whom the department has found to have failed to pay the prevailing wage rate  
5 determined under sub. (3) or has found to have paid less than 1.5 times the hourly  
6 basic rate of pay for all hours worked in excess of the prevailing hours of labor at any  
7 time in the preceding 3 years. The department shall include with each name the  
8 address of the person and shall specify when the person failed to pay the prevailing  
9 wage rate and when the person paid less than 1.5 times the hourly basic rate of pay  
10 for all hours worked in excess of the prevailing hours of labor. A local governmental  
11 unit may not award any contract to the person unless otherwise recommended by the  
12 department or unless 3 years have elapsed from the date the department issued its  
13 findings or the date of final determination by a court of competent jurisdiction,  
14 whichever is later.

15           **SECTION 1727y.** 66.0904 of the statutes is repealed.

16           **SECTION 934.** 66.0925 (14) of the statutes is amended to read:

17           66.0925 **(14)** CONSTRUCTION. Nothing in this section shall be construed as  
18 relieving, modifying, or interfering with the responsibilities for operating jails which  
19 are vested in sheriffs under s. 59.27 (1) and chiefs of police or chiefs of combined  
20 protective services departments under s. 62.09 (13) (b).

21           **SECTION 1729g.** 66.1039 of the statutes, as affected by 2011 Wisconsin Act ...  
22 (this act), is repealed.

23           **SECTION 1729r.** 66.1039 (4) (s) 1. of the statutes is amended to read:

24           66.1039 **(4)** (s) 1. Impose, by the adoption of a resolution by the board of  
25 directors, the taxes under subch. V of ch. 77 in the authority's jurisdictional area,

1 except that no taxes may be imposed under this paragraph unless the resolution of  
2 the board of directors is adopted prior to the effective date of this subdivision .... [LRB  
3 inserts date]. If an authority adopts a resolution to impose the taxes, it shall deliver  
4 a certified copy of the resolution to the department of revenue at least 120 days before  
5 its effective date. The authority may, by adoption of a resolution by the board of  
6 directors, repeal the imposition of taxes under subch. V of ch. 77 and shall deliver a  
7 certified copy of the repeal resolution to the department of revenue at least 120 days  
8 before its effective date.

9 **SECTION 935.** 66.1103 (4m) (a) 1. of the statutes is amended to read:

10 66.1103 **(4m)** (a) 1. The person, at least 30 days prior to entering into the  
11 revenue agreement, has given a notice of intent to enter into the agreement, on a  
12 form prescribed under s. 560.034 238.11 (1), to the ~~department of commerce~~  
13 Wisconsin Economic Development Corporation and to any collective bargaining  
14 agent in this state with whom the person has a collective bargaining agreement.

15 **SECTION 936.** 66.1103 (4m) (a) 2. of the statutes is amended to read:

16 66.1103 **(4m)** (a) 2. The municipality or county has received an estimate issued  
17 under s. 560.034 238.11 (5) (a), and the ~~department of commerce~~ Wisconsin Economic  
18 Development Corporation has estimated whether the project which the municipality  
19 or county would finance under the revenue agreement is expected to eliminate,  
20 create, or maintain jobs on the project site and elsewhere in this state and the net  
21 number of jobs expected to be eliminated, created, or maintained as a result of the  
22 project.

23 **SECTION 937.** 66.1103 (4m) (b) of the statutes is amended to read:

24 66.1103 **(4m)** (b) Any revenue agreement which an eligible participant enters  
25 into with a municipality or county to finance a project shall require the eligible

1 participant to submit to the ~~department of commerce~~ Wisconsin Economic  
2 Development Corporation within 12 months after the project is completed or 2 years  
3 after a revenue bond is issued to finance the project, whichever is sooner, on a form  
4 prescribed under s. ~~560.034~~ 238.11 (1), the net number of jobs eliminated, created,  
5 or maintained on the project site and elsewhere in this state as a result of the project.

6 **SECTION 938.** 66.1103 (4s) (a) 1. of the statutes is amended to read:

7 66.1103 (4s) (a) 1. “~~Department~~” “Corporation” means the ~~department of~~  
8 ~~commerce~~ Wisconsin Economic Development Corporation.

9 **SECTION 939.** 66.1103 (4s) (b) 3. of the statutes is amended to read:

10 66.1103 (4s) (b) 3. The employer shall certify compliance with this subsection  
11 to the ~~department~~ corporation, to the governing body of each municipality or county  
12 within which a lost job exists and to any collective bargaining agent in this state with  
13 which the employer has a collective bargaining agreement at the project site or at a  
14 site where a lost job exists.

15 **SECTION 940.** 66.1103 (4s) (b) 4. of the statutes is amended to read:

16 66.1103 (4s) (b) 4. The employer shall submit a report to the ~~department~~  
17 corporation every 3 months during the first year after the construction of the project  
18 is completed. The reports shall provide information about new jobs, lost jobs, and  
19 offers of employment made to persons who were formerly employed at lost jobs. The  
20 4th report shall be the final report. The form and content of the reports shall be  
21 prescribed by the ~~department~~ corporation under par. (d).

22 **SECTION 941.** 66.1103 (4s) (d) of the statutes is amended to read:

23 66.1103 (4s) (d) The ~~department~~ corporation shall administer this subsection  
24 and shall prescribe forms for certification and reports under par. (b).

25 **SECTION 942.** 66.1103 (10) (c) of the statutes is amended to read:



1           66.1103 (10) (c) A copy of the initial resolution together with a statement  
2           indicating when the public notice required under par. (b) was published shall be filed  
3           with the ~~secretary of commerce~~ Wisconsin Economic Development Corporation  
4           within 20 days following publication of notice. Prior to the closing of the bond issue,  
5           the ~~secretary~~ corporation may require additional information from the eligible  
6           participant or the municipality or county. After the closing of the bond issue, the  
7           ~~secretary~~ corporation shall be notified of the closing date, any substantive changes  
8           made to documents previously filed with the ~~secretary~~ corporation, and the principal  
9           amount of the financing.

10           **SECTION 943.** 66.1103 (10) (g) of the statutes is amended to read:

11           66.1103 (10) (g) Bonds may not be issued unless prior to adoption of an initial  
12           resolution a document which provides a good faith estimate of attorney fees which  
13           will be paid from bond proceeds is filed with the clerk of the municipality or county  
14           and the ~~department of commerce~~ Wisconsin Economic Development Corporation.

15           **SECTION 944.** 66.1104 of the statutes is repealed.

16           **SECTION 1740g.** 66.1105 (4) (gm) 4. c. of the statutes is amended to read:

17           66.1105 (4) (gm) 4. c. Except as provided in subs. (10) (c), ~~(16) (d)~~, and (17), the  
18           equalized value of taxable property of the district plus the value increment of all  
19           existing districts does not exceed 12 percent of the total equalized value of taxable  
20           property within the city. In determining the equalized value of taxable property  
21           under this subd. 4. c., the department of revenue shall base its calculations on the  
22           most recent equalized value of taxable property of the district that is reported under  
23           s. 70.57 (1m) before the date on which the resolution under this paragraph is  
24           adopted. If the department of revenue determines that a local legislative body  
25           exceeds the 12 percent limit described in this subd. 4. c., the department shall notify

1 the city of its noncompliance, in writing, not later than December 31 of the year in  
2 which the department receives the completed application or amendment forms  
3 described in sub. (5) (b).

4 **SECTION 1740i.** 66.1105 (5) (bt) of the statutes is created to read:

5 66.1105 (5) (bt) If the city of New Lisbon amends, or attempts to amend, the  
6 project plan of Tax Incremental District Number 12 on January 1, 2012, based on  
7 actions taken by the common council between July 1, 2011, and December 31, 2011,  
8 the tax incremental base of the district shall be redetermined by the department of  
9 revenue as if the district's project plan had been amended on January 1, 2012, except  
10 that the department of revenue may not certify a value increment under par. (b), that  
11 reflects the amendment to the district's plan, before 2012. In addition, the time limits  
12 specified for the city clerk in par. (b), and the provisions relating to the 12 percent  
13 limit findings requirement under sub. (4) (gm) 4. c., do not apply to an amendment  
14 to the project plan of Tax Incremental District Number 12 in the city of New Lisbon.

15 **SECTION 1740k.** 66.1105 (6) (a) (intro.) of the statutes is amended to read:

16 66.1105 (6) (a) (intro.) If the joint review board approves the creation of the tax  
17 incremental district under sub. (4m), and subject to par. (ae), positive tax increments  
18 with respect to a tax incremental district are allocated to the city which created the  
19 district or, in the case of a city or village that annexes or attaches a district created  
20 under sub. (16), to the annexing or attaching city or village. for each year  
21 commencing after the date when a project plan is adopted under sub. (4) (g). The  
22 department of revenue may not authorize allocation of tax increments until it  
23 determines from timely evidence submitted by the city that each of the procedures  
24 and documents required under sub. (4) (d) to (f) has been completed and all related  
25 notices given in a timely manner. The department of revenue may authorize

1 allocation of tax increments for any tax incremental district only if the city clerk and  
2 assessor annually submit to the department all required information on or before the  
3 2nd Monday in June. The facts supporting any document adopted or action taken  
4 to comply with sub. (4) (d) to (f) are not subject to review by the department of revenue  
5 under this paragraph. After the allocation of tax increments is authorized, the  
6 department of revenue shall annually authorize allocation of the tax increment to  
7 the city that created the district until the soonest of the following events:

8 **SECTION 945.** 66.1105 (13) of the statutes is repealed.

9 **SECTION 1741e.** 66.1105 (16) (a) 1. of the statutes is amended to read:

10 66.1105 (16) (a) 1. The town enters into a cooperative plan with a city or village,  
11 under s. 66.0307, under which part or all of the town will be annexed or attached by  
12 the city or village in the future.

13 **SECTION 1741ec.** 66.1105 (16) (a) 2. of the statutes is amended to read:

14 66.1105 (16) (a) 2. The city or village into which the town territory will be  
15 annexed or attached adopts a resolution approving the creation of the tax  
16 incremental district.

17 **SECTION 1741ee.** 66.1105 (16) (a) 3. of the statutes is amended to read:

18 66.1105 (16) (a) 3. The tax incremental district is located solely within territory  
19 that is to be annexed or attached by a city or village as described under subd. 1.

20 **SECTION 1741ej.** 66.1105 (16) (c) of the statutes is created to read:

21 66.1105 (16) (c) If a district created under this subsection is annexed or  
22 attached by a city or village it shall be administered by that city or village, and all  
23 of the following apply to the district as if it were created by that city or village:

24 1. The lifespan of the district and the allocation of tax increments under sub.

25 (6).

1           2. Except as provided in par. (e), the date on which the district terminates under  
2 sub. (7).

3           3. The creation date of the district by the town.

4           4. The project plan of the district.

5           5. The procedures to amend the district's project plan under sub. (4) (h).

6           6. The procedures to extend the life of the district under sub. (7) (am).

7           **SECTION 1741em.** 66.1105 (16) (d) of the statutes is created to read:

8           66.1105 **(16)** (d) The department of revenue may not include the equalized  
9 value of taxable property of a district created under this subsection when applying  
10 the 12 percent limit findings requirement under sub. (4) (gm) 4. c. to a city or village  
11 which annexes or attaches such a district.

12           **SECTION 1741ep.** 66.1105 (16) (e) of the statutes is created to read:

13           66.1105 **(16)** (e) If a city or village annexes or attaches a district created under  
14 this subsection before the last day on which the cooperative plan entered into under  
15 s. 66.0307 allows a boundary change, the district shall remain in existence at least  
16 through December 31 of the last calendar year of the period during which a boundary  
17 change could have occurred, notwithstanding sub. (7). The annexing or attaching  
18 city or village is responsible for all contracts, agreements, and obligations of the town  
19 related to the district.

20           **SECTION 1741es.** 66.1105 (16) (f) of the statutes is created to read:

21           66.1105 **(16)** (f) 1. Except as provided in subd. 2., if a city or village is in the  
22 process of annexing or attaching a district created under this subsection, but has not  
23 completed the process, the city or village may enter into a contract or agreement  
24 related to the district, with any person, or may assume an obligation of the district,

1 and the town would continue to receive any tax increments for which it is eligible  
2 until the annexation or attachment process is complete.

3 2. A contract, agreement, or obligation, as described under subd. 1., does not  
4 apply and may not be enforced until the annexation or attachment process is  
5 complete and the city or village begins to receive tax increments associated with the  
6 district.

7 **SECTION 946.** 66.1305 (2) (a) 1. of the statutes is amended to read:

8 66.1305 (2) (a) 1. “Arts incubator” has the meaning given in s. 44.60 41.60 (1)  
9 (a).

10 **SECTION 947.** 66.1305 (2) (b) 3. of the statutes is amended to read:

11 66.1305 (2) (b) 3. Apply for a grant or loan under s. 44.60 41.60 in connection  
12 with an arts incubator.

13 **SECTION 948.** 66.1333 (2m) (am) of the statutes is amended to read:

14 66.1333 (2m) (am) “Arts incubator” has the meaning given in s. 44.60 41.60 (1)  
15 (a).

16 **SECTION 949.** 66.1333 (2m) (d) 7. of the statutes is amended to read:

17 66.1333 (2m) (d) 7. Studying the feasibility of and initial design for an arts  
18 incubator, developing and operating an arts incubator, and applying for a grant or  
19 loan under s. 44.60 41.60 in connection with an arts incubator.

20 **SECTION 1745m.** 67.01 (5) of the statutes is amended to read:

21 67.01 (5) “Municipality” means any of the following which is authorized to levy  
22 a tax: a county, city, village, town, school district, board of park commissioners,  
23 technical college district, metropolitan sewerage district created under ss. 200.01 to  
24 200.15 or 200.21 to 200.65, town sanitary district under subch. IX of ch. 60, transit  
25 authority created under s. 66.1039, public inland lake protection and rehabilitation

1 district established under s. 33.23, 33.235, or 33.24, and any other public body  
2 empowered to borrow money and issue obligations to repay the money out of public  
3 funds or revenues. “Municipality” does not include the state.

4 **SECTION 950.** 67.05 (6a) (bg) 2. of the statutes is amended to read:

5 67.05 **(6a)** (bg) 2. The department of ~~commerce~~ safety and professional services  
6 shall determine for each grade level in which pupils attended school in a building  
7 described in subd. 1., the average cost per square foot for, and the average number  
8 of square feet per pupil included in, 2 recently constructed school buildings that were  
9 designed to serve pupils of that grade level, as selected by that department.

10 **SECTION 951.** 67.12 (12) (e) 2r. b. of the statutes is amended to read:

11 67.12 **(12)** (e) 2r. b. The department of ~~commerce~~ safety and professional  
12 services shall determine, for each grade level in which pupils attended school in a  
13 building described in subd. 2r. a., the average cost per square foot for, and the average  
14 number of square feet per pupil included in, 2 recently constructed school buildings  
15 that were designed to serve pupils of that grade level, as selected by that department.

16 **SECTION 1747n.** 70.11 (intro.) of the statutes is amended to read:

17 **70.11 Property exempted from taxation.** (intro.) The property described  
18 in this section is exempted from general property taxes if the property is exempt  
19 under sub. (1), (2), (18), (21), (27) or (30); if it was exempt for the previous year and  
20 its use, occupancy or ownership did not change in a way that makes it taxable; if the  
21 property was taxable for the previous year, the use, occupancy or ownership of the  
22 property changed in a way that makes it exempt and its owner, on or before March 1,  
23 files with the assessor of the taxation district where the property is located a form  
24 that the department of revenue prescribes or if the property did not exist in the  
25 previous year and its owner, on or before March 1, files with the assessor of the

1 taxation district where the property is located a form that the department of revenue  
2 prescribes. Except as provided in subs. ~~(3m)–(e)~~, (4) (b), (4a) (f), and (4d), leasing a  
3 part of the property described in this section does not render it taxable if the lessor  
4 uses all of the leasehold income for maintenance of the leased property or  
5 construction debt retirement of the leased property, or both, and, except for  
6 residential housing, if the lessee would be exempt from taxation under this chapter  
7 if it owned the property. Any lessor who claims that leased property is exempt from  
8 taxation under this chapter shall, upon request by the tax assessor, provide records  
9 relating to the lessor’s use of the income from the leased property. Property exempted  
10 from general property taxes is:

11 **SECTION 1747r.** 70.11 (2) of the statutes is amended to read:

12 **70.11 (2) MUNICIPAL PROPERTY AND PROPERTY OF CERTAIN DISTRICTS, EXCEPTION.**  
13 Property owned by any county, city, village, town, school district, technical college  
14 district, public inland lake protection and rehabilitation district, metropolitan  
15 sewerage district, municipal water district created under s. 198.22, joint local water  
16 authority created under s. 66.0823, ~~transit authority created under s. 59.58 (7) or~~  
17 ~~66.1039~~, long-term care district under s. 46.2895 or town sanitary district; lands  
18 belonging to cities of any other state used for public parks; land tax-deeded to any  
19 county or city before January 2; but any residence located upon property owned by  
20 the county for park purposes that is rented out by the county for a nonpark purpose  
21 shall not be exempt from taxation. Except as to land acquired under s. 59.84 (2) (d),  
22 this exemption shall not apply to land conveyed after August 17, 1961, to any such  
23 governmental unit or for its benefit while the grantor or others for his or her benefit  
24 are permitted to occupy the land or part thereof in consideration for the conveyance.

1 Leasing the property exempt under this subsection, regardless of the lessee and the  
2 use of the leasehold income, does not render that property taxable.

3 **SECTION 1748d.** 70.11 (3m) of the statutes is repealed.

4 **SECTION 1748de.** 70.114 (1) (b) of the statutes is renumbered 70.114 (1) (b) 1.  
5 and amended to read:

6 70.114 (1) (b) 1. ~~“Estimated value”~~, For land purchased before the effective date  
7 of this subdivision ... [LRB inserts date], “estimated value.” for the year during  
8 which land is purchased, means the purchase price and, for later years, means the  
9 value that was used for calculating the aid payment under this section for the prior  
10 year increased or decreased to reflect the annual percentage change in the equalized  
11 valuation of all property, excluding improvements, in the taxation district, as  
12 determined by comparing the most recent determination of equalized valuation  
13 under s. 70.57 for that property to the next preceding determination of equalized  
14 valuation under s. 70.57 for that property.

15 **SECTION 1748e.** 70.114 (1) (b) 2. of the statutes is created to read:

16 70.114 (1) (b) 2. For land purchased on or after the effective date of this  
17 subdivision ... [LRB inserts date], “estimated value,” for the year during which land  
18 is purchased, means the lesser of the purchase price or the determination of the  
19 land’s equalized valuation under s. 70.57 in the year before the year during which  
20 the land is purchased, increased or decreased to reflect the annual percentage  
21 change in the equalized valuation of all property, excluding improvements, in the  
22 taxation district, as determined by comparing the most recent determination of  
23 equalized valuation under s. 70.57 for that property, except that if the land was  
24 exempt from taxation in the year prior to the year during which the Department  
25 purchased the land “estimated value,” for the year during which the land is



1 purchased means the lesser of either the purchase price; or the land's equalized  
2 valuation under s. 70.57 or an amount that would result in a payment under sub. (4)  
3 that is equal to \$10 per acre, whichever is greater. "Estimated value," for later years,  
4 means the value that was used for calculating the aid payment under this section for  
5 the prior year increased or decreased to reflect the annual percentage change in the  
6 equalized valuation of all property, excluding improvements, in the taxation district,  
7 as determined by comparing the most recent determination of equalized valuation  
8 under s. 70.57 for that property to the next preceding determination of equalized  
9 valuation under s. 70.57 for that property.

10 **SECTION 1752n.** 71.01 (6) (u) of the statutes is amended to read:

11 71.01 (6) (u) For taxable years that begin after December 31, 2007, and before  
12 January 1, 2009, for natural persons and fiduciaries, except fiduciaries of nuclear  
13 decommissioning trust or reserve funds, "Internal Revenue Code" means the federal  
14 Internal Revenue Code as amended to December 31, 2007, excluding sections 103,  
15 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203  
16 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
17 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554,  
18 P.L. 106–573, section 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147,  
19 sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306,  
20 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101, 201, 211, 242, 244, 336, 337,  
21 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310,  
22 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of  
23 P.L. 109–59, section 301 of P.L. 109–73, sections 101, 105, 201 (a) as it relates to  
24 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, sections 101,  
25 207, 209, 503, 512, and 513 of P.L. 109–222, sections 811 and 844 of P.L. 109–280, P.L.

1 109–432, P.L. 110–28, P.L. 110–140, P.L. 110–141, P.L. 110–142, P.L. 110–166, and  
2 P.L. 110–172, and as amended by P.L. 110–245, excluding sections 110, 113, and 301  
3 of P.L. 110–245, and section 15316 of P.L. 110–246, section 301 of division B and  
4 section 313 of division C of P.L. 110–343, P.L. 110–458, section 1541 of division B of  
5 P.L. 111–5, and P.L. 111–192, and as indirectly affected by P.L. 99–514, P.L. 100–203,  
6 P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–280,  
7 P.L. 101–508, P.L. 102–90, P.L. 102–227, excluding sections 103, 104, and 110 of P.L.  
8 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150  
9 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.  
10 103–465, P.L. 104–7, P.L. 104–117, P.L. 104–188, excluding sections 1123 (b), 1202  
11 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.  
12 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L.  
13 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,  
14 P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L.  
15 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a) of P.L.  
16 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,  
17 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173,  
18 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,  
19 excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,  
20 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
21 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections  
22 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
23 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding  
24 section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it  
25 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L.

1 109–151, P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L.  
2 109–222, P.L. 109–227, P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280,  
3 P.L. 110–245, excluding sections 110, 113, and 301 of P.L. 110–245, and section 15316  
4 of P.L. 110–246, section 301 of division B and section 313 of division C of P.L. 110–343,  
5 P.L. 110–458, section 1541 of division B of P.L. 111–5, and P.L. 111–192. The Internal  
6 Revenue Code applies for Wisconsin purposes at the same time as for federal  
7 purposes. Amendments to the federal Internal Revenue Code enacted after  
8 December 31, 2007, do not apply to this paragraph with respect to taxable years  
9 beginning after December 31, 2007, and before January 1, 2009, except that changes  
10 to the Internal Revenue Code made by P.L. 110–245, excluding sections 110, 113, and  
11 301 of P.L. 110–245, and section 15316 of P.L. 110–246, section 301 of division B and  
12 section 313 of division C of P.L. 110–343, P.L. 110–458, section 1541 of division B of  
13 P.L. 111–5, and P.L. 111–192, and changes that indirectly affect the provisions  
14 applicable to this subchapter made by P.L. 110–245, excluding sections 110, 113, and  
15 301 of P.L. 110–245, and section 15316 of P.L. 110–246, section 301 of division B and  
16 section 313 of division C of P.L. 110–343, P.L. 110–458, section 1541 of division B of  
17 P.L. 111–5, and P.L. 111–192, apply for Wisconsin purposes at the same time as for  
18 federal purposes.

19 **SECTION 952.** 71.01 (6) (um) of the statutes is amended to read:

20 71.01 (6) (um) For taxable years that begin after December 31, 2008, and  
21 before January 1, 2011, for natural persons and fiduciaries, except fiduciaries of  
22 nuclear decommissioning trust or reserve funds, “Internal Revenue Code” means the  
23 federal Internal Revenue Code as amended to December 31, 2008, excluding sections  
24 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and  
25 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.

1 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554,  
2 P.L. 106–573, section 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147,  
3 sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306,  
4 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101, 102, 201, 211, 242, 244, 336,  
5 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309,  
6 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section  
7 11146 of P.L. 109–59, section 301 of P.L. 109–73, sections 101, 105, 201 (a) as it relates  
8 to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, sections 101,  
9 207, 209, 503, and 513 of P.L. 109–222, ~~section 844 of P.L. 109–280~~, P.L. 109–432, P.L.  
10 110–28, P.L. 110–140, P.L. 110–141, P.L. 110–142, P.L. 110–166, P.L. 110–172, P.L.  
11 110–185, P.L. 110–234, sections 110, 113, and 301 of P.L. 110–245, P.L. 110–246,  
12 except section 15316 of P.L. 110–246, P.L. 110–289, except section 3093 of P.L.  
13 110–289, P.L. 110–317, and P.L. 110–343, except section 301 of division B and section  
14 313 of division C of P.L. 110–343, and ~~P.L. 110–351~~ as amended by sections 1261,  
15 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, section 301  
16 of P.L. 111–147, P.L. 111–192, section 1601 of P.L. 111–203, section 215 of P.L.  
17 111–226, section 2112 of P.L. 111–240, and P.L. 111–325, and as indirectly affected  
18 by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179,  
19 P.L. 101–239, P.L. 101–280, P.L. 101–508, P.L. 102–90, P.L. 102–227, excluding  
20 sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66,  
21 excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,  
22 P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–117, P.L. 104–188,  
23 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.  
24 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.  
25 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections

1 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L.  
2 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections  
3 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L.  
4 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L.  
5 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L.  
6 108–218, P.L. 108–311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L.  
7 108–311, P.L. 108–357, excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422,  
8 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L.  
9 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
10 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146 of P.L.  
11 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding  
12 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
13 (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207,  
14 209, 503, and 513 of P.L. 109–222, P.L. 109–227, P.L. 109–280, ~~excluding section 844~~  
15 ~~of P.L. 109–280, P.L. 110–245, excluding sections 110, 113, and 301 of P.L. 110–245,~~  
16 ~~and section 15316 of P.L. 110–246, section 3093 of P.L. 110–289, section 301 of~~  
17 ~~division B and section 313 of division C of P.L. 110–343, P.L. 110–351, P.L. 110–458,~~  
18 ~~sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L.~~  
19 ~~111–5, section 301 of P.L. 111–147, P.L. 111–192, section 1601 of P.L. 111–203, section~~  
20 ~~215 of P.L. 111–226, section 2112 of P.L. 111–240, and P.L. 111–325.~~ The Internal  
21 Revenue Code applies for Wisconsin purposes at the same time as for federal  
22 purposes. Amendments to the federal Internal Revenue Code enacted after  
23 December 31, 2008, do not apply to this paragraph with respect to taxable years  
24 beginning after December 31, 2008, and before January 1, 2011, except that changes  
25 to the Internal Revenue Code made by sections 1261, 1262, 1401, 1402, 1521, 1522,

1 1531, and 1541 of division B of P.L. 111–5, section 301 of P.L. 111–147, P.L. 111–192,  
2 section 1601 of P.L. 111–203, section 215 of P.L. 111–226, section 2112 of P.L. 111–240,  
3 and P.L. 111–325, and changes that indirectly affect the provisions applicable to this  
4 subchapter made by sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of  
5 division B of P.L. 111–5, section 301 of P.L. 111–147, P.L. 111–192, section 1601 of P.L.  
6 111–203, section 215 of P.L. 111–226, section 2112 of P.L. 111–240, and P.L. 111–325,  
7 apply for Wisconsin purposes at the same time as for federal purposes.

8 **SECTION 1753d.** 71.01 (6) (un) of the statutes is created to read:

9 71.01 **(6)** (un) For taxable years that begin after December 31, 2010, for  
10 natural persons and fiduciaries, except fiduciaries of nuclear decommissioning trust  
11 or reserve funds, “Internal Revenue Code” means the federal Internal Revenue Code  
12 as amended to December 31, 2010, excluding sections 103, 104, and 110 of P.L.  
13 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,  
14 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3,  
15 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section  
16 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and  
17 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403  
18 (a) of P.L. 108–311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and  
19 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
20 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section  
21 301 of P.L. 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
22 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 503, and 513 of P.L.  
23 109–222, P.L. 109–432, except sections 117, 406, 409, 410, 412, 417, 418, 424, and 425  
24 of division A and section 403 of division C of P.L. 109–432, P.L. 110–28, except  
25 sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–140, sections 2,

1 3, and 5 of P.L. 110–142, P.L. 110–166, sections 3 (b) and 11 (b), (e), and (g) of P.L.  
2 110–172, P.L. 110–185, P.L. 110–234, section 301 of P.L. 110–245, P.L. 110–246,  
3 except sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, sections  
4 3071, 3081, and 3082 of P.L. 110–289, section 9 (e) of P.L. 110–317, P.L. 110–343,  
5 except sections 116, 208, 211, and 301 of division B and sections 313 and 504 of  
6 division C of P.L. 110–343, P.L. 111–5, except sections 1261, 1262, 1401, 1402, 1521,  
7 1522, 1531, and 1541 of division B of P.L. 111–5, section 201 of P.L. 111–147, P.L.  
8 111–148, except sections 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of  
9 P.L. 111–148, P.L. 111–152, except section 1407 of P.L. 111–152, P.L. 111–203, except  
10 section 1601 of P.L. 111–203, P.L. 111–226, except sections 215 and 217 of P.L.  
11 111–226, P.L. 111–240, except sections 2014, 2043, 2111, 2112, and 2113 of P.L.  
12 111–240, and P.L. 111–312, and as indirectly affected by P.L. 99–514, P.L. 100–203,  
13 P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–280,  
14 P.L. 101–508, P.L. 102–90, P.L. 102–227, excluding sections 103, 104, and 110 of P.L.  
15 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150  
16 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.  
17 103–465, P.L. 104–7, P.L. 104–117, P.L. 104–188, excluding sections 1123 (b), 1202  
18 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.  
19 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L.  
20 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,  
21 P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L.  
22 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a) of P.L.  
23 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,  
24 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173,  
25 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,

1 excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,  
2 excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of  
3 P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections  
4 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
5 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding  
6 section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it  
7 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L.  
8 109–151, P.L. 109–222, excluding sections 101, 207, 503, and 513 of P.L. 109–222,  
9 P.L. 109–227, P.L. 109–280, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425  
10 of division A and section 403 of division C of P.L. 109–432, sections 8215, 8231, 8232,  
11 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142, excluding sections 2, 3,  
12 and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b) and 11 (b), (e), and (g)  
13 of P.L. 110–172, P.L. 110–245, excluding section 301 of P.L. 110–245, sections 4,  
14 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, P.L. 110–289, excluding  
15 sections 3071, 3081, and 3082 of P.L. 110–289, P.L. 110–317, excluding section 9 (e)  
16 of P.L. 110–317, sections 116, 208, 211, and 301 of division B and sections 313 and 504  
17 of division C of P.L. 110–343, P.L. 110–351, P.L. 110–458, sections 1261, 1262, 1401,  
18 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, P.L. 111–92, P.L.  
19 111–147, excluding section 201 of P.L. 111–147, sections 1322, 1515, 9003, 9021,  
20 9022, 10108, 10908, and 10909 of P.L. 111–148, section 1407 of P.L. 111–152, P.L.  
21 111–192, section 1601 of P.L. 111–203, sections 215 and 217 of P.L. 111–226, sections  
22 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, and P.L. 111–325. The Internal  
23 Revenue Code applies for Wisconsin purposes at the same time as for federal  
24 purposes, except that changes made by section 209 of P.L. 109–222, sections 117, 406,  
25 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L.



1 109–432, sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L.  
2 110–142, excluding sections 2, 3, and 5 of P.L. 110–142, P.L. 110–172, excluding  
3 sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, sections 110 and 113 of P.L.  
4 110–245, sections 15312, 15313, 15314, and 15342 of P.L. 110–246, sections 3031,  
5 3032, 3033, 3041, 3051, 3052, 3061, and 3092 of P.L. 110–289, P.L. 110–317,  
6 excluding section 9 (e) of P.L. 110–317, sections 116, 208, and 211 of division B and  
7 section 504 of division C of P.L. 110–343, section 14 of P.L. 111–92, sections 531, 532,  
8 and 533 of P.L. 111–147, sections 10908 and 10909 of P.L. 111–148, and section 2043  
9 of P.L. 111–240 do not apply for taxable years beginning before January 1, 2011.  
10 Amendments to the federal Internal Revenue Code enacted after December 31, 2010,  
11 do not apply to this paragraph with respect to taxable years beginning after  
12 December 31, 2010.

13 **SECTION 953.** 71.01 (13) of the statutes is amended to read:

14 71.01 (13) “Wisconsin adjusted gross income” means federal adjusted gross  
15 income, with the modifications prescribed in s. 71.05 (6) to (12), (19), (20), and (24),  
16 (25), and (26).

17 **SECTION 1754r.** 71.05 (1) (c) 9. of the statutes is repealed.

18 **SECTION 1755d.** 71.05 (1) (c) 12. of the statutes is created to read:

19 71.05 (1) (c) 12. The Wisconsin Housing and Economic Development Authority,  
20 if the bonds or notes are issued to provide loans to a public affairs network under s.  
21 234.75 (4).

22 **SECTION 1755g.** 71.05 (6) (a) 15. of the statutes is amended to read:

23 71.05 (6) (a) 15. The amount of the credits computed under s. 71.07 (2dd), (2de),  
24 (2di), (2dj), (2dL), (2dm), (2dr), (2ds), (2dx), (2dy), (3g), (3h), (3n), (3p), (3q), (3r),  
25 (3rm), (3rn), (3s), (3t), (3w), (5e), (5f), (5h), (5i), (5j), (5k), (5n), (5r), (5rm), and (8r) and

1 not passed through by a partnership, limited liability company, or tax–option  
2 corporation that has added that amount to the partnership’s, company’s, or  
3 tax–option corporation’s income under s. 71.21 (4) or 71.34 (1k) (g).

4 **SECTION 954.** 71.05 (6) (b) 23. of the statutes is amended to read:

5 71.05 **(6)** (b) 23. Any increase in value of a tuition unit that is purchased under  
6 a tuition contract under s. ~~14.63~~ 16.64, except that the subtraction under this  
7 subdivision may not be claimed by any individual who received a refund under s.  
8 ~~14.63~~ 16.64 (7) (a) 2., 3. or 4.

9 **SECTION 955.** 71.05 (6) (b) 28. h. of the statutes is amended to read:

10 71.05 **(6)** (b) 28. h. No modification may be claimed under this subdivision for  
11 an amount paid for tuition expenses and mandatory student fees, as described under  
12 this subdivision, if the source of the payment is an amount withdrawn from a college  
13 savings account, as described in s. ~~14.64~~ 16.641 or from a college tuition and expenses  
14 program, as described in s. ~~14.63~~ 16.64, and if the owner of the account or a parent,  
15 grandparent, great–grandparent, aunt, or uncle of the beneficiary, who contributed  
16 to the account, has claimed a deduction under subd. 32. or 33. that relates to such  
17 an amount.

18 **SECTION 956.** 71.05 (6) (b) 31. of the statutes is amended to read:

19 71.05 **(6)** (b) 31. Any increase in value of a college savings account, as described  
20 in s. ~~14.64~~ 16.641, except that the subtraction under this subdivision may not be  
21 claimed by any individual who has made a nonqualified withdrawal, as described in  
22 s. ~~14.64~~ 16.641 (2) (e).

23 **SECTION 957.** 71.05 (6) (b) 32. (intro.) of the statutes is amended to read:

24 71.05 **(6)** (b) 32. (intro.) An amount paid into a college savings account, as  
25 described in s. ~~14.64~~ 16.641, by the owner of the account or by a parent, grandparent,

1 great-grandparent, aunt, or uncle of the beneficiary, if the beneficiary of the account  
2 is one of the following: the claimant; the claimant's child; the claimant's grandchild;  
3 the claimant's great-grandchild; or the claimant's niece or nephew; calculated as  
4 follows:

5 **SECTION 958.** 71.05 (6) (b) 33. (intro.) of the statutes is amended to read:

6 71.05 **(6)** (b) 33. (intro.) An amount paid into a college tuition and expenses  
7 program, as described in s. ~~14.63~~ 16.64, by the owner of the account or by a parent,  
8 grandparent, great-grandparent, aunt, or uncle of the beneficiary, if the beneficiary  
9 of the account is one of the following: the claimant; the claimant's child; the  
10 claimant's grandchild; the claimant's great-grandchild; or the claimant's niece or  
11 nephew; calculated as follows:

12 **SECTION 959.** 71.05 (8) (b) of the statutes is amended to read:

13 71.05 **(8)** (b) A Wisconsin net operating loss may be carried forward against  
14 Wisconsin taxable incomes of the next 15 taxable years, if the taxpayer was subject  
15 to taxation under this chapter in the taxable year in which the loss was sustained,  
16 to the extent not offset against other income of the year of loss and to the extent not  
17 offset against Wisconsin modified taxable income of any year between the loss year  
18 and the taxable year for which the loss carry-forward is claimed. In this paragraph,  
19 "Wisconsin modified taxable income" means Wisconsin taxable income with the  
20 following exceptions: a net operating loss deduction or offset for the loss year or any  
21 taxable year thereafter is not allowed, the deduction for long-term capital gains  
22 under ~~sub. subs.~~ (6) (b) 9. and 9m. and (25) is not allowed, the amount deductible for  
23 losses from sales or exchanges of capital assets may not exceed the amount  
24 includable in income for gains from sales or exchanges of capital assets and  
25 "Wisconsin modified taxable income" may not be less than zero.

1           **SECTION 960.** 71.05 (24) (a) 4. of the statutes is amended to read:

2           71.05 **(24)** (a) 4. “Qualified new business venture” means a business certified  
3 by the department of commerce under s. 238.20 or s. 560.2085, 2009 stats.

4           **SECTION 961.** 71.05 (25) of the statutes is created to read:

5           71.05 **(25)** CAPITAL GAINS EXCLUSION; WISCONSIN-SOURCE ASSETS. (a) In this  
6 subsection:

7           1. “Claimant” means an individual; an individual partner or member of a  
8 partnership, limited liability company, or limited liability partnership; or an  
9 individual shareholder of a tax-option corporation.

10          2. “Qualifying gain” means the gain realized from the sale of any asset which  
11 is a Wisconsin capital asset in the year it is purchased by the claimant and for at least  
12 2 of the subsequent 4 years; that is purchased after December 31, 2010; that is held  
13 for at least 5 uninterrupted years; and that is treated as a long-term gain under the  
14 Internal Revenue Code; except that a qualifying gain may not include any amount  
15 for which the claimant claimed a subtraction under sub. (24) (b) or any gain described  
16 under sub. (26) (b) 1.

17          3. “Wisconsin business” means a business certified by the Wisconsin Economic  
18 Development Corporation under s. 238.145.

19          4. “Wisconsin capital asset” means any of the following:

20           a. Real or tangible personal property that is located in this state and used in  
21 a Wisconsin business.

22           b. Stock or other ownership interest in a Wisconsin business.

23           (b) For taxable years beginning after December 31, 2015, for a Wisconsin  
24 capital asset that is purchased after December 31, 2010, and held for at least 5 years,

1 a claimant may subtract from federal adjusted gross income the lesser of one of the  
2 following amounts, to the extent that it is not subtracted under sub. (6) (b) 9. or 9m.:

3 1. The amount of the claimant's federal net capital gain as reported on Schedule  
4 D of the claimant's federal income tax return for the taxable year to which the claim  
5 relates, but this subdivision applies only if, in that taxable year, the claimant has a  
6 qualifying gain.

7 2. The amount of the claimant's qualifying gain in the year to which the claim  
8 relates.

9 **SECTION 962.** 71.05 (26) of the statutes is created to read:

10 **71.05 (26) INCOME TAX DEFERRAL; LONG-TERM WISCONSIN CAPITAL ASSETS.** (a) In  
11 this subsection:

12 1. "Claimant" means an individual; an individual partner or member of a  
13 partnership, limited liability company, or limited liability partnership; or an  
14 individual shareholder of a tax-option corporation.

15 2. "Financial institution" has the meaning given in s. 69.30 (1) (b).

16 3. "Long-term capital gain" means the gain realized from the sale of any capital  
17 asset held more than one year that is treated as a long-term gain under the Internal  
18 Revenue Code.

19 4. "Qualified Wisconsin business" means a business certified by the Wisconsin  
20 Economic Development Corporation under s. 238.146.

21 (b) For taxable years beginning after December 31, 2010, a claimant may  
22 subtract from federal adjusted gross income any amount of a long-term capital gain  
23 if the claimant does all of the following:

24 1. Deposits the gain into a segregated account in a financial institution.

1           2. Within 180 days after the sale of the asset that generated the gain, invests  
2 all of the proceeds in the account described under subd. 1. in a qualified Wisconsin  
3 business.

4           3. After making the investment as described under subd. 2., notifies the  
5 department, on a form prepared by the department, that the claimant will not  
6 declare on the claimant's income tax return the gain described under subd. 1. because  
7 the claimant has reinvested the capital gain as described under subd. 2. The form  
8 shall be sent to the department along with the claimant's income tax return for the  
9 year to which the claim relates.

10           (c) The basis of the investment described in par. (b) 2. shall be calculated by  
11 subtracting the gain described in par. (b) 1. from the amount of the investment  
12 described in par. (b) 2.

13           (d) If a claimant defers the payment of income taxes on a capital gain under this  
14 subsection, the claimant may not use the gain described under par. (b) 1. to net  
15 capital gains and losses, as described under sub. (10) (c).

16           (e) If a claimant claims the subtraction under this subsection, the claimant may  
17 not use the gain described under par. (b) 1. to claim a subtraction under sub. (24).

18           (f) If a claimant claims the subtraction under this subsection, the gain  
19 described under par. (b) 1. may not be used as a qualifying gain under sub. (25).

20           **SECTION 963.** 71.07 (2dd) (b) of the statutes is amended to read:

21           71.07 **(2dd)** (b) Except as provided in s. 73.03 (35), for any taxable year for  
22 which that person is certified under s. 560.765 (3), 2009 stats., and begins business  
23 operations in a zone under s. 560.71, 2009 stats., after July 29, 1995, or certified  
24 under s. 560.797 (4) (a), 2009 stats., for each zone for which the person is certified

1 or entitled a person may credit against taxes otherwise due under this subchapter  
2 employment–related day care expenses, up to \$1,200 for each qualifying individual.

3 **SECTION 964.** 71.07 (2de) (a) (intro.) of the statutes is amended to read:

4 71.07 (2de) (a) (intro.) Except as provided in s. 73.03 (35), for any taxable year  
5 for which a person is certified under s. 560.765 (3), 2009 stats., and begins business  
6 operations in a zone under s. 560.71, 2009 stats., after July 29, 1995, or certified  
7 under s. 560.797 (4) (a), 2009 stats., for each zone for which the person is certified  
8 or entitled the person may claim as a credit against taxes otherwise due under this  
9 subchapter an amount equal to 7.5% of the amount that the person expends to  
10 remove or contain environmental pollution, as defined in s. 299.01 (4), in the zone or  
11 to restore soil or groundwater that is affected by environmental pollution, as defined  
12 in s. 299.01 (4), in the zone if the person fulfills all of the following requirements:

13 **SECTION 965.** 71.07 (2de) (a) 1. of the statutes is amended to read:

14 71.07 (2de) (a) 1. Begins the work, other than planning and investigating, for  
15 which the credit is claimed after the area that includes the site where the work is  
16 done is designated a development zone under s. 560.71, 2009 stats., or an enterprise  
17 development zone under s. 560.797, 2009 stats., and after the claimant is certified  
18 under s. 560.765 (3), 2009 stats., or certified under s. 560.797 (4) (a), 2009 stats.

19 **SECTION 966.** 71.07 (2di) (a) (intro.) of the statutes is amended to read:

20 71.07 (2di) (a) (intro.) Except as provided in pars. (dm) and (f) and s. 73.03 (35),  
21 for any taxable year for which the person is entitled under s. 560.795 (3), 2009 stats.,  
22 to claim tax benefits, any person may claim as a credit against taxes otherwise due  
23 under this chapter 2.5% of the purchase price of depreciable, tangible personal  
24 property, or 1.75% of the purchase price of depreciable, tangible personal property

1 that is expensed under section 179 of the internal revenue code for purposes of the  
2 taxes under this chapter, except that:

3 **SECTION 967.** 71.07 (2di) (a) 1. of the statutes is amended to read:

4 71.07 **(2di)** (a) 1. The investment must be in property that is purchased after  
5 the person is entitled under s. 560.795 (3), 2009 stats., to claim tax benefits and that  
6 is used for at least 50% of its use in the conduct of the person's business operations  
7 at a location in a development zone under subch. VI of ch. 560, 2009 stats., or, if the  
8 property is mobile, the base of operations of the property for at least 50% of its use  
9 must be a location in a development zone.

10 **SECTION 968.** 71.07 (2di) (b) 2. of the statutes is amended to read:

11 71.07 **(2di)** (b) 2. If the claimant is located on an Indian reservation, as defined  
12 in s. 560.86 (5), 2009 stats. and is an American Indian, as defined in s. 560.86 (1),  
13 2009 stats. an Indian business, as defined in s. 560.86 (4), 2009 stats., or a tribal  
14 enterprise, and if the allowable amount of the credit under this subsection exceeds  
15 the taxes otherwise due under this chapter on or measured by the claimant's income,  
16 the amount of the credit not used as an offset against those taxes shall be certified  
17 to the department of administration for payment to the claimant by check, share  
18 draft or other draft. In this subdivision, "tribal enterprise" means a business that  
19 is at least 51% owned and controlled by the governing body of one or more Indian  
20 tribes, is actively managed by the governing body, or by the designee of the governing  
21 body, of one or more Indian tribes and is currently performing a useful business  
22 function.

23 **SECTION 969.** 71.07 (2di) (b) 3. of the statutes is amended to read:

24 71.07 **(2di)** (b) 3. Partnerships, limited liability companies and tax-option  
25 corporations may not claim the credit under this subsection, but the eligibility for,



1 and amount of, that credit shall be determined on the basis of their economic activity,  
2 not that of their shareholders, partners or members. The corporation, partnership  
3 or company shall compute the amount of the credit that may be claimed by each of  
4 its shareholders, partners or members and shall provide that information to each of  
5 its shareholders, partners or members. Partners, members of limited liability  
6 companies and shareholders of tax–option corporations may claim the credit based  
7 on the partnership’s, company’s or corporation’s activities in proportion to their  
8 ownership interest and may offset it against the tax attributable to their income from  
9 the partnership’s, company’s or corporation’s business operations in the  
10 development zone; except that partners, members, and shareholders in a  
11 development zone under s. 560.795 (1) (e), 2009 stats., may offset the credit against  
12 the amount of the tax attributable to their income from all of the partnership’s,  
13 company’s, or corporation’s business operations; and against the tax attributable to  
14 their income from the partnership’s, company’s or corporation’s directly related  
15 business operations.

16 **SECTION 970.** 71.07 (2di) (d) 1. of the statutes is amended to read:

17 71.07 (2di) (d) 1. A copy of a verification from the department of commerce that  
18 the claimant may claim tax benefits under s. 560.795 (3), 2009 stats.

19 **SECTION 971.** 71.07 (2di) (f) of the statutes is amended to read:

20 71.07 (2di) (f) If a person who is entitled under s. 560.795 (3), 2009 stats., to  
21 claim tax benefits becomes ineligible for such tax benefits, that person may claim no  
22 credits under this subsection for the taxable year that includes the day on which the  
23 person becomes ineligible for tax benefits or succeeding taxable years and that  
24 person may carry over no unused credits from previous years to offset tax under this

1 chapter for the taxable year that includes the day on which the person becomes  
2 ineligible for tax benefits or succeeding taxable years.

3 **SECTION 972.** 71.07 (2di) (g) of the statutes is amended to read:

4 71.07 **(2di)** (g) If a person who is entitled under s. 560.795 (3), 2009 stats., to  
5 claim tax benefits ceases business operations in the development zone during any of  
6 the taxable years that that zone exists, that person may not carry over to any taxable  
7 year following the year during which operations cease any unused credits from the  
8 taxable year during which operations cease or from previous taxable years.

9 **SECTION 973.** 71.07 (2dj) (am) (intro.) of the statutes is amended to read:

10 71.07 **(2dj)** (am) (intro.) Except as provided under par. (f) or s. 73.03 (35), for  
11 any taxable year for which the person is certified under s. 560.765 (3), 2009 stats.,  
12 for tax benefits, any person may claim as a credit against taxes otherwise due under  
13 this chapter an amount calculated as follows:

14 **SECTION 974.** 71.07 (2dj) (am) 4. a. of the statutes is amended to read:

15 71.07 **(2dj)** (am) 4. a. If certified under s. 560.765 (3), 2009 stats., for tax  
16 benefits before January 1, 1992, modify “qualified wages” as defined in section 51 (b)  
17 of the internal revenue code to exclude wages paid before the claimant is certified for  
18 tax benefits and to exclude wages that are paid to employees for work at any location  
19 that is not in a development zone under subch. VI of ch. 560, 2009 stats. For purposes  
20 of this subd. 4. a., mobile employees work at their base of operations and leased or  
21 rented employees work at the location where they perform services.

22 **SECTION 975.** 71.07 (2dj) (am) 4. b. of the statutes is amended to read:

23 71.07 **(2dj)** (am) 4. b. If certified under s. 560.765 (3), 2009 stats., for tax  
24 benefits after December 31, 1991, modify “qualified wages” as defined in section 51  
25 (b) of the internal revenue code to exclude wages paid before the claimant is certified

1 for tax benefits and to exclude wages that are paid to employees for work at any  
2 location that is not in a development zone under subch. VI of ch. 560, 2009 stats. For  
3 purposes of this subd. 4. b., mobile employees and leased or rented employees work  
4 at their base of operations.

5 **SECTION 976.** 71.07 (2dj) (am) 4c. of the statutes is amended to read:

6 71.07 **(2dj)** (am) 4c. Modify the rule for ineligible individuals under section 51  
7 (i) (1) of the internal revenue code to allow credit for the wages of related individuals  
8 paid by an Indian business, as defined in s. 560.86 (4), 2009 stats., or a tribal  
9 enterprise, as defined in sub. (2di) (b) 2., if the Indian business or tribal enterprise  
10 is located in a development zone designated under s. 560.71 (3) (c) 2., 2009 stats.

11 **SECTION 977.** 71.07 (2dj) (am) 4t. of the statutes is amended to read:

12 71.07 **(2dj)** (am) 4t. If certified under s. 560.765 (3), 2009 stats., for tax benefits  
13 before January 1, 1992, modify section 51 (i) (3) of the internal revenue code so that  
14 for leased or rented employees, except employees of a leasing agency certified for tax  
15 benefits who perform services directly for the agency in a development zone, the  
16 minimum employment periods apply to the time that they perform services in a  
17 development zone for a single lessee or renter, not to their employment by the leasing  
18 agency.

19 **SECTION 978.** 71.07 (2dj) (e) 1. of the statutes is amended to read:

20 71.07 **(2dj)** (e) 1. A copy of the claimant's certification for tax benefits under s.  
21 560.765 (3), 2009 stats.

22 **SECTION 979.** 71.07 (2dj) (e) 3. a. of the statutes is amended to read:

23 71.07 **(2dj)** (e) 3. a. If certified under s. 560.765 (3), 2009 stats., for tax benefits  
24 before January 1, 1992, a statement from the department of commerce verifying the  
25 amount of qualifying wages and verifying that the employees were hired for work

1 only in a development zone or are mobile employees whose base of operations is in  
2 a development zone.

3 **SECTION 980.** 71.07 (2dj) (e) 3. b. of the statutes is amended to read:

4 71.07 **(2dj)** (e) 3. b. If certified under s. 560.765 (3), 2009 stats., for tax benefits  
5 after December 31, 1991, a statement from the department of commerce verifying the  
6 amount of qualifying wages and verifying that the employees were hired for work  
7 only in a development zone or are mobile employees or leased or rented employees  
8 whose base of operations is in a development zone.

9 **SECTION 981.** 71.07 (2dL) (a) of the statutes is amended to read:

10 71.07 **(2dL)** (a) Except as provided in pars. (ag), (ar), (bm) and (f) and s. 73.03  
11 (35), for any taxable year for which the person is certified under s. 560.765 (3), 2009  
12 stats., for tax benefits, any person may claim as a credit against taxes otherwise due  
13 under this subchapter an amount equal to 2.5% of the amount expended by that  
14 person to acquire, construct, rehabilitate or repair real property in a development  
15 zone under subch. VI of ch. 560, 2009 stats.

16 **SECTION 982.** 71.07 (2dL) (ag) of the statutes is amended to read:

17 71.07 **(2dL)** (ag) If the credit under par. (a) is claimed for an amount expended  
18 to construct, rehabilitate, remodel or repair property, the claimant must have begun  
19 the physical work of construction, rehabilitation, remodeling or repair, or any  
20 demolition or destruction in preparation for the physical work, after the place where  
21 the property is located was designated a development zone under s. 560.71, 2009  
22 stats., and the completed project must be placed in service after the claimant is  
23 certified for tax benefits under s. 560.765 (3), 2009 stats. In this paragraph, “physical  
24 work” does not include preliminary activities such as planning, designing, securing

1 financing, researching, developing specifications or stabilizing the property to  
2 prevent deterioration.

3 **SECTION 983.** 71.07 (2dL) (ar) of the statutes is amended to read:

4 71.07 (2dL) (ar) If the credit under par. (a) is claimed for an amount expended  
5 to acquire property, the property must have been acquired by the claimant after the  
6 place where the property is located was designated a development zone under s.  
7 560.71, 2009 stats., and the completed project must be placed in service after the  
8 claimant is certified for tax benefits under s. 560.765 (3), 2009 stats., and the  
9 property must not have been previously owned by the claimant or a related person  
10 during the 2 years prior to the designation of the development zone under s. 560.71,  
11 2009 stats. No credit is allowed for an amount expended to acquire property until  
12 the property, either in its original state as acquired by the claimant or as  
13 subsequently constructed, rehabilitated, remodeled or repaired, is placed in service.

14 **SECTION 984.** 71.07 (2dL) (bm) of the statutes is amended to read:

15 71.07 (2dL) (bm) In calculating the credit under par. (a) a claimant shall reduce  
16 the amount expended to acquire property by a percentage equal to the percentage of  
17 the area of the real property not used for the purposes for which the claimant is  
18 certified to claim tax benefits under s. 560.765 (3), 2009 stats., and shall reduce the  
19 amount expended for other purposes by the amount expended on the part of the  
20 property not used for the purposes for which the claimant is certified to claim tax  
21 benefits under s. 560.765 (3), 2009 stats.

22 **SECTION 985.** 71.07 (2dL) (c) of the statutes is amended to read:

23 71.07 (2dL) (c) If the claimant is located on an Indian reservation, as defined  
24 in s. 560.86 (5), 2009 stats., and is an American Indian, as defined in s. 560.86 (1),  
25 2009 stats., an Indian business, as defined in s. 560.86 (4), 2009 stats., or a tribal

1 enterprise, as defined in sub. (2di) (b) 2., and if the allowable amount of the credit  
2 under par. (a) exceeds the taxes otherwise due under this chapter on or measured by  
3 the claimant's income, the amount of the credit not used as an offset against those  
4 taxes shall be certified to the department of administration for payment to the  
5 claimant by check, share draft or other draft.

6 **SECTION 986.** 71.07 (2dm) (a) 1. of the statutes is amended to read:

7 71.07 (2dm) (a) 1. "Certified" means entitled under s. 238.395 (3) (a) 4. or s.  
8 560.795 (3) (a) 4., 2009 stats., to claim tax benefits or certified under s. 238.395 (5),  
9 238.398 (5), or 238.3995 (4) or s. 560.795 (5), 2009 stats., s. 560.798 (3), 2009 stats.,  
10 or s. 560.7995 (4), 2009 stats.

11 **SECTION 987.** 71.07 (2dm) (a) 3. of the statutes is amended to read:

12 71.07 (2dm) (a) 3. "Development zone" means a development opportunity zone  
13 under s. 238.395 (1) (e) and (f) or 238.398 or s. 560.795 (1) (e) and (f), 2009 stats., or  
14 s. 560.798, 2009 stats., or an airport development zone under s. 238.3995 or s.  
15 560.7995, 2009 stats.

16 **SECTION 988.** 71.07 (2dm) (a) 4. of the statutes is amended to read:

17 71.07 (2dm) (a) 4. "Previously owned property" means real property that the  
18 claimant or a related person owned during the 2 years prior to the department of  
19 commerce or the Wisconsin Economic Development Corporation designating the  
20 place where the property is located as a development zone and for which the claimant  
21 may not deduct a loss from the sale of the property to, or an exchange of the property  
22 with, the related person under section 267 of the Internal Revenue Code, except that  
23 section 267 (b) of the Internal Revenue Code is modified so that if the claimant owns  
24 any part of the property, rather than 50% ownership, the claimant is subject to  
25 section 267 (a) (1) of the Internal Revenue Code for purposes of this subsection.

1           **SECTION 989.** 71.07 (2dm) (f) 1. of the statutes is amended to read:

2           71.07 **(2dm)** (f) 1. A copy of ~~a the verification from the department of commerce~~  
3 that the claimant may claim tax benefits under s. 238.395 (3) (a) 4. or s. 560.795 (3)  
4 (a) 4., 2009 stats., or is certified under s. 238.395 (5), 238.398 (3), or 238.3995 (4) or  
5 s. 560.795 (5), 2009 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats.

6           **SECTION 990.** 71.07 (2dm) (f) 2. of the statutes is amended to read:

7           71.07 **(2dm)** (f) 2. A statement from the department of commerce or the  
8 Wisconsin Economic Development Corporation verifying the purchase price of the  
9 investment and verifying that the investment fulfills the requirements under par.  
10 (b).

11           **SECTION 991.** 71.07 (2dm) (i) of the statutes is amended to read:

12           71.07 **(2dm)** (i) Partnerships, limited liability companies, and tax–option  
13 corporations may not claim the credit under this subsection, but the eligibility for,  
14 and the amount of, that credit shall be determined on the basis of their economic  
15 activity, not that of their shareholders, partners, or members. The corporation,  
16 partnership, or limited liability company shall compute the amount of credit that  
17 may be claimed by each of its shareholders, partners, or members and provide that  
18 information to its shareholders, partners, or members. Partners, members of limited  
19 liability companies, and shareholders of tax–option corporations may claim the  
20 credit based on the partnership’s, company’s, or corporation’s activities in proportion  
21 to their ownership interest and may offset it against the tax attributable to their  
22 income from the partnership’s, company’s, or corporation’s business operations in the  
23 development zone; except that partners, members, and shareholders in a  
24 development zone under s. 238.395 (1) (e) or s. 560.795 (1) (e), 2009 stats., may offset  
25 the credit against the amount of the tax attributable to their income.

1           **SECTION 992.** 71.07 (2dm) (j) of the statutes is amended to read:

2           71.07 **(2dm)** (j) If a person who is entitled under s. 238.395 (3) (a) 4. or s. 560.795  
3           (3) (a) 4., 2009 stats., to claim tax benefits becomes ineligible for such tax benefits,  
4           or if a person's certification under s. 238.395 (5), 238.398 (3), or 238.3995 (4) or s.  
5           560.795 (5), 2009 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats., is  
6           revoked, that person may claim no credits under this subsection for the taxable year  
7           that includes the day on which the person becomes ineligible for tax benefits, the  
8           taxable year that includes the day on which the certification is revoked, or succeeding  
9           taxable years, and that person may carry over no unused credits from previous years  
10          to offset tax under this chapter for the taxable year that includes the day on which  
11          the person becomes ineligible for tax benefits, the taxable year that includes the day  
12          on which the certification is revoked, or succeeding taxable years.

13          **SECTION 993.** 71.07 (2dm) (k) of the statutes is amended to read:

14          71.07 **(2dm)** (k) If a person who is entitled under s. 238.395 (3) (a) 4. or s.  
15          560.795 (3) (a) 4., 2009 stats., to claim tax benefits or certified under s. 238.395 (5),  
16          238.398 (3), or 238.3995 (4) or s. 560.795 (5), 2009 stats., s. 560.798 (3), 2009 stats.,  
17          or s. 560.7995 (4), 2009 stats., ceases business operations in the development zone  
18          during any of the taxable years that that zone exists, that person may not carry over  
19          to any taxable year following the year during which operations cease any unused  
20          credits from the taxable year during which operations cease or from previous taxable  
21          years.

22          **SECTION 994.** 71.07 (2dr) (a) of the statutes is amended to read:

23          71.07 **(2dr)** (a) *Credit.* Any person may credit against taxes otherwise due  
24          under this chapter an amount equal to 5% of the amount obtained by subtracting  
25          from the person's qualified research expenses, as defined in section 41 of the internal



1 revenue code, except that “qualified research expenses” include only expenses  
2 incurred by the claimant in a development zone under subch. VI of ch. 560, 2009  
3 stats., except that a taxpayer may elect the alternative computation under section  
4 41 (c) (4) of the Internal Revenue Code and that election applies until the department  
5 permits its revocation and except that “qualified research expenses” do not include  
6 compensation used in computing the credit under sub. (2dj) nor research expenses  
7 incurred before the claimant is certified for tax benefits under s. 560.765 (3), 2009  
8 stats., the person’s base amount, as defined in section 41 (c) of the internal revenue  
9 code, in a development zone, except that gross receipts used in calculating the base  
10 amount means gross receipts from sales attributable to Wisconsin under s. 71.04 (7)  
11 (b) 1. and 2., (df) 1. and 2., (dh) 1., 2., and 3., (dj) 1. and (dk) 1. and research expenses  
12 used in calculating the base amount include research expenses incurred before the  
13 claimant is certified for tax benefits under s. 560.765 (3), 2009 stats., in a  
14 development zone, if the claimant submits with the claimant’s return a copy of the  
15 claimant’s certification for tax benefits under s. 560.765 (3) 2009 stats., and a  
16 statement from the department of commerce verifying the claimant’s qualified  
17 research expenses for research conducted exclusively in a development zone. The  
18 rules under s. 73.03 (35) apply to the credit under this paragraph. The rules under  
19 sub. (2di) (f) and (g), as they apply to the credit under that subsection, apply to claims  
20 under this paragraph. Section 41 (h) of the internal revenue code does not apply to  
21 the credit under this paragraph.

22 **SECTION 995.** 71.07 (2dr) (b) of the statutes is amended to read:

23 71.07 **(2dr)** (b) *Development opportunity zones.* The development zones  
24 research credit under par. (a), as it applies to a person certified under s. 560.765 (3),  
25 2009 stats., applies to a person that conducts economic activity in a development

1 opportunity zone under s. 560.795 (1), 2009 stats., and that is entitled to tax benefits  
2 under s. 560.795 (3), 2009 stats., subject to the limits under s. 560.795 (2), 2009 stats.  
3 A development opportunity zone credit under this paragraph may be calculated  
4 using expenses incurred by a claimant beginning on the effective date under s.  
5 560.795 (2) (a), 2009 stats., of the development opportunity zone designation of the  
6 area in which the claimant conducts economic activity.

7 **SECTION 996.** 71.07 (2ds) (a) 1. of the statutes is amended to read:

8 71.07 (2ds) (a) 1. “Development zone” means a zone designated under s. 560.71,  
9 2009 stats.

10 **SECTION 997.** 71.07 (2ds) (b) of the statutes is amended to read:

11 71.07 (2ds) (b) Except as provided in pars. (dm) and (e) and s. 73.03 (35), for  
12 any taxable year for which the person is certified under s. 560.765 (3), 2009 stats.,  
13 for tax benefits, any person may claim as a credit against taxes otherwise due under  
14 this chapter the taxes paid under subchs. III and V of ch. 77 on their purchases, leases  
15 and rentals of eligible property. Partnerships, limited liability companies and  
16 tax–option corporations may not claim the credit under this subsection, but the  
17 eligibility for, and the amount of, that credit shall be determined on the basis of their  
18 economic activity, not that of their partners, members or shareholders. The  
19 partnership, limited liability company or corporation shall compute the amount of  
20 credit that may be claimed by each of its partners, members or shareholders and  
21 shall provide that information to each of its partners, members or shareholders.  
22 Partners, members of a limited liability company and shareholders of tax–option  
23 corporations may claim the credit based on the partnership’s, company’s or  
24 corporation’s activities in proportion to their ownership interest.

25 **SECTION 998.** 71.07 (2ds) (d) 1. of the statutes is amended to read:

1           71.07 **(2ds)** (d) 1. A copy of the claimant’s certification for tax benefits under  
2 s. 560.765 (3), 2009 stats.

3           **SECTION 999.** 71.07 (2dx) (a) 2. of the statutes is amended to read:

4           71.07 **(2dx)** (a) 2. “Development zone” means a development zone under s.  
5 238.30 or s. 560.70, 2009 stats., a development opportunity zone under s. 238.395 or  
6 s. 560.795, 2009 stats., an enterprise development zone under s. 238.397 or s.  
7 560.797, 2009 stats., an agricultural development zone under s. 238.398 or s.  
8 560.798, 2009 stats., or an airport development zone under s. 238.3995 or s.  
9 560.7995, 2009 stats.

10          **SECTION 1000.** 71.07 (2dx) (b) (intro.) of the statutes is amended to read:

11          71.07 **(2dx)** (b) *Credit.* (intro.) Except as provided in pars. (be) and (bg) and  
12 in s. 73.03 (35), and subject to s. 238.385 or s. 560.785, 2009 stats., for any taxable  
13 year for which the person is entitled under s. 238.395 (3) or s. 560.795 (3), 2009 stats.,  
14 to claim tax benefits or certified under s. 238.365 (3), 238.397 (4), 238.398 (3), or  
15 238.3995 (4) or s. 560.765 (3), 2009 stats., s. 560.797 (4), 2009 stats., s. 560.798 (3),  
16 2009 stats., or s. 560.7995 (4), 2009 stats., any person may claim as a credit against  
17 the taxes otherwise due under this chapter the following amounts:

18          **SECTION 1001.** 71.07 (2dx) (b) 2. of the statutes is amended to read:

19          71.07 **(2dx)** (b) 2. The amount determined by multiplying the amount  
20 determined under s. 238.385 (1) (b) or s. 560.785 (1) (b), 2009 stats., by the number  
21 of full-time jobs created in a development zone and filled by a member of a targeted  
22 group and by then subtracting the subsidies paid under s. 49.147 (3) (a) or the  
23 subsidies and reimbursements paid under s. 49.147 (3m) (c) for those jobs.

24          **SECTION 1002.** 71.07 (2dx) (b) 3. of the statutes is amended to read:

1           71.07 **(2dx)** (b) 3. The amount determined by multiplying the amount  
2 determined under s. 238.385 (1) (c) or s. 560.785 (1) (c), 2009 stats., by the number  
3 of full-time jobs created in a development zone and not filled by a member of a  
4 targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) or  
5 the subsidies and reimbursements paid under s. 49.147 (3m) (c) for those jobs.

6           **SECTION 1003.** 71.07 (2dx) (b) 4. of the statutes is amended to read:

7           71.07 **(2dx)** (b) 4. The amount determined by multiplying the amount  
8 determined under s. 238.385 (1) (bm) or s. 560.785 (1) (bm), 2009 stats., by the  
9 number of full-time jobs retained, as provided in the rules under s. 238.385 or s.  
10 560.785, 2009 stats., excluding jobs for which a credit has been claimed under sub.  
11 (2dj), in an enterprise development zone under s. 238.397 or s. 560.797, 2009 stats.,  
12 and for which significant capital investment was made and by then subtracting the  
13 subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid  
14 under s. 49.147 (3m) (c) for those jobs.

15           **SECTION 1004.** 71.07 (2dx) (b) 5. of the statutes is amended to read:

16           71.07 **(2dx)** (b) 5. The amount determined by multiplying the amount  
17 determined under s. 238.385 (1) (c) or s. 560.785 (1) (c), 2009 stats., by the number  
18 of full-time jobs retained, as provided in the rules under s. 238.385 or s. 560.785,  
19 2009 stats., excluding jobs for which a credit has been claimed under sub. (2dj), in  
20 a development zone and not filled by a member of a targeted group and by then  
21 subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and  
22 reimbursements paid under s. 49.147 (3m) (c) for those jobs.

23           **SECTION 1005.** 71.07 (2dx) (be) of the statutes is amended to read:

24           71.07 **(2dx)** (be) *Offset.* A claimant in a development zone under s. 238.395 (1)  
25 (e) or s. 560.795 (1) (e), 2009 stats., may offset any credits claimed under this

1 subsection, including any credits carried over, against the amount of the tax  
2 otherwise due under this subchapter attributable to all of the claimant's income and  
3 against the tax attributable to income from directly related business operations of  
4 the claimant.

5 **SECTION 1006.** 71.07 (2dx) (bg) of the statutes is amended to read:

6 71.07 **(2dx)** (bg) *Other entities.* For claimants in a development zone under s.  
7 238.395 (1) (e) or s. 560.795 (1) (e), 2009 stats., partnerships, limited liability  
8 companies, and tax-option corporations may not claim the credit under this  
9 subsection, but the eligibility for, and amount of, that credit shall be determined on  
10 the basis of their economic activity, not that of their shareholders, partners, or  
11 members. The corporation, partnership, or company shall compute the amount of  
12 the credit that may be claimed by each of its shareholders, partners, or members and  
13 shall provide that information to each of its shareholders, partners, or members.  
14 Partners, members of limited liability companies, and shareholders of tax-option  
15 corporations may claim the credit based on the partnership's, company's, or  
16 corporation's activities in proportion to their ownership interest and may offset it  
17 against the tax attributable to their income.

18 **SECTION 1007.** 71.07 (2dx) (c) of the statutes is amended to read:

19 71.07 **(2dx)** (c) *Credit precluded.* If the certification of a person for tax benefits  
20 under s. 238.365 (3), 238.397 (4), 238.398 (3), or 238.3995 (4) or s. 560.765 (3), 2009  
21 stats., s. 560.797 (4), 2009 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009  
22 stats., is revoked, or if the person becomes ineligible for tax benefits under s. 238.395  
23 (3) or s. 560.795 (3), 2009 stats., that person may not claim credits under this  
24 subsection for the taxable year that includes the day on which the certification is  
25 revoked; the taxable year that includes the day on which the person becomes

1 ineligible for tax benefits; or succeeding taxable years and that person may not carry  
2 over unused credits from previous years to offset tax under this chapter for the  
3 taxable year that includes the day on which certification is revoked; the taxable year  
4 that includes the day on which the person becomes ineligible for tax benefits; or  
5 succeeding taxable years.

6 **SECTION 1008.** 71.07 (2dx) (d) of the statutes is amended to read:

7 71.07 (2dx) (d) *Carry-over precluded.* If a person who is entitled under s.  
8 238.395 (3) or s. 560.795 (3), 2009 stats., to claim tax benefits or certified under s.  
9 238.365 (3), 238.397 (4), 238.398 (3), or 238.3995 (4) or s. 560.765 (3), 2009 stats., s.  
10 560.797 (4), 2009 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats., for  
11 tax benefits ceases business operations in the development zone during any of the  
12 taxable years that that zone exists, that person may not carry over to any taxable  
13 year following the year during which operations cease any unused credits from the  
14 taxable year during which operations cease or from previous taxable years.

15 **SECTION 1009.** 71.07 (2dy) (a) of the statutes is amended to read:

16 71.07 (2dy) (a) *Definition.* In this subsection, “claimant” means a person who  
17 files a claim under this subsection and is certified under s. 238.301 (2) or s. 560.701  
18 (2), 2009 stats., and authorized to claim tax benefits under s. 238.303 or s. 560.703,  
19 2009 stats.

20 **SECTION 1010.** 71.07 (2dy) (b) of the statutes is amended to read:

21 71.07 (2dy) (b) *Filing claims.* Subject to the limitations under this subsection  
22 and ss. 238.301 to 238.306 or ss. 560.701 to 560.706, 2009 stats., for taxable years  
23 beginning after December 31, 2008, a claimant may claim as a credit against the tax  
24 imposed under s. 71.02 or 71.08, up to the amount of the tax, the amount authorized  
25 for the claimant under s. 238.303 or s. 560.703, 2009 stats.

1           **SECTION 1011.** 71.07 (2dy) (c) 1. of the statutes is amended to read:

2           71.07 **(2dy)** (c) 1. No credit may be allowed under this subsection unless the  
3 claimant includes with the claimant's return a copy of the claimant's certification  
4 under s. 238.301 (2) or s. 560.701 (2), 2009 stats., and a copy of the claimant's notice  
5 of eligibility to receive tax benefits under s. 238.303 (3) or s. 560.703 (3), 2009 stats.

6           **SECTION 1012.** 71.07 (2dy) (c) 2. of the statutes is amended to read:

7           71.07 **(2dy)** (c) 2. Partnerships, limited liability companies, and tax–option  
8 corporations may not claim the credit under this subsection, but the eligibility for,  
9 and the amount of, the credit are based on their authorization to claim tax benefits  
10 under s. 238.303 or s. 560.703, 2009 stats. A partnership, limited liability company,  
11 or tax–option corporation shall compute the amount of credit that each of its  
12 partners, members, or shareholders may claim and shall provide that information  
13 to each of them. Partners, members of limited liability companies, and shareholders  
14 of tax–option corporations may claim the credit in proportion to their ownership  
15 interests.

16           **SECTION 1013.** 71.07 (2dy) (d) 2. of the statutes is amended to read:

17           71.07 **(2dy)** (d) 2. If a claimant's certification is revoked under s. 238.305 or s.  
18 560.705, 2009 stats., or if a claimant becomes ineligible for tax benefits under s.  
19 238.302 or s. 560.702, 2009 stats., the claimant may not claim credits under this  
20 subsection for the taxable year that includes the day on which the certification is  
21 revoked; the taxable year that includes the day on which the claimant becomes  
22 ineligible for tax benefits; or succeeding taxable years and the claimant may not  
23 carry over unused credits from previous years to offset the tax imposed under s. 71.02  
24 or 71.08 for the taxable year that includes the day on which certification is revoked;

1 the taxable year that includes the day on which the claimant becomes ineligible for  
2 tax benefits; or succeeding taxable years.

3 **SECTION 1014.** 71.07 (3g) (a) (intro.) of the statutes is amended to read:

4 71.07 **(3g)** (a) (intro.) Subject to the limitations under this subsection and ss.  
5 73.03 (35m) and 238.23 and s. 560.96, 2009 stats., a business that is certified under  
6 s. 238.23 (3) or s. 560.96 (3), 2009 stats., may claim as a credit against the taxes  
7 imposed under s. 71.02 an amount equal to the sum of the following, as established  
8 under s. 238.23 (3) (c) or s. 560.96 (3) (c), 2009 stats.:

9 **SECTION 1015.** 71.07 (3g) (b) of the statutes is amended to read:

10 71.07 **(3g)** (b) The department of revenue shall notify the department of  
11 commerce or the Wisconsin Economic Development Corporation of all claims under  
12 this subsection.

13 **SECTION 1016.** 71.07 (3g) (e) 2. of the statutes is amended to read:

14 71.07 **(3g)** (e) 2. The investments that relate to the amount described under par.  
15 (a) 2. for which a claimant makes a claim under this subsection must be retained for  
16 use in the technology zone for the period during which the claimant's business is  
17 certified under s. 238.23 (3) or s. 560.96 (3), 2009 stats.

18 **SECTION 1017.** 71.07 (3g) (f) 1. of the statutes is amended to read:

19 71.07 **(3g)** (f) 1. A copy of ~~a~~ the verification from the department of commerce  
20 that the claimant's business is certified under s. 238.23 (3) or s. 560.96 (3), 2009  
21 stats., and that the business ~~and the department of commerce have~~ has entered into  
22 an agreement under s. 238.23 (3) (d) or s. 560.96 (3) (d), 2009 stats.

23 **SECTION 1018.** 71.07 (3g) (f) 2. of the statutes is amended to read:

24 71.07 **(3g)** (f) 2. A statement from the department of commerce or the Wisconsin  
25 Economic Development Corporation verifying the purchase price of the investment



1 described under par. (a) 2. and verifying that the investment fulfills the requirement  
2 under par. (e) 2.

3 **SECTION 1019.** 71.07 (3p) (b) of the statutes is amended to read:

4 71.07 **(3p)** (b) *Filing claims.* Subject to the limitations provided in this  
5 subsection and s. 93.535 or s. 560.207, 2009 stats., except as provided in par. (c) 5.,  
6 for taxable years beginning after December 31, 2006, and before January 1, 2015, a  
7 claimant may claim as a credit against the taxes imposed under s. 71.02 or 71.08, up  
8 to the amount of the tax, an amount equal to 10 percent of the amount the claimant  
9 paid in the taxable year for dairy manufacturing modernization or expansion related  
10 to the claimant's dairy manufacturing operation.

11 **SECTION 1822d.** 71.07 (3p) (c) 2. of the statutes is amended to read:

12 71.07 **(3p)** (c) 2. The aggregate amount of credits that a claimant may claim  
13 under this subsection is \$200,000 for each of the claimant's dairy manufacturing  
14 facilities.

15 **SECTION 1020.** 71.07 (3p) (c) 2m. a. of the statutes is amended to read:

16 71.07 **(3p)** (c) 2m. a. The maximum amount of the credits that may be claimed  
17 under this subsection and ss. 71.28 (3p) and 71.47 (3p) in fiscal year 2007–08 is  
18 \$600,000, as allocated under s. 560.207, 2009 stats.

19 **SECTION 1021.** 71.07 (3p) (c) 2m. b. of the statutes is amended to read:

20 71.07 **(3p)** (c) 2m. b. The maximum amount of the credits that may be claimed  
21 by all claimants, other than members of dairy cooperatives, under this subsection  
22 and ss. 71.28 (3p) and 71.47 (3p) in fiscal year 2008–09, and in each fiscal year  
23 thereafter, is \$700,000, as allocated under s. 93.535 or s. 560.207, 2009 stats.

24 **SECTION 1022.** 71.07 (3p) (c) 2m. bm. of the statutes is amended to read:

1           71.07 (3p) (c) 2m. bm. The maximum amount of the credits that may be claimed  
2 by members of dairy cooperatives under this subsection and ss. 71.28 (3p) and 71.47  
3 (3p) in fiscal year 2009–10 is \$600,000, as allocated under s. 560.207, 2009 stats., and  
4 the maximum amount of the credits that may be claimed by members of dairy  
5 cooperatives under this subsection and ss. 71.28 (3p) and 71.47 (3p) in fiscal year  
6 2010–11, and in each fiscal year thereafter, is \$700,000, as allocated under s. 93.535  
7 or s. 560.207, 2009 stats.

8           **SECTION 1826d.** 71.07 (3p) (c) 4. of the statutes is amended to read:

9           71.07 (3p) (c) 4. If 2 or more persons own and operate ~~the a~~ dairy manufacturing  
10 ~~operation~~ facility, each person may claim a credit under par. (b) in proportion to his  
11 or her ownership interest, except that the aggregate amount of the credits claimed  
12 by all persons who own and operate the dairy manufacturing ~~operation~~ facility shall  
13 not exceed \$200,000.

14           **SECTION 1023.** 71.07 (3p) (c) 6. of the statutes is amended to read:

15           71.07 (3p) (c) 6. No credit may be allowed under this subsection unless the  
16 claimant submits with the claimant's return a copy of the claimant's credit  
17 certification and allocation under s. 93.535 or s. 560.207, 2009 stats.

18           **SECTION 1024.** 71.07 (3q) (a) 1. of the statutes is amended to read:

19           71.07 (3q) (a) 1. "Claimant" means a person certified to receive tax benefits  
20 under s. 238.16 (2) or s. 560.2055 (2), 2009 stats.

21           **SECTION 1025.** 71.07 (3q) (a) 2. of the statutes is amended to read:

22           71.07 (3q) (a) 2. "Eligible employee" means, for taxable years beginning before  
23 January 1, 2011, an eligible employee under s. 560.2055 (1) (b), 2009 stats., who  
24 satisfies the wage requirements under s. 560.2055 (3) (a) or (b), 2009 stats., or, for

1 taxable years beginning after December 31, 2010, an eligible employee under s.  
2 238.16 (1) (b) who satisfies the wage requirements under s. 238.16 (3) (a) or (b).

3 **SECTION 1026.** 71.07 (3q) (b) (intro.) of the statutes is amended to read:

4 71.07 (3q) (b) *Filing claims.* (intro.) Subject to the limitations provided in this  
5 subsection and s. 238.16 or s. 560.2055, 2009 stats., for taxable years beginning after  
6 December 31, 2009, a claimant may claim as a credit against the taxes imposed under  
7 ss. 71.02 and 71.08 any of the following.

8 **SECTION 1027.** 71.07 (3q) (b) 1. of the statutes is amended to read:

9 71.07 (3q) (b) 1. The amount of wages that the claimant paid to an eligible  
10 employee in the taxable year, not to exceed 10 percent of such wages, as determined  
11 by the Wisconsin Economic Development Corporation under s. 238.16 or the  
12 department of commerce under s. 560.2055, 2009 stats.

13 **SECTION 1028.** 71.07 (3q) (b) 2. of the statutes is amended to read:

14 71.07 (3q) (b) 2. The amount of the costs incurred by the claimant in the taxable  
15 year, as determined under s. 238.16 or s. 560.2055, 2009 stats., to undertake the  
16 training activities described under s. 238.16 (3) (c) or s. 560.2055 (3) (c), 2009 stats.

17 **SECTION 1029.** 71.07 (3q) (c) 2. of the statutes is amended to read:

18 71.07 (3q) (c) 2. No credit may be allowed under this subsection unless the  
19 claimant includes with the claimant's return a copy of the claimant's certification for  
20 tax benefits under s. 238.16 (2) or s. 560.2055 (2), 2009 stats.

21 **SECTION 1030.** 71.07 (3q) (c) 3. of the statutes is amended to read:

22 71.07 (3q) (c) 3. The maximum amount of credits that may be awarded under  
23 this subsection and ss. 71.28 (3q) and 71.47 (3q) for the period beginning on January  
24 1, 2010, and ending on June 30, 2013, is \$14,500,000, not including the amount of  
25 any credits reallocated under s. 238.15 (3) (d) or s. 560.205 (3) (d), 2009 stats.

1           **SECTION 1031.** 71.07 (3r) (b) of the statutes is amended to read:

2           71.07 **(3r)** (b) *Filing claims.* Subject to the limitations provided in this  
3 subsection and s. 93.545 or s. 560.208, 2009 stats., for taxable years beginning after  
4 December 31, 2008, and before January 1, 2017, a claimant may claim as a credit  
5 against the taxes imposed under s. 71.02 or 71.08, up to the amount of the tax, an  
6 amount equal to 10 percent of the amount the claimant paid in the taxable year for  
7 meat processing modernization or expansion related to the claimant's meat  
8 processing operation.

9           **SECTION 1032.** 71.07 (3r) (c) 3. a. of the statutes is amended to read:

10           71.07 **(3r)** (c) 3. a. The maximum amount of the credits that may be allocated  
11 under this subsection and ss. 71.28 (3r) and 71.47 (3r) in fiscal year 2009–10 is  
12 \$300,000, as allocated under s. 560.208, 2009 stats.

13           **SECTION 1033.** 71.07 (3r) (c) 3. b. of the statutes is amended to read:

14           71.07 **(3r)** (c) 3. b. The maximum amount of the credits that may be allocated  
15 under this subsection and ss. 71.28 (3r) and 71.47 (3r) in fiscal year 2010–11, and in  
16 each fiscal year thereafter, is \$700,000, as allocated under s. 93.545 or s. 560.208,  
17 2009 stats.

18           **SECTION 1034.** 71.07 (3r) (c) 6. of the statutes is amended to read:

19           71.07 **(3r)** (c) 6. No credit may be allowed under this subsection unless the  
20 claimant submits with the claimant's return a copy of the claimant's credit  
21 certification and allocation under s. 93.545 or s. 560.208, 2009 stats.

22           **SECTION 1035.** 71.07 (3rm) (b) of the statutes is amended to read:

23           71.07 **(3rm)** (b) *Filing claims.* Subject to the limitations provided in this  
24 subsection and s. 93.547 or s. 560.209, 2009 stats., for taxable years beginning after  
25 December 31, 2009, and before January 1, 2016, a claimant may claim as a credit

1 against the taxes imposed under s. 71.02 or 71.08, up to the amount of the tax, an  
2 amount equal to 10 percent of the amount the claimant paid in the taxable year for  
3 equipment that is used primarily to harvest or process woody biomass that is used  
4 as fuel or as a component of fuel.

5 **SECTION 1036.** 71.07 (3rm) (c) 3. of the statutes is amended to read:

6 71.07 **(3rm)** (c) 3. The maximum amount of the credits that may be claimed  
7 under this subsection and ss. 71.28 (3rm) and 71.47 (3rm) is \$900,000, as allocated  
8 under s. 93.547 or s. 560.209, 2009 stats.

9 **SECTION 1037.** 71.07 (3rn) (b) of the statutes is amended to read:

10 71.07 **(3rn)** (b) *Filing claims.* Subject to the limitations provided in this  
11 subsection and s. ~~506.2056~~ 93.54 or s. 560.2056, 2009 stats., for taxable years  
12 beginning after December 31, 2009, and before January 1, 2017, a claimant may  
13 claim as a credit against the tax imposed under ss. 71.02 and 71.08, up to the amount  
14 of the tax, an amount equal to 10 percent of the amount the claimant paid in the  
15 taxable year for food processing or food warehousing modernization or expansion  
16 related to the operation of the claimant's food processing plant or food warehouse.

17 **SECTION 1038.** 71.07 (3rn) (c) 3. a. of the statutes is amended to read:

18 71.07 **(3rn)** (c) 3. a. The maximum amount of the credits that may be allocated  
19 under this subsection and ss. 71.28 (3rn) and 71.47 (3rn) in fiscal year 2009–10 is  
20 \$1,000,000, as allocated under s. 560.2056, 2009 stats.

21 **SECTION 1039.** 71.07 (3rn) (c) 3. b. of the statutes is amended to read:

22 71.07 **(3rn)** (c) 3. b. The maximum amount of the credits that may be allocated  
23 under this subsection and ss. 71.28 (3rn) and 71.47 (3rn) in fiscal year 2010–11 is  
24 \$1,200,000, as allocated under s. 560.2056, 2009 stats.

25 **SECTION 1040.** 71.07 (3rn) (c) 3. c. of the statutes is amended to read:

1           71.07 **(3rn)** (c) 3. c. The maximum amount of the credits that may be allocated  
2 under this subsection and ss. 71.28 (3rn) and 71.47 (3rn) in fiscal year 2011–12, and  
3 in each year thereafter, is \$700,000, as allocated under s. 93.54 or s. 560.2056, 2009  
4 stats.

5           **SECTION 1041.** 71.07 (3rn) (c) 6. of the statutes is amended to read:

6           71.07 **(3rn)** (c) 6. No credit may be allowed under this subsection unless the  
7 claimant submits with the claimant’s return a copy of the claimant’s credit  
8 certification and allocation under s. 93.54 or s. 560.2056, 2009 stats.

9           **SECTION 1042.** 71.07 (3t) (b) of the statutes is amended to read:

10           71.07 **(3t)** (b) *Credit.* Subject to the limitations provided in this subsection and  
11 in s. 560.28, 2009 stats., for taxable years beginning after December 31, 2007, a  
12 claimant may claim as a credit, amortized over 15 taxable years starting with the  
13 taxable year beginning after December 31, 2007, against the tax imposed under s.  
14 71.02 and 71.08, up to the amount of the tax, an amount equal to the claimant’s  
15 unused credits under s. 71.07 (3s).

16           **SECTION 1043.** 71.07 (3t) (c) 1. of the statutes is amended to read:

17           71.07 **(3t)** (c) 1. No credit may be claimed under this subsection unless the  
18 claimant submits with the claimant’s return a copy of the claimant’s certification by  
19 the department of commerce under s. 560.28, 2009 stats., except that, with regard  
20 to credits claimed by partners of a partnership, members of a limited liability  
21 company, or shareholders of a tax–option corporation, the entity shall provide a copy  
22 of its certification under s. 560.28, 2009 stats., to the partner, member, or shareholder  
23 to submit with his or her return.

24           **SECTION 1044.** 71.07 (3w) (a) 2. of the statutes is amended to read:

1           71.07 (3w) (a) 2. “Claimant” means a person who is certified to claim tax  
2 benefits under s. 238.399 (5) or s. 560.799 (5), 2009 stats., and who files a claim under  
3 this subsection.

4           **SECTION 1045.** 71.07 (3w) (a) 3. of the statutes is amended to read:

5           71.07 (3w) (a) 3. “Full-time employee” means a full-time employee, as defined  
6 in s. 238.399 (1) (am) or s. 560.799 (1) (am), 2009 stats.

7           **SECTION 1046.** 71.07 (3w) (a) 4. of the statutes is amended to read:

8           71.07 (3w) (a) 4. “Enterprise zone” means a zone designated under s. 238.399  
9 or s. 560.799, 2009 stats.

10          **SECTION 1047.** 71.07 (3w) (a) 5d. of the statutes is amended to read:

11          71.07 (3w) (a) 5d. “Tier I county or municipality” means a tier I county or  
12 municipality, as determined by ~~the department of commerce~~ under s. 238.399 or s.  
13 560.799, 2009 stats.

14          **SECTION 1048.** 71.07 (3w) (a) 5e. of the statutes is amended to read:

15          71.07 (3w) (a) 5e. “Tier II county or municipality” means a tier II county or  
16 municipality, as determined by ~~the department of commerce~~ under s. 238.399 or s.  
17 560.799, 2009 stats.

18          **SECTION 1049.** 71.07 (3w) (b) (intro.) of the statutes is amended to read:

19          71.07 (3w) (b) *Filing claims; payroll.* (intro.) Subject to the limitations  
20 provided in this subsection and s. 238.399 or s. 560.799, 2009 stats., a claimant may  
21 claim as a credit against the tax imposed under s. 71.02 or 71.08 an amount  
22 calculated as follows:

23          **SECTION 1050.** 71.07 (3w) (b) 5. of the statutes is amended to read:

1           71.07 (3w) (b) 5. Multiply the amount determined under subd. 4. by the  
2 percentage determined by ~~the department of commerce~~ under s. 238.399 or s.  
3 560.799, 2009 stats., not to exceed 7 percent.

4           **SECTION 1051.** 71.07 (3w) (bm) 1. of the statutes is amended to read:

5           71.07 (3w) (bm) 1. In addition to the credits under par. (b) and subds. 2., 3., and  
6 4., and subject to the limitations provided in this subsection and s. 238.399 or s.  
7 560.799, 2009 stats., a claimant may claim as a credit against the tax imposed under  
8 s. 71.02 or 71.08 an amount equal to a percentage, as determined ~~by the department~~  
9 ~~of commerce~~ under s. 238.399 or s. 560.799, 2009 stats., not to exceed 100 percent,  
10 of the amount the claimant paid in the taxable year to upgrade or improve the  
11 job-related skills of any of the claimant's full-time employees, to train any of the  
12 claimant's full-time employees on the use of job-related new technologies, or to  
13 provide job-related training to any full-time employee whose employment with the  
14 claimant represents the employee's first full-time job. This subdivision does not  
15 apply to employees who do not work in an enterprise zone.

16           **SECTION 1052.** 71.07 (3w) (bm) 2. of the statutes is amended to read:

17           71.07 (3w) (bm) 2. In addition to the credits under par. (b) and subds. 1., 3., and  
18 4., and subject to the limitations provided in this subsection and s. 238.399 or s.  
19 560.799, 2009 stats., a claimant may claim as a credit against the tax imposed under  
20 s. 71.02 or 71.08 an amount equal to the percentage, as determined ~~by the~~  
21 ~~department of commerce~~ under s. 238.399 or s. 560.799, 2009 stats., not to exceed 7  
22 percent, of the claimant's zone payroll paid in the taxable year to all of the claimant's  
23 full-time employees whose annual wages are greater than \$20,000 in a tier I county  
24 or municipality, not including the wages paid to the employees determined under  
25 par. (b) 1., or greater than \$30,000 in a tier II county or municipality, not including



1 the wages paid to the employees determined under par. (b) 1., and who the claimant  
2 employed in the enterprise zone in the taxable year, if the total number of such  
3 employees is equal to or greater than the total number of such employees in the base  
4 year. A claimant may claim a credit under this subdivision for no more than 5  
5 consecutive taxable years.

6 **SECTION 1053.** 71.07 (3w) (bm) 3. of the statutes is amended to read:

7 71.07 (3w) (bm) 3. In addition to the credits under par. (b) and subds. 1., 2., and  
8 4., and subject to the limitations provided in this subsection and s. 238.399 or s.  
9 560.799, 2009 stats., for taxable years beginning after December 31, 2008, a claimant  
10 may claim as a credit against the tax imposed under s. 71.02 or 71.08 up to 10 percent  
11 of the claimant's significant capital expenditures, as determined by the department  
12 of commerce under s. 238.399 (5m) or s. 560.799 (5m), 2009 stats.

13 **SECTION 1054.** 71.07 (3w) (bm) 4. of the statutes is amended to read:

14 71.07 (3w) (bm) 4. In addition to the credits under par. (b) and subds. 1., 2., and  
15 3., and subject to the limitations provided in this subsection and s. 238.399 or s.  
16 560.799, 2009 stats., for taxable years beginning after December 31, 2009, a claimant  
17 may claim as a credit against the tax imposed under s. 71.02 or 71.08, up to 1 percent  
18 of the amount that the claimant paid in the taxable year to purchase tangible  
19 personal property, items, property, or goods under s. 77.52 (1) (b), (c), or (d), or  
20 services from Wisconsin vendors, as determined by the department of commerce  
21 under s. 238.399 (5) (e) or s. 560.799 (5) (e), 2009 stats., except that the claimant may  
22 not claim the credit under this subdivision and subd. 3. for the same expenditures.

23 **SECTION 1055.** 71.07 (3w) (c) 3. of the statutes is amended to read:

1           71.07 (3w) (c) 3. No credit may be allowed under this subsection unless the  
2 claimant includes with the claimant's return a copy of the claimant's certification for  
3 tax benefits under s. 238.399 (5) or (5m) or s. 560.799 (5) or (5m), 2009 stats.

4           **SECTION 1056.** 71.07 (3w) (d) of the statutes is amended to read:

5           71.07 (3w) (d) *Administration.* Section 71.28 (4) (g) and (h), as it applies to the  
6 credit under s. 71.28 (4), applies to the credit under this subsection. Claimants shall  
7 include with their returns a copy of their certification for tax benefits, and a copy of  
8 the verification of their expenses, from the department of commerce or the Wisconsin  
9 Economic Development Corporation.

10          **SECTION 1057.** 71.07 (5b) (a) 2. of the statutes is amended to read:

11          71.07 (5b) (a) 2. "Fund manager" means an investment fund manager certified  
12 under s. 238.15 (2) or s. 560.205 (2), 2009 stats.

13          **SECTION 1058.** 71.07 (5b) (b) 1. of the statutes is amended to read:

14          71.07 (5b) (b) 1. For taxable years beginning after December 31, 2004, subject  
15 to the limitations provided under this subsection and s. 238.15 or s. 560.205, 2009  
16 stats., and except as provided in subd. 2., a claimant may claim as a credit against  
17 the tax imposed under ss. 71.02 and 71.08, up to the amount of those taxes, 25 percent  
18 of the claimant's investment paid to a fund manager that the fund manager invests  
19 in a business certified under s. 238.15 (1) or s. 560.205 (1), 2009 stats.

20          **SECTION 1059.** 71.07 (5b) (b) 2. of the statutes is amended to read:

21          71.07 (5b) (b) 2. In the case of a partnership, limited liability company, or  
22 tax-option corporation, the computation of the 25 percent limitation under subd. 1.  
23 shall be determined at the entity level rather than the claimant level and may be  
24 allocated among the claimants who make investments in the manner set forth in the  
25 entity's organizational documents. The entity shall provide to the department of

1 revenue and to the department of commerce or the Wisconsin Economic  
2 Development Corporation the names and tax identification numbers of the  
3 claimants, the amounts of the credits allocated to the claimants, and the  
4 computation of the allocations.

5 **SECTION 1060.** 71.07 (5b) (d) 3. of the statutes is amended to read:

6 71.07 **(5b)** (d) 3. For ~~calendar years beginning~~ investments made after  
7 December 31, 2007, if an investment for which a claimant claims a credit under par.  
8 (b) is held by the claimant for less than 3 years, the claimant shall pay to the  
9 department, in the manner prescribed by the department, the amount of the credit  
10 that the claimant received related to the investment.

11 **SECTION 1061.** 71.07 (5d) (a) 1. (intro.) of the statutes is amended to read:

12 71.07 **(5d)** (a) 1. (intro.) “Bona fide angel investment” means a purchase of an  
13 equity interest, or any other expenditure, as determined by rule under s. 238.15 or  
14 s. 560.205, 2009 stats., that is made by any of the following:

15 **SECTION 1062.** 71.07 (5d) (a) 2m. of the statutes is amended to read:

16 71.07 **(5d)** (a) 2m. “Person” means a partnership or limited liability company  
17 that is a nonoperating entity, as determined by the department of commerce or the  
18 Wisconsin Economic Development Corporation, a natural person, or fiduciary.

19 **SECTION 1063.** 71.07 (5d) (a) 3. of the statutes is amended to read:

20 71.07 **(5d)** (a) 3. “Qualified new business venture” means a business that is  
21 certified under s. 238.15 (1) or s. 560.205 (1), 2009 stats.

22 **SECTION 1064.** 71.07 (5d) (b) (intro.) of the statutes is amended to read:

23 71.07 **(5d)** (b) *Filing claims.* (intro.) Subject to the limitations provided in this  
24 subsection and in s. 238.15 or s. 560.205, 2009 stats., a claimant may claim as a credit

1 against the tax imposed under s. 71.02 or 71.08, up to the amount of those taxes, the  
2 following:

3 **SECTION 1065.** 71.07 (5d) (b) 1. of the statutes is amended to read:

4 71.07 (5d) (b) 1. For taxable years beginning before January 1, 2008, in each  
5 taxable year for 2 consecutive years, beginning with the taxable year as certified by  
6 the department of commerce or the Wisconsin Economic Development Corporation,  
7 an amount equal to 12.5 percent of the claimant's bona fide angel investment made  
8 directly in a qualified new business venture.

9 **SECTION 1066.** 71.07 (5d) (b) 2. of the statutes is amended to read:

10 71.07 (5d) (b) 2. For taxable years beginning after December 31, 2007, for the  
11 taxable year certified by the department of commerce or the Wisconsin Economic  
12 Development Corporation, an amount equal to 25 percent of the claimant's bona fide  
13 angel investment made directly in a qualified new business venture.

14 **SECTION 1067.** 71.07 (5d) (c) 2. of the statutes is amended to read:

15 71.07 (5d) (c) 2. For taxable years beginning before January 1, 2008, the  
16 maximum amount of a claimant's investment that may be used as the basis for a  
17 credit under this subsection is \$2,000,000 for each investment made directly in a  
18 business certified under s. 238.15 (1) or s. 560.205 (1), 2009 stats.

19 **SECTION 1068.** 71.07 (5d) (d) 1. of the statutes is amended to read:

20 71.07 (5d) (d) 1. For ~~calendar years beginning~~ investments made after  
21 December 31, 2007, if an investment for which a claimant claims a credit under par.  
22 (b) is held by the claimant for less than 3 years, the claimant shall pay to the  
23 department, in the manner prescribed by the department, the amount of the credit  
24 that the claimant received related to the investment.

25 **SECTION 1069.** 71.07 (5f) (a) 1. (intro.) of the statutes is amended to read:

1           71.07 (5f) (a) 1. (intro.) “Accredited production” means a film, video, broadcast  
2 advertisement, or television production, as approved by the department of commerce  
3 or the department of tourism, for which the aggregate salary and wages included in  
4 the cost of the production for the period ending 12 months after the month in which  
5 the principal filming or taping of the production begins exceeds \$50,000. “Accredited  
6 production” also means an electronic game, as approved by the department of  
7 commerce or the department of tourism, for which the aggregate salary and wages  
8 included in the cost of the production for the period ending 36 months after the month  
9 in which the principal programming, filming, or taping of the production begins  
10 exceeds \$100,000. “Accredited production” does not include any of the following,  
11 regardless of the production costs:

12           **SECTION 1070.** 71.07 (5f) (a) 3. of the statutes is amended to read:

13           71.07 (5f) (a) 3. “Production expenditures” means any expenditures that are  
14 incurred in this state and directly used to produce an accredited production,  
15 including expenditures for set construction and operation, wardrobes, make-up,  
16 clothing accessories, photography, sound recording, sound synchronization, sound  
17 mixing, lighting, editing, film processing, film transferring, special effects, visual  
18 effects, renting or leasing facilities or equipment, renting or leasing motor vehicles,  
19 food, lodging, and any other similar expenditure as determined by the department  
20 of commerce or the department of tourism. “Production expenditures” do not include  
21 salary, wages, or labor-related contract payments.

22           **SECTION 1071.** 71.07 (5f) (c) 6. of the statutes is amended to read:

23           71.07 (5f) (c) 6. No credit may be allowed under this subsection unless the  
24 claimant files an application with the department of commerce or the department of  
25 tourism, at the time and in the manner prescribed by the department of commerce

1 or the department of tourism, and the department of commerce or the department  
2 of tourism approves the application. The claimant shall submit a fee with the  
3 application in an amount equal to 2 percent of the claimant’s budgeted production  
4 expenditures or to \$5,000, whichever is less. The claimant shall submit a copy of the  
5 approved application with the claimant’s return.

6 **SECTION 1072.** 71.07 (5h) (c) 4. of the statutes is amended to read:

7 71.07 (5h) (c) 4. No claim may be allowed under this subsection unless the  
8 department of commerce or the department of tourism certifies, in writing, that the  
9 credits claimed under this subsection are for expenses related to establishing or  
10 operating a film production company in this state and the claimant submits a copy  
11 of the certification with the claimant’s return.

12 **SECTION 1073.** 71.07 (5i) (c) 1. of the statutes is amended to read:

13 71.07 (5i) (c) 1. The maximum amount of the credits that may be claimed under  
14 this subsection and ss. 71.28 (5i) and 71.47 (5i) in a taxable year is \$10,000,000, as  
15 allocated under s. 73.15 or s. 560.204, 2009 stats.

16 **SECTION 1074.** 71.07 (5j) (a) 2d. of the statutes is amended to read:

17 71.07 (5j) (a) 2d. “Diesel replacement renewable fuel” includes biodiesel and  
18 any other fuel derived from a renewable resource that meets all of the applicable  
19 requirements of the American Society for Testing and Materials for that fuel and that  
20 the department of commerce or the department of safety and professional services  
21 designates by rule as a diesel replacement renewable fuel.

22 **SECTION 1075.** 71.07 (5j) (a) 2m. of the statutes is amended to read:

23 71.07 (5j) (a) 2m. “Gasoline replacement renewable fuel” includes ethanol and  
24 any other fuel derived from a renewable resource that meets all of the applicable  
25 requirements of the American Society for Testing and Materials for that fuel and that

1 the department of commerce or the department of safety and professional services  
2 designates by rule as a gasoline replacement renewable fuel.

3 **SECTION 1076.** 71.07 (5j) (c) 3. of the statutes is amended to read:

4 71.07 **(5j)** (c) 3. The department of commerce or the department of safety and  
5 professional services shall establish standards to adequately prevent, in the  
6 distribution of conventional fuel to an end user, the inadvertent distribution of fuel  
7 containing a higher percentage of renewable fuel than the maximum percentage  
8 established by the federal environmental protection agency for use in  
9 conventionally–fueled engines.

10 **SECTION 1881n.** 71.07 (5n) of the statutes is created to read:

11 71.07 **(5n)** QUALIFIED PRODUCTION ACTIVITIES CREDIT. (a) *Definitions.* In this  
12 subsection:2

13 1. “Claimant” means a person who files a claim under this subsection.

14 2. “Eligible qualified production activities income” means qualified production  
15 activities income that derives from property located in this state that is assessed as  
16 manufacturing property under s. 70.995 or as agricultural property under s. 70.32  
17 (2) (a) 4.

18 3. “Qualified production activities income” means qualified production  
19 activities income as defined in 26 USC 199 (c).

20 (b) *Filing claims.* Subject to the limitations provided in this subsection, a  
21 claimant may claim as a credit against the tax imposed under s. 71.02, up to the  
22 amount of the tax, an amount equal to one of the following percentages of the  
23 claimant’s eligible qualified production activities income in the taxable year:

24 1. For taxable years beginning after December 31, 2012, and before January  
25 1, 2014, 1.875 percent.

1           2. For taxable years beginning after December 31, 2013, and before January  
2 1, 2015, 3.75 percent.

3           3. For taxable years beginning after December 31, 2014, and before January  
4 1, 2016, 5.526 percent.

5           4. For taxable years beginning after December 31, 2015, 7.5 percent.

6           (c) *Limitations.* Partnerships, limited liability companies, and tax–option  
7 corporations may not claim the credit under this subsection, but the eligibility for,  
8 and the amount of, the credit are based on their share of the income described under  
9 par. (b). A partnership, limited liability company, or tax–option corporation shall  
10 compute the amount of credit that each of its partners, members, or shareholders  
11 may claim and shall provide that information to each of them. Partners, members  
12 of limited liability companies, and shareholders of tax–option corporations may  
13 claim the credit in proportion to their ownership interests.

14           (d) *Administration.* Section 71.28 (4) (e) to (h), as it applies to the credit under  
15 s. 71.28 (4), applies to the credit under this subsection.

16           **SECTION 1077.** 71.07 (9e) (af) (intro.) of the statutes is amended to read:

17           71.07 **(9e)** (af) (intro.) For taxable years beginning after December 31, 1995,  
18 and before January 1, 2011, any natural person may credit against the tax imposed  
19 under s. 71.02 an amount equal to one of the following percentages of the federal  
20 basic earned income credit for which the person is eligible for the taxable year under  
21 section 32 (b) (1) (A) to (C) of the ~~internal revenue code~~ Internal Revenue Code:

22           **SECTION 1078.** 71.07 (9e) (aj) of the statutes is created to read:

23           71.07 **(9e)** (aj) For taxable years beginning after December 31, 2010, an  
24 individual may credit against the tax imposed under s. 71.02 an amount equal to one  
25 of the following percentages of the federal basic earned income credit for which the



1 person is eligible for the taxable year under section 32 (b) (1) (A) to (C) of the Internal  
2 Revenue Code:

3 1. If the person has one qualifying child who has the same principal place of  
4 abode as the person, 4 percent.

5 2. If the person has 2 qualifying children who have the same principal place of  
6 abode as the person, 11 percent.

7 3. If the person has 3 or more qualifying children who have the same principal  
8 place of abode as the person, 34 percent.

9 **SECTION 1887c.** 71.10 (3) of the statutes is repealed.

10 **SECTION 1887d.** 71.10 (4) (cr) of the statutes is created to read:

11 71.10 (4) (cr) Qualified production activities credit under s. 71.07 (5n).

12 **SECTION 1888b.** 71.10 (5f) (i) of the statutes is amended to read:

13 71.10 (5f) (i) *Appropriations and payment.* From the moneys received from  
14 designations for the breast cancer research program, an amount equal to the sum of  
15 administrative expenses, including data processing costs, certified under par. (h) 1.  
16 shall be deposited in the general fund and credited to the appropriation account  
17 under s. 20.566 (1) (hp), and, of the net amount remaining that is certified under par.  
18 (h) 3., an amount equal to 50 percent shall be credited to the appropriation account  
19 under s. 20.250 (2) (g) and an amount equal to 50 percent shall be ~~credited to the~~  
20 ~~appropriation account under s. 20.285 (1) (gm)~~ paid to the University of Wisconsin  
21 System for breast cancer research conducted by the University of Wisconsin Carbone  
22 Cancer Center.

23 **SECTION 1889b.** 71.10 (5h) (i) of the statutes is amended to read:

24 71.10 (5h) (i) *Appropriations, ~~disbursement of funds to the fund~~ and payment.*

25 From the moneys received from designations for the prostate cancer research

1 program, an amount equal to the sum of administrative expenses, including data  
2 processing costs, certified under par. (h) 1. shall be deposited in the general fund and  
3 credited to the appropriation account under s. 20.566 (1) (hp), and, of the net amount  
4 remaining that is certified under par. (h) 3., an amount equal to 50 percent shall be  
5 credited to the appropriation accounts account under ~~ss.~~ s. 20.250 (2) (h) and ~~20.285~~  
6 ~~(1) (gn)~~ an amount equal to 50 percent shall be paid to the University of Wisconsin  
7 System, for the use specified under s. 255.054 (1).

8 **SECTION 1079889e.** 71.10 (5k) of the statutes is created to read:

9 71.10 (5k) AMERICAN RED CROSS, BADGER CHAPTER CHECKOFF. (a) *Definitions.*

10 In this subsection:

11 1. “Badger Chapter” means the Badger Chapter of the American Red Cross.

12 2. “Department” means the department of revenue.

13 (b) *Voluntary payments.* 1. ‘Designation on return.’ Every individual filing an  
14 income tax return who has a tax liability or is entitled to a tax refund may designate  
15 on the return any amount of additional payment or any amount of a refund due that  
16 individual for the Badger Chapter.

17 2. ‘Designation added to tax owed.’ If the individual owes any tax, the  
18 individual shall remit in full the tax due and the amount designated on the return  
19 for the Badger Chapter when the individual files a tax return.

20 3. ‘Designation deducted from refund.’ Except as provided in par. (d), if the  
21 individual is owed a refund for that year after crediting under ss. 71.75 (9) and 71.80  
22 (3) and (3m), the department shall deduct the amount designated on the return for  
23 the Badger Chapter from the amount of the refund.

1           (c) *Errors; failure to remit correct amount.* If an individual who owes taxes fails  
2 to remit an amount equal to or in excess of the total of the actual tax due, after error  
3 corrections, and the amount designated on the return for the Badger Chapter:

4           1. The department shall reduce the designation for the Badger Chapter to  
5 reflect the amount remitted in excess of the actual tax due, after error corrections,  
6 if the individual remitted an amount in excess of the actual tax due, after error  
7 corrections, but less than the total of the actual tax due, after error corrections, and  
8 the amount originally designated on the return for the Badger Chapter.

9           2. The designation for the Badger Chapter is void if the individual remitted an  
10 amount equal to or less than the actual tax due, after error corrections.

11           (d) *Errors; insufficient refund.* If an individual is owed a refund that does not  
12 equal or exceed the amount designated on the return for the Badger Chapter, after  
13 crediting under ss. 71.75 (9) and 71.80 (3) and (3m) and after error corrections, the  
14 department shall reduce the designation for the Badger Chapter to reflect the actual  
15 amount of the refund that the individual is otherwise owed, after crediting under ss.  
16 71.75 (9) and 71.80 (3) and (3m) and after error corrections.

17           (e) *Conditions.* If an individual places any conditions on a designation for the  
18 Badger Chapter, the designation is void.

19           (f) *Void designation.* If a designation for the Badger Chapter is void, the  
20 department shall disregard the designation and determine amounts due, owed,  
21 refunded, and received without regard to the void designation.

22           (g) *Tax return.* The secretary of revenue shall provide a place for the  
23 designations under this subsection on the individual income tax return.

1           (h) *Certification of amounts.* Annually, on or before September 15, the  
2 secretary of revenue shall certify to the department of health services, the  
3 department of administration, and the state treasurer all of the following:

4           1. The total amount of the administrative costs, including data processing  
5 costs, incurred by the department in administering this subsection during the  
6 previous fiscal year.

7           2. The total amount received from all designations for the Badger Chapter  
8 made by taxpayers during the previous fiscal year.

9           3. The net amount remaining after the administrative costs, including data  
10 processing costs, under subd. 1. are subtracted from the total received under subd.  
11 2.

12           (i) *Appropriations.* From the moneys received from designations for the Badger  
13 Chapter, an amount equal to the sum of administrative expenses, including data  
14 processing costs, certified under par. (h) 1. shall be deposited in the general fund and  
15 credited to the appropriation account under s. 20.566 (1) (hp), and the net amount  
16 remaining that is certified under par. (h) 3. shall be credited to the appropriation  
17 under s. 20.435 (1) (gd).

18           (j) *Amounts subject to refund.* Amounts designated for the Badger Chapter  
19 under this subsection are not subject to refund to the taxpayer unless the taxpayer  
20 submits information to the satisfaction of the department, within 18 months after  
21 the date on which the taxes are due or the date on which the return is filed, whichever  
22 is later, that the amount designated is clearly in error. Any refund granted by the  
23 department under this paragraph shall be deducted from the moneys received under  
24 this subsection in the fiscal year for which the refund is certified.

25           **SECTION 1889n.** 71.21 (4) of the statutes is amended to read:

1           71.21 (4) Credits computed by a partnership under s. 71.07 (2dd), (2de), (2di),  
2           (2dj), (2dL), (2dm), (2ds), (2dx), (2dy), (3g), (3h), (3n), (3p), (3q), (3r), (3rm), (3rn), (3s),  
3           (3t), (3w), (5e), (5f), (5g), (5h), (5i), (5j), (5k), (5n), (5r), (5rm), and (8r) and passed  
4           through to partners shall be added to the partnership's income.

5           **SECTION 1889p.** 71.22 (4) (u) of the statutes is amended to read:

6           71.22 (4) (u) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34  
7           (1g), and 71.42 (2), "Internal Revenue Code," for taxable years that begin after  
8           December 31, 2007, and before January 1, 2009, means the federal Internal Revenue  
9           Code as amended to December 31, 2007, excluding sections 103, 104, and 110 of P.L.  
10          102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,  
11          sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3,  
12          4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section  
13          431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and  
14          202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403  
15          (a) of P.L. 108–311, sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
16          of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326,  
17          1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301  
18          of P.L. 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403  
19          (e), (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 209, 503, 512, and 513 of  
20          P.L. 109–222, sections 811 and 844 of P.L. 109–280, P.L. 109–432, P.L. 110–28, P.L.  
21          110–140, P.L. 110–141, P.L. 110–142, P.L. 110–166, and P.L. 110–172, and as  
22          amended by P.L. 110–245, excluding sections 110, 113, and 301 of P.L. 110–245, ~~and~~  
23          section 15316 of P.L. 110–246, section 301 of division B and section 313 of division  
24          C of P.L. 110–343, P.L. 110–458, section 1541 of division B of P.L. 111–5, and P.L.  
25          111–192, and as indirectly affected in the provisions applicable to this subchapter by

1 P.L. 99–514, P.L. 100–203, P.L. 100–647, excluding sections 803 (d) (2) (B), 805 (d) (2),  
2 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L.  
3 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L.  
4 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.  
5 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and  
6 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L.  
7 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
8 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L.  
9 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554,  
10 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding  
11 section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147,  
12 excluding sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L.  
13 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L.  
14 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L.  
15 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 316, 401, and 403  
16 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337,  
17 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L.  
18 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
19 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146 of P.L.  
20 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding  
21 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
22 (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207,  
23 209, 503, 512, and 513 of P.L. 109–222, P.L. 109–227, P.L. 109–280, excluding  
24 sections 811 and 844 of P.L. 109–280, P.L. 110–245, excluding sections 110, 113, and  
25 301 of P.L. 110–245, and section 15316 of P.L. 110–246, section 301 of division B and

1 section 313 of division C of P.L. 110–343, P.L. 110–458, section 1541 of division B of  
2 P.L. 111–5, and P.L. 111–192. The Internal Revenue Code applies for Wisconsin  
3 purposes at the same time as for federal purposes. Amendments to the federal  
4 Internal Revenue Code enacted after December 31, 2007, do not apply to this  
5 paragraph with respect to taxable years beginning after December 31, 2007, and  
6 before January 1, 2009, except that changes to the Internal Revenue Code made by  
7 P.L. 110–245, excluding sections 110, 113, and 301 of P.L. 110–245, and section 15316  
8 of P.L. 110–246, section 301 of division B and section 313 of division C of P.L. 110–343,  
9 P.L. 110–458, section 1541 of division B of P.L. 111–5, and P.L. 111–192, and changes  
10 that indirectly affect the provisions applicable to this subchapter made by P.L.  
11 110–245, excluding sections 110, 113, and 301 of P.L. 110–245, section 15316 of P.L.  
12 110–246, section 301 of division B and section 313 of division C of P.L. 110–343, P.L.  
13 110–458, section 1541 of division B of P.L. 111–5, and P.L. 111–192, apply for  
14 Wisconsin purposes at the same time as for federal purposes.

15 **SECTION 1080.** 71.22 (4) (um) of the statutes is amended to read:

16 71.22 (4) (um) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34  
17 (1g), and 71.42 (2), “Internal Revenue Code,” for taxable years that begin after  
18 December 31, 2008, and before January 1, 2011, means the federal Internal Revenue  
19 Code as amended to December 31, 2008, excluding sections 103, 104, and 110 of P.L.  
20 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,  
21 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3,  
22 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section  
23 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and  
24 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403  
25 (a) of P.L. 108–311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and

1 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
2 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section  
3 301 of P.L. 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
4 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 209, 503, and 513  
5 of P.L. 109–222, ~~section 844 of P.L. 109–280~~, P.L. 109–432, P.L. 110–28, P.L. 110–140,  
6 P.L. 110–141, P.L. 110–142, P.L. 110–166, P.L. 110–172, P.L. 110–185, P.L. 110–234,  
7 sections 110, 113, and 301 of P.L. 110–245, P.L. 110–246, except section 15316 of P.L.  
8 110–246, P.L. 110–289, except section 3093 of P.L. 110–289, P.L. 110–317, and P.L.  
9 110–343, except section 301 of division B and section 313 of division C of P.L. 110–343,  
10 and P.L. 110–351, as amended by sections 1261, 1262, 1401, 1402, 1521, 1522, 1531,  
11 and 1541 of division B of P.L. 111–5, section 301 of P.L. 111–147, P.L. 111–192, section  
12 1601 of P.L. 111–203, section 215 of P.L. 111–226, section 2112 of P.L. 111–240, and  
13 P.L. 111–325, and as indirectly affected in the provisions applicable to this  
14 subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, excluding sections 803 (d) (2)  
15 (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008  
16 (g) (5) of P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L.  
17 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.  
18 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),  
19 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.  
20 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605  
21 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.  
22 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.  
23 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16,  
24 excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L.  
25 107–147, excluding sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L.



1 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and  
2 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L.  
3 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 316,  
4 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 102, 201, 211,  
5 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476,  
6 P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
7 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146  
8 of P.L. 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135,  
9 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
10 (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections  
11 101, 207, 209, 503, and 513 of P.L. 109–222, P.L. 109–227, P.L. 109–280, ~~excluding~~  
12 ~~section 844 of P.L. 109–280, P.L. 110–245, excluding sections 110, 113, and 301 of P.L.~~  
13 ~~110–245, and section 15316 of P.L. 110–246, section 3093 of P.L. 110–289, section 301~~  
14 ~~of division B and section 313 of division C of P.L. 110–343, P.L. 110–351, P.L. 110–458,~~  
15 ~~sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L.~~  
16 ~~111–5, section 301 of P.L. 111–147, P.L. 111–192, section 1601 of P.L. 111–203, section~~  
17 ~~215 of P.L. 111–226, section 2112 of P.L. 111–240, and P.L. 111–325.~~ The Internal  
18 Revenue Code applies for Wisconsin purposes at the same time as for federal  
19 purposes. Amendments to the federal Internal Revenue Code enacted after  
20 December 31, 2008, do not apply to this paragraph with respect to taxable years  
21 beginning after December 31, 2008, and before January 1, 2011, except that changes  
22 to the Internal Revenue Code made by sections 1261, 1262, 1401, 1402, 1521, 1522,  
23 1531, and 1541 of division B of P.L. 111–5, section 301 of P.L. 111–147, P.L. 111–192,  
24 section 1601 of P.L. 111–203, section 215 of P.L. 111–226, section 2112 of P.L. 111–240,  
25 and P.L. 111–325, and changes that indirectly affect the provisions applicable to this

1 subchapter made by sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of  
2 division B of P.L. 111–5, section 301 of P.L. 111–147, P.L. 111–192, section 1601 of P.L.  
3 111–203, section 215 of P.L. 111–226, section 2112 of P.L. 111–240, and P.L. 111–325,  
4 apply for Wisconsin purposes at the same time as for federal purposes.

5 **SECTION 1890d.** 71.22 (4) (un) of the statutes is created to read:

6 71.22 (4) (un) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34  
7 (1g), and 71.42 (2), “Internal Revenue Code,” for taxable years that begin after  
8 December 31, 2010, means the federal Internal Revenue Code as amended to  
9 December 31, 2010, excluding sections 103, 104, and 110 of P.L. 102–227, sections  
10 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b),  
11 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L.  
12 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L.  
13 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and 202 of P.L.  
14 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403 (a) of P.L.  
15 108–311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
16 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
17 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301 of P.L.  
18 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
19 (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 503, and 513 of P.L. 109–222,  
20 P.L. 109–432, except sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of  
21 division A and section 403 of division C of P.L. 109–432, P.L. 110–28, except sections  
22 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–140, sections 2, 3, and 5  
23 of P.L. 110–142, P.L. 110–166, sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172,  
24 P.L. 110–185, P.L. 110–234, section 301 of P.L. 110–245, P.L. 110–246, except sections  
25 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, sections 3071, 3081, and

1 3082 of P.L. 110–289, section 9 (e) of P.L. 110–317, P.L. 110–343, except sections 116,  
2 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110–343,  
3 P.L. 111–5, except sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of  
4 division B of P.L. 111–5, section 201 of P.L. 111–147, P.L. 111–148, except sections  
5 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of P.L. 111–148, P.L. 111–152,  
6 except section 1407 of P.L. 111–152, P.L. 111–203, except section 1601 of P.L. 111–203,  
7 P.L. 111–226, except sections 215 and 217 of P.L. 111–226, P.L. 111–240, except  
8 sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, and P.L. 111–312, and as  
9 indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L.  
10 100–203, P.L. 100–647, excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821  
11 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L.  
12 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,  
13 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.  
14 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
15 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,  
16 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.  
17 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.  
18 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections  
19 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L.  
20 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections  
21 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L.  
22 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L.  
23 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L.  
24 108–218, P.L. 108–311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L.  
25 108–311, P.L. 108–357, excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422,

1 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L.  
2 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
3 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146 of P.L.  
4 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding  
5 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
6 (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207,  
7 503, and 513 of P.L. 109–222, P.L. 109–227, P.L. 109–280, sections 117, 406, 409, 410,  
8 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432,  
9 sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142,  
10 excluding sections 2, 3, and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b)  
11 and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–245, excluding section 301 of P.L.  
12 110–245, sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, P.L.  
13 110–289, excluding sections 3071, 3081, and 3082 of P.L. 110–289, P.L. 110–317,  
14 excluding section 9 (e) of P.L. 110–317, sections 116, 208, 211, and 301 of division B  
15 and sections 313 and 504 of division C of P.L. 110–343, P.L. 110–351, P.L. 110–458,  
16 sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L.  
17 111–5, P.L. 111–92, P.L. 111–147, excluding section 201 of P.L. 111–147, sections  
18 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of P.L. 111–148, section 1407  
19 of P.L. 111–152, P.L. 111–192, section 1601 of P.L. 111–203, sections 215 and 217 of  
20 P.L. 111–226, sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, and P.L.  
21 111–325. The Internal Revenue Code applies for Wisconsin purposes at the same  
22 time as for federal purposes, except that changes made by section 209 of P.L.  
23 109–222, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and  
24 section 403 of division C of P.L. 109–432, sections 8215, 8231, 8232, 8234, and 8236  
25 of P.L. 110–28, P.L. 110–141, P.L. 110–142, excluding sections 2, 3, and 5 of P.L.

1 110–142, P.L. 110–172, excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172,  
2 sections 110 and 113 of P.L. 110–245, sections 15312, 15313, 15314, and 15342 of P.L.  
3 110–246, sections 3031, 3032, 3033, 3041, 3051, 3052, 3061, and 3092 of P.L.  
4 110–289, P.L. 110–317, excluding section 9 (e) of P.L. 110–317, sections 116, 208, and  
5 211 of division B and section 504 of division C of P.L. 110–343, section 14 of P.L.  
6 111–92, sections 531, 532, and 533 of P.L. 111–147, sections 10908 and 10909 of P.L.  
7 111–148, and section 2043 of P.L. 111–240 do not apply for taxable years beginning  
8 before January 1, 2011. Amendments to the federal Internal Revenue Code enacted  
9 after December 31, 2010, do not apply to this paragraph with respect to taxable years  
10 beginning after December 31, 2010.

11 **SECTION 1890n.** 71.22 (4m) (s) of the statutes is amended to read:

12 71.22 **(4m)** (s) For taxable years that begin after December 31, 2007, and  
13 before January 1, 2009, “Internal Revenue Code,” for corporations that are subject  
14 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal  
15 Internal Revenue Code as amended to December 31, 2007, excluding sections 103,  
16 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203  
17 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
18 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554,  
19 P.L. 106–573, section 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147,  
20 sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306,  
21 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101, 201, 211, 242, 244, 336, 337,  
22 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310,  
23 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of  
24 P.L. 109–59, section 301 of P.L. 109–73, sections 101, 105, 201 (a) as it relates to  
25 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, sections 101,

1 207, 209, 503, 512, and 513 of P.L. 109–222, sections 811 and 844 of P.L. 109–280, P.L.  
2 109–432, P.L. 110–28, P.L. 110–140, P.L. 110–141, P.L. 110–142, P.L. 110–166, and  
3 P.L. 110–172, and as amended by P.L. 110–245, excluding sections 110, 113, and 301  
4 of P.L. 110–245, and section 15316 of P.L. 110–246, section 301 of division B and  
5 section 313 of division C of P.L. 110–343, P.L. 110–458, section 1541 of division B of  
6 P.L. 111–5, and P.L. 111–192, and as indirectly affected in the provisions applicable  
7 to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L.  
8 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections  
9 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding  
10 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L.  
11 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections  
12 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L.  
13 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L.  
14 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of  
15 P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L.  
16 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a)  
17 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,  
18 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173,  
19 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,  
20 excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,  
21 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
22 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections  
23 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
24 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding  
25 section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it

1 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L.  
2 109–151, P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L.  
3 109–222, P.L. 109–227, and P.L. 109–280, excluding sections 811 and 844 of P.L.  
4 109–280, P.L. 110–245, excluding sections 110, 113, and 301 of P.L. 110–245, and  
5 section 15316 of P.L. 110–246, section 301 of division B and section 313 of division  
6 C of P.L. 110–343, P.L. 110–458, section 1541 of division B of P.L. 111–5, and P.L.  
7 111–192. The Internal Revenue Code applies for Wisconsin purposes at the same  
8 time as for federal purposes. Amendments to the Internal Revenue Code enacted  
9 after December 31, 2007, do not apply to this paragraph with respect to taxable years  
10 beginning after December 31, 2007, and before January 1, 2009, except that changes  
11 to the Internal Revenue Code made by P.L. 110–245, excluding sections 110, 113, and  
12 301 of P.L. 110–245, and section 15316 of P.L. 110–246, section 301 of division B and  
13 section 313 of division C of P.L. 110–343, P.L. 110–458, section 1541 of division B of  
14 P.L. 111–5, and P.L. 111–192, and changes that indirectly affect the provisions  
15 applicable to this subchapter made by P.L. 110–245, excluding sections 110, 113, and  
16 301 of P.L. 110–245, and section 15316 of P.L. 110–246, section 301 of division B and  
17 section 313 of division C of P.L. 110–343, P.L. 110–458, section 1541 of division B of  
18 P.L. 111–5, and P.L. 111–192, apply for Wisconsin purposes at the same time as for  
19 federal purposes.

20 **SECTION 1081.** 71.22 (4m) (sm) of the statutes is amended to read:

21 71.22 **(4m)** (sm) For taxable years that begin after December 31, 2008, and  
22 before January 1, 2011, “Internal Revenue Code,” for corporations that are subject  
23 to a tax on unrelated business income under s. 71.26 (1) (a), means the federal  
24 Internal Revenue Code as amended to December 31, 2008, excluding sections 103,  
25 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203

1 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
2 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554,  
3 P.L. 106–573, section 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147,  
4 sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306,  
5 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101, 102, 201, 211, 242, 244, 336,  
6 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309,  
7 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section  
8 11146 of P.L. 109–59, section 301 of P.L. 109–73, sections 101, 105, 201 (a) as it relates  
9 to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, sections 101,  
10 207, 209, 503, and 513 of P.L. 109–222, ~~section 844 of P.L. 109–280~~, P.L. 109–432, P.L.  
11 110–28, P.L. 110–140, P.L. 110–141, P.L. 110–142, P.L. 110–166, P.L. 110–172, P.L.  
12 110–185, P.L. 110–234, sections 110, 113, and 301 of P.L. 110–245, P.L. 110–246,  
13 except section 15316 of P.L. 110–246, P.L. 110–289, except section 3093 of P.L.  
14 110–289, P.L. 110–317, and P.L. 110–343, except section 301 of division B and section  
15 313 of division C of P.L. 110–343, and P.L. 110–351, as amended by sections 1261,  
16 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, section 301  
17 of P.L. 111–147, P.L. 111–192, section 1601 of P.L. 111–203, section 215 of P.L.  
18 111–226, section 2112 of P.L. 111–240, and P.L. 111–325, and as indirectly affected  
19 in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L.  
20 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L.  
21 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.  
22 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and  
23 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L.  
24 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
25 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L.



1 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554,  
2 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding  
3 section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147,  
4 excluding sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L.  
5 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L.  
6 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L.  
7 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 316, 401, and 403  
8 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 102, 201, 211, 242, 244, 336,  
9 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7,  
10 P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
11 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146 of P.L.  
12 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding  
13 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
14 (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207,  
15 209, 503, and 513 of P.L. 109–222, P.L. 109–227, and P.L. 109–280, excluding section  
16 ~~844 of P.L. 109–280~~, P.L. 110–245, excluding sections 110, 113, and 301 of P.L.  
17 ~~110–245, and section 15316 of P.L. 110–246, section 3093 of P.L. 110–289, section 301~~  
18 ~~of division B and section 313 of division C of P.L. 110–343, P.L. 110–351, P.L. 110–458,~~  
19 ~~sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L.~~  
20 ~~111–5, section 301 of P.L. 111–147, P.L. 111–192, section 1601 of P.L. 111–203, section~~  
21 ~~215 of P.L. 111–226, section 2112 of P.L. 111–240, and P.L. 111–325.~~ The Internal  
22 Revenue Code applies for Wisconsin purposes at the same time as for federal  
23 purposes. Amendments to the Internal Revenue Code enacted after December 31,  
24 2008, do not apply to this paragraph with respect to taxable years beginning after  
25 December 31, 2008, and before January 1, 2011, except that changes to the Internal

1 Revenue Code made by sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541  
2 of division B of P.L. 111–5, section 301 of P.L. 111–147, P.L. 111–192, section 1601 of  
3 P.L. 111–203, section 215 of P.L. 111–226, section 2112 of P.L. 111–240, and P.L.  
4 111–325, and changes that indirectly affect the provisions applicable to this  
5 subchapter made by sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of  
6 division B of P.L. 111–5, section 301 of P.L. 111–147, P.L. 111–192, section 1601 of P.L.  
7 111–203, section 215 of P.L. 111–226, section 2112 of P.L. 111–240, and P.L. 111–325,  
8 apply for Wisconsin purposes at the same time as for federal purposes.

9 **SECTION 1891d.** 71.22 (4m) (sn) of the statutes is created to read:

10 71.22 **(4m)** (sn) For taxable years that begin after December 31, 2010,  
11 “Internal Revenue Code,” for corporations that are subject to a tax on unrelated  
12 business income under s. 71.26 (1) (a), means the federal Internal Revenue Code as  
13 amended to December 31, 2010, excluding sections 103, 104, and 110 of P.L. 102–227,  
14 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, sections  
15 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3, 4, and  
16 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of  
17 P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and 202 of  
18 P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403 (a) of  
19 P.L. 108–311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
20 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326,  
21 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301  
22 of P.L. 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403  
23 (e), (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 503, and 513 of P.L.  
24 109–222, P.L. 109–432, except sections 117, 406, 409, 410, 412, 417, 418, 424, and 425  
25 of division A and section 403 of division C of P.L. 109–432, P.L. 110–28, except

1 sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–140, sections 2,  
2 3, and 5 of P.L. 110–142, P.L. 110–166, sections 3 (b) and 11 (b), (e), and (g) of P.L.  
3 110–172, P.L. 110–185, P.L. 110–234, section 301 of P.L. 110–245, P.L. 110–246,  
4 except sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, sections  
5 3071, 3081, and 3082 of P.L. 110–289, section 9 (e) of P.L. 110–317, P.L. 110–343,  
6 except sections 116, 208, 211, and 301 of division B and sections 313 and 504 of  
7 division C of P.L. 110–343, P.L. 111–5, except sections 1261, 1262, 1401, 1402, 1521,  
8 1522, 1531, and 1541 of division B of P.L. 111–5, section 201 of P.L. 111–147, P.L.  
9 111–148, except sections 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of  
10 P.L. 111–148, P.L. 111–152, except section 1407 of P.L. 111–152, P.L. 111–203, except  
11 section 1601 of P.L. 111–203, P.L. 111–226, except sections 215 and 217 of P.L.  
12 111–226, P.L. 111–240, except sections 2014, 2043, 2111, 2112, and 2113 of P.L.  
13 111–240, and P.L. 111–312, and as indirectly affected in the provisions applicable to  
14 this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L.  
15 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections  
16 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding  
17 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L.  
18 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections  
19 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L.  
20 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L.  
21 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of  
22 P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L.  
23 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a)  
24 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,  
25 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173,

1 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,  
2 excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,  
3 excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of  
4 P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections  
5 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
6 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding  
7 section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it  
8 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L.  
9 109–151, P.L. 109–222, excluding sections 101, 207, 503, and 513 of P.L. 109–222,  
10 P.L. 109–227, P.L. 109–280, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425  
11 of division A and section 403 of division C of P.L. 109–432, sections 8215, 8231, 8232,  
12 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142, excluding sections 2, 3,  
13 and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b) and 11 (b), (e), and (g)  
14 of P.L. 110–172, P.L. 110–245, excluding section 301 of P.L. 110–245, sections 4,  
15 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, P.L. 110–289, excluding  
16 sections 3071, 3081, and 3082 of P.L. 110–289, P.L. 110–317, excluding section 9 (e)  
17 of P.L. 110–317, sections 116, 208, 211, and 301 of division B and sections 313 and 504  
18 of division C of P.L. 110–343, P.L. 110–351, P.L. 110–458, sections 1261, 1262, 1401,  
19 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, P.L. 111–92, P.L.  
20 111–147, excluding section 201 of P.L. 111–147, sections 1322, 1515, 9003, 9021,  
21 9022, 10108, 10908, and 10909 of P.L. 111–148, section 1407 of P.L. 111–152, P.L.  
22 111–192, section 1601 of P.L. 111–203, sections 215 and 217 of P.L. 111–226, sections  
23 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, and P.L. 111–325. The Internal  
24 Revenue Code applies for Wisconsin purposes at the same time as for federal  
25 purposes, except that changes made by section 209 of P.L. 109–222, sections 117, 406,

1 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L.  
2 109–432, sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L.  
3 110–142, excluding sections 2, 3, and 5 of P.L. 110–142, P.L. 110–172, excluding  
4 sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, sections 110 and 113 of P.L.  
5 110–245, sections 15312, 15313, 15314, and 15342 of P.L. 110–246, sections 3031,  
6 3032, 3033, 3041, 3051, 3052, 3061, and 3092 of P.L. 110–289, P.L. 110–317,  
7 excluding section 9 (e) of P.L. 110–317, sections 116, 208, and 211 of division B and  
8 section 504 of division C of P.L. 110–343, section 14 of P.L. 111–92, sections 531, 532,  
9 and 533 of P.L. 111–147, sections 10908 and 10909 of P.L. 111–148, and section 2043  
10 of P.L. 111–240 do not apply for taxable years beginning before January 1, 2011.  
11 Amendments to the Internal Revenue Code enacted after December 31, 2010, do not  
12 apply to this paragraph with respect to taxable years beginning after  
13 December 31, 2010.

14 **SECTION 1082.** 71.255 (2m) (d) of the statutes is amended to read:

15 71.255 **(2m)** (d) The department shall may not disregard the tax effect of an  
16 election under this subsection, or disallow the election, with respect to any controlled  
17 group member or members for any year of the election period, ~~if the department~~  
18 ~~determines that the election has the effect of tax avoidance.~~

19 **SECTION 1083.** 71.255 (6) (a) of the statutes is amended to read:

20 71.255 **(6)** (a) Except as provided in pars. (b), (bm), and (c) no tax credit,  
21 Wisconsin net business loss carry-forward, or other post-apportionment deduction  
22 earned by one member of the combined group, but not fully used by or allowed to that  
23 member, may be used in whole or in part by another member of the combined group  
24 or applied in whole or in part against the total income of the combined group. A  
25 member of a combined group may use a carry-forward of a credit, Wisconsin net

1 business loss carry-forward, or other post-apportionment deduction otherwise  
2 allowable under s. 71.26 or 71.45, that was incurred by that same member in a  
3 taxable year beginning before January 1, 2009.

4 **SECTION 1894d.** 71.255 (6) (bm) of the statutes is created to read:

5 71.255 (6) (bm) 1. In this paragraph, “pre-2009 net business loss  
6 carry-forward” means a corporation’s total net Wisconsin business loss  
7 carry-forward computed under s. 71.26 (4) or 71.45 (4) as of the beginning of its first  
8 taxable year that begins after December 31, 2008, but not used by the corporation  
9 in any taxable year beginning before January 1, 2012.

10 2. Starting with the first taxable year beginning after December 31, 2011, and  
11 for each of the 19 subsequent taxable years, and subject to the limitations provided  
12 under s. 71.26 (3) (n), for each taxable year that a corporation that is a member of a  
13 combined group has pre-2009 net business loss carry-forward, the corporation may,  
14 after using the pre-2009 net business loss carry-forward to offset its own income for  
15 the taxable year, and after using shareable losses to offset its own income for the  
16 taxable year, as provided under par. (b) 1., use up to 5 percent of the remaining  
17 pre-2009 net business loss carry-forward, until used or expired, to offset the  
18 Wisconsin income of all other members of the combined group on a proportionate  
19 basis, to the extent such income is attributable to the unitary business. If the full  
20 5 percent of such pre-2009 net business loss carry-forward cannot be fully used to  
21 offset the Wisconsin income of all other members of the combined group, the  
22 remainder may be added to the portion that may offset the Wisconsin income of all  
23 other members of the combined group in a subsequent year, until it is completely  
24 used or expired, except that unused pre-2009 net business loss carry-forwards may  
25 not be used in any taxable year that begins after December 31, 2031.

1           3. Unless otherwise provided by the department by rule, if the corporation may  
2 no longer be included in the combined group, as determined under this section, the  
3 corporation's pre-2009 net business loss carry-forward shall be available only to  
4 that corporation.

5           4. The department shall promulgate rules to administer this paragraph.

6           **SECTION 1894r.** 71.26 (1) (b) of the statutes is amended to read:

7           71.26 **(1)** (b) *Political units.* Income received by the United States, the state  
8 and all counties, cities, villages, towns, school districts, technical college districts,  
9 joint local water authorities created under s. 66.0823, ~~transit authorities created~~  
10 ~~under s. 59.58 (7) or 66.1039~~, long-term care districts under s. 46.2895 or other  
11 political units of this state.

12           **SECTION 1895r.** 71.26 (1m) (j) of the statutes is repealed.

13           **SECTION 1896d.** 71.26 (1m) (m) of the statutes is created to read:

14           71.26 **(1m)** (m) Those issued by the Wisconsin Housing and Economic  
15 Development Authority to provide loans to a public affairs network under s. 234.75  
16 (4).

17           **SECTION 1896f.** 71.26 (2) (a) 4. of the statutes, as affected by 2011 Wisconsin  
18 Act 3, is amended to read:

19           71.26 **(2)** (a) 4. Plus the amount of the credit computed under s. 71.28 (1dd),  
20 (1de), (1di), (1dj), (1dL), (1dm), (1ds), (1dx), (1dy), (3g), (3h), (3n), (3p), (3q), (3r),  
21 (3rm), (3rn), (3t), (3w), (5e), (5f), (5g), (5h), (5i), (5j), (5k), (5n), (5r), (5rm), (8r), and  
22 (9s) and not passed through by a partnership, limited liability company, or  
23 tax-option corporation that has added that amount to the partnership's, limited  
24 liability company's, or tax-option corporation's income under s. 71.21 (4) or 71.34 (1k)  
25 (g).

1           **SECTION 1896n.** 71.26 (2) (b) 21. of the statutes is amended to read:

2           71.26 **(2)** (b) 21. For taxable years that begin after December 31, 2007, and  
3 before January 1, 2009, for a corporation, conduit, or common law trust which  
4 qualifies as a regulated investment company, real estate mortgage investment  
5 conduit, real estate investment trust, or financial asset securitization investment  
6 trust under the Internal Revenue Code as amended to December 31, 2007, excluding  
7 sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d),  
8 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and  
9 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165  
10 of P.L. 106–554, P.L. 106–573, section 431 of P.L. 107–16, sections 101 and 301 (a) of  
11 P.L. 107–147, sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173,  
12 sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101, 201, 211, 242,  
13 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308,  
14 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58,  
15 section 11146 of P.L. 109–59, section 301 of P.L. 109–73, sections 101, 105, 201 (a) as  
16 it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135,  
17 sections 101, 207, 209, 503, 512, and 513 of P.L. 109–222, sections 811 and 844 of P.L.  
18 109–280, P.L. 109–432, P.L. 110–28, P.L. 110–140, P.L. 110–141, P.L. 110–142, P.L.  
19 110–166, and P.L. 110–172, and as amendeded by P.L. 110–245, excluding sections 110,  
20 113, and 301 of P.L. 110–245, and section 15316 of P.L. 110–246, section 301 of  
21 division B and section 313 of division C of P.L. 110–343, P.L. 110–458, section 1541  
22 of division B of P.L. 111–5, and P.L. 111–192, and as indirectly affected in the  
23 provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647,  
24 P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,  
25 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.



1 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
2 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,  
3 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.  
4 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.  
5 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections  
6 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L.  
7 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections  
8 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L.  
9 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L.  
10 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L.  
11 108–218, P.L. 108–311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L.  
12 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847,  
13 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58,  
14 excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348,  
15 and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L.  
16 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101,  
17 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of  
18 P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207, 209, 503, 512,  
19 and 513 of P.L. 109–222, P.L. 109–227, P.L. 109–280, excluding sections 811 and 844  
20 of P.L. 109–280, P.L. 110–245, excluding sections 110, 113, and 301 of P.L. 110–245,  
21 and section 15316 of P.L. 110–246, section 301 of division B and section 313 of division  
22 C of P.L. 110–343, P.L. 110–458, section 1541 of division B of P.L. 111–5, and P.L.  
23 111–192. “net income” means the federal regulated investment company taxable  
24 income, federal real estate mortgage investment conduit taxable income, federal real  
25 estate investment trust or financial asset securitization investment trust taxable

1 income of the corporation, conduit, or trust as determined under the Internal  
2 Revenue Code as amended to December 31, 2007, excluding sections 103, 104, and  
3 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
4 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188,  
5 sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L.  
6 106–573, section 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections  
7 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316,  
8 401, and 403 (a) of P.L. 108–311, sections 101, 201, 211, 242, 244, 336, 337, 422, 847,  
9 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324,  
10 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59,  
11 section 301 of P.L. 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a),  
12 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 209, 503, 512,  
13 and 513 of P.L. 109–222, sections 811 and 844 of P.L. 109–280, P.L. 109–432, P.L.  
14 110–28, P.L. 110–140, P.L. 110–141, P.L. 110–142, P.L. 110–166, and P.L. 110–172,  
15 and as amended by P.L. 110–245, excluding sections 110, 113, and 301 of P.L.  
16 110–245, and section 15316 of P.L. 110–246, section 301 of division B and section 313  
17 of division C of P.L. 110–343, P.L. 110–458, section 1541 of division B of P.L. 111–5,  
18 and P.L. 111–192, and as indirectly affected in the provisions applicable to this  
19 subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140,  
20 P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104,  
21 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections  
22 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.  
23 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202  
24 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.  
25 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L.

1 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,  
2 P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L.  
3 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a) of P.L.  
4 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,  
5 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173,  
6 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,  
7 excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,  
8 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
9 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections  
10 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
11 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding  
12 section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it  
13 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L.  
14 109–151, P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L.  
15 109–222, P.L. 109–227, P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280,  
16 P.L. 110–245, excluding sections 110, 113, and 301 of P.L. 110–245, and section 15316  
17 of P.L. 110–246, section 301 of division B and section 313 of division C of P.L. 110–343,  
18 P.L. 110–458, section 1541 of division B of P.L. 111–5, and P.L. 111–192, except that  
19 property that, under s. 71.02 (1) (c) 8. to 11., 1985 stats., is required to be depreciated  
20 for taxable years 1983 to 1986 under the Internal Revenue Code as amended to  
21 December 31, 1980, shall continue to be depreciated under the Internal Revenue  
22 Code as amended to December 31, 1980, and except that the appropriate amount  
23 shall be added or subtracted to reflect differences between the depreciation or  
24 adjusted basis for federal income tax purposes and the depreciation or adjusted basis  
25 under this chapter of any property disposed of during the taxable year. The Internal

1 Revenue Code as amended to December 31, 2007, excluding sections 103, 104, and  
2 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
3 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188,  
4 sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L.  
5 106–573, section 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections  
6 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316,  
7 401, and 403 (a) of P.L. 108–311, sections 101, 201, 211, 242, 244, 336, 337, 422, 847,  
8 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324,  
9 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59,  
10 section 301 of P.L. 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a),  
11 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 209, 503, 512,  
12 and 513 of P.L. 109–222, sections 811 and 844 of P.L. 109–280, P.L. 109–432, P.L.  
13 110–28, P.L. 110–140, P.L. 110–141, P.L. 110–142, P.L. 110–166, and P.L. 110–172,  
14 and as amended by P.L. 110–245, excluding sections 110, 113, and 301 of P.L.  
15 110–245, and section 15316 of P.L. 110–246, section 301 of division B and section 313  
16 of division C of P.L. 110–343, P.L. 110–458, section 1541 of division B of P.L. 111–5,  
17 and P.L. 111–192, and as indirectly affected in the provisions applicable to this  
18 subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140,  
19 P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104,  
20 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections  
21 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.  
22 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202  
23 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.  
24 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L.  
25 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,

1 P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L.  
2 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a) of P.L.  
3 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,  
4 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173,  
5 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,  
6 excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,  
7 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
8 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections  
9 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
10 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding  
11 section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it  
12 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L.  
13 109–151, P.L. 109–222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L.  
14 109–222, P.L. 109–227, P.L. 109–280, excluding sections 811 and 844 of P.L. 109–280,  
15 P.L. 110–245, excluding sections 110, 113, and 301 of P.L. 110–245, and section 15316  
16 of P.L. 110–246, section 301 of division B and section 313 of division C of P.L. 110–343,  
17 P.L. 110–458, section 1541 of division B of P.L. 111–5, and P.L. 111–192, applies for  
18 Wisconsin purposes at the same time as for federal purposes. Amendments to the  
19 Internal Revenue Code enacted after December 31, 2007, do not apply to this  
20 subdivision with respect to taxable years that begin after December 31, 2007, and  
21 before January 1, 2009, except that changes to the Internal Revenue Code made by  
22 P.L. 110–245, excluding sections 110, 113, and 301 of P.L. 110–245, and section 15316  
23 of P.L. 110–246, section 301 of division B and section 313 of division C of P.L. 110–343,  
24 P.L. 110–458, section 1541 of division B of P.L. 111–5, and P.L. 111–192, and changes  
25 that indirectly affect the provisions applicable to this subchapter made by P.L.

1 110–245, excluding sections 110, 113, and 301 of P.L. 110–245, and section 15316 of  
2 P.L. 110–246, section 301 of division B and section 313 of division C of P.L. 110–343,  
3 P.L. 110–458, section 1541 of division B of P.L. 111–5, and P.L. 111–192, apply for  
4 Wisconsin purposes at the same time as for federal purposes.

5 **SECTION 1084.** 71.26 (2) (b) 22. of the statutes is amended to read:

6 71.26 (2) (b) 22. For taxable years that begin after December 31, 2008, and  
7 before January 1, 2011, for a corporation, conduit, or common law trust which  
8 qualifies as a regulated investment company, real estate mortgage investment  
9 conduit, real estate investment trust, or financial asset securitization investment  
10 trust under the Internal Revenue Code as amended to December 31, 2008, excluding  
11 sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d),  
12 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and  
13 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165  
14 of P.L. 106–554, P.L. 106–573, section 431 of P.L. 107–16, sections 101 and 301 (a) of  
15 P.L. 107–147, sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173,  
16 sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101, 102, 201, 211,  
17 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305,  
18 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58,  
19 section 11146 of P.L. 109–59, section 301 of P.L. 109–73, sections 101, 105, 201 (a) as  
20 it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135,  
21 sections 101, 207, 209, 503, and 513 of P.L. 109–222, ~~section 844 of P.L. 109–280, P.L.~~  
22 ~~109–432, P.L. 110–28, P.L. 110–140, P.L. 110–141, P.L. 110–142, P.L. 110–166, P.L.~~  
23 ~~110–172, P.L. 110–185, P.L. 110–234, sections 110, 113, and 301 of P.L. 110–245, P.L.~~  
24 ~~110–246, except section 15316 of P.L. 110–246, P.L. 110–289, except section 3093 of~~  
25 ~~P.L. 110–289, P.L. 110–317, and P.L. 110–343, except section 301 of division B and~~

1 section 313 of division C of P.L. 110–343, and P.L. 110–351, as amended by sections  
2 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, section  
3 301 of P.L. 111–147, P.L. 111–192, section 1601 of P.L. 111–203, section 215 of P.L.  
4 111–226, section 2112 of P.L. 111–240, and P.L. 111–325, and as indirectly affected  
5 in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L.  
6 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L.  
7 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L.  
8 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and  
9 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L.  
10 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.  
11 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L.  
12 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554,  
13 excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding  
14 section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147,  
15 excluding sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L.  
16 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L.  
17 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L.  
18 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 316, 401, and 403  
19 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 102, 201, 211, 242, 244, 336,  
20 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7,  
21 P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
22 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146 of P.L.  
23 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding  
24 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
25 (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207,

1 209, 503, and 513 of P.L. 109–222, P.L. 109–227, P.L. 109–280, ~~excluding section 844~~  
2 ~~of P.L. 109–280, P.L. 110–245, excluding sections 110, 113, and 301 of P.L. 110–245,~~  
3 ~~and section 15316 of P.L. 110–246, section 3093 of P.L. 110–289, section 301 of~~  
4 ~~division B and section 313 of division C of P.L. 110–343, P.L. 110–351, P.L. 110–458,~~  
5 ~~sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L.~~  
6 ~~111–5, section 301 of P.L. 111–147, P.L. 111–192, section 1601 of P.L. 111–203, section~~  
7 ~~215 of P.L. 111–226, section 2112 of P.L. 111–240, and P.L. 111–325, “net income”~~  
8 means the federal regulated investment company taxable income, federal real estate  
9 mortgage investment conduit taxable income, federal real estate investment trust  
10 or financial asset securitization investment trust taxable income of the corporation,  
11 conduit, or trust as determined under the Internal Revenue Code as amended to  
12 December 31, 2008, excluding sections 103, 104, and 110 of P.L. 102–227, sections  
13 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b),  
14 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L.  
15 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L.  
16 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and 202 of P.L.  
17 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403 (a) of P.L.  
18 108–311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
19 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
20 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301 of P.L.  
21 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
22 (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 209, 503, and 513 of P.L.  
23 109–222, ~~section 844 of P.L. 109–280, P.L. 109–432, P.L. 110–28, P.L. 110–140, P.L.~~  
24 ~~110–141, P.L. 110–142, P.L. 110–166, P.L. 110–172, P.L. 110–185, P.L. 110–234,~~  
25 ~~sections 110, 113, and 301 of P.L. 110–245, P.L. 110–246, except section 15316 of P.L.~~



1 110–246, P.L. 110–289, except section 3093 of P.L. 110–289, P.L. 110–317, and P.L.  
2 110–343, except section 301 of division B and section 313 of division C of P.L. 110–343,  
3 and P.L. 110–351, as amended by sections 1261, 1262, 1401, 1402, 1521, 1522, 1531,  
4 and 1541 of division B of P.L. 111–5, section 301 of P.L. 111–147, P.L. 111–192, section  
5 1601 of P.L. 111–203, section 215 of P.L. 111–226, section 2112 of P.L. 111–240, and  
6 P.L. 111–325, and as indirectly affected in the provisions applicable to this  
7 subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140,  
8 P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104,  
9 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections  
10 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.  
11 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202  
12 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.  
13 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L.  
14 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,  
15 P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L.  
16 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a) of P.L.  
17 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,  
18 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173,  
19 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,  
20 excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,  
21 excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of  
22 P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections  
23 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
24 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding  
25 section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it

1 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L.  
2 109–151, P.L. 109–222, excluding sections 101, 207, 209, 503, and 513 of P.L.  
3 109–222, P.L. 109–227, P.L. 109–280, ~~excluding section 844 of P.L. 109–280, P.L.~~  
4 110–245, excluding sections 110, 113, and 301 of P.L. 110–245, and section 15316 of  
5 P.L. 110–246, section 3093 of P.L. 110–289, section 301 of division B and section 313  
6 of division C of P.L. 110–343, P.L. 110–351, P.L. 110–458, sections 1261, 1262, 1401,  
7 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, section 301 of P.L.  
8 111–147, P.L. 111–192, section 1601 of P.L. 111–203, section 215 of P.L. 111–226,  
9 section 2112 of P.L. 111–240, and P.L. 111–325, except that property that, under s.  
10 71.02 (1) (c) 8. to 11., 1985 stats., is required to be depreciated for taxable years 1983  
11 to 1986 under the Internal Revenue Code as amended to December 31, 1980, shall  
12 continue to be depreciated under the Internal Revenue Code as amended to  
13 December 31, 1980, and except that the appropriate amount shall be added or  
14 subtracted to reflect differences between the depreciation or adjusted basis for  
15 federal income tax purposes and the depreciation or adjusted basis under this  
16 chapter of any property disposed of during the taxable year. The Internal Revenue  
17 Code as amended to December 31, 2008, excluding sections 103, 104, and 110 of P.L.  
18 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,  
19 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3,  
20 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section  
21 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and  
22 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403  
23 (a) of P.L. 108–311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and  
24 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
25 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section

1 301 of P.L. 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
2 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 209, 503, and 513  
3 of P.L. 109–222, ~~section 844 of P.L. 109–280~~, P.L. 109–432, P.L. 110–28, P.L. 110–140,  
4 P.L. 110–141, P.L. 110–142, P.L. 110–166, P.L. 110–172, P.L. 110–185, P.L. 110–234,  
5 sections 110, 113, and 301 of P.L. 110–245, P.L. 110–246, except section 15316 of P.L.  
6 110–246, P.L. 110–289, except section 3093 of P.L. 110–289, P.L. 110–317, and P.L.  
7 110–343, except section 301 of division B and section 313 of division C of P.L. 110–343,  
8 and P.L. 110–351, as amended by sections 1261, 1262, 1401, 1402, 1521, 1522, 1531,  
9 and 1541 of division B of P.L. 111–5, section 301 of P.L. 111–147, P.L. 111–192, section  
10 1601 of P.L. 111–203, section 215 of P.L. 111–226, section 2112 of P.L. 111–240, and  
11 P.L. 111–325, and as indirectly affected in the provisions applicable to this  
12 subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140,  
13 P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104,  
14 and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections  
15 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L.  
16 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202  
17 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L.  
18 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L.  
19 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554,  
20 P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L.  
21 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a) of P.L.  
22 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,  
23 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173,  
24 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,  
25 excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,

1 excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of  
2 P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections  
3 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
4 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding  
5 section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it  
6 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L.  
7 109–151, P.L. 109–222, excluding sections 101, 207, 209, 503, and 513 of P.L.  
8 109–222, P.L. 109–227, P.L. 109–280, ~~excluding section 844 of P.L. 109–280, P.L.~~  
9 ~~110–245, excluding sections 110, 113, and 301 of P.L. 110–245, and section 15316 of~~  
10 ~~P.L. 110–246, section 3093 of P.L. 110–289, section 301 of division B and section 313~~  
11 ~~of division C of P.L. 110–343, P.L. 110–351, P.L. 110–458, sections 1261, 1262, 1401,~~  
12 ~~1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, section 301 of P.L.~~  
13 ~~111–147, P.L. 111–192, section 1601 of P.L. 111–203, section 215 of P.L. 111–226,~~  
14 ~~section 2112 of P.L. 111–240, and P.L. 111–325, applies for Wisconsin purposes at the~~  
15 ~~same time as for federal purposes. Amendments to the Internal Revenue Code~~  
16 ~~enacted after December 31, 2008, do not apply to this subdivision with respect to~~  
17 ~~taxable years that begin after December 31, 2008, and before January 1, 2011,~~  
18 ~~except that changes to the Internal Revenue Code made by sections 1261, 1262, 1401,~~  
19 ~~1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, section 301 of P.L.~~  
20 ~~111–147, P.L. 111–192, section 1601 of P.L. 111–203, section 215 of P.L. 111–226,~~  
21 ~~section 2112 of P.L. 111–240, and P.L. 111–325, and changes that indirectly affect the~~  
22 ~~provisions applicable to this subchapter made by sections 1261, 1262, 1401, 1402,~~  
23 ~~1521, 1522, 1531, and 1541 of division B of P.L. 111–5, section 301 of P.L. 111–147,~~  
24 ~~P.L. 111–192, section 1601 of P.L. 111–203, section 215 of P.L. 111–226, section 2112~~

1 of P.L. 111–240, and P.L. 111–325, apply for Wisconsin purposes at the same time as  
2 for federal purposes.

3 **SECTION 1897d.** 71.26 (2) (b) 23. of the statutes is created to read:

4 71.26 (2) (b) 23. For taxable years that begin after December 31, 2010, for a  
5 corporation, conduit, or common law trust which qualifies as a regulated investment  
6 company, real estate mortgage investment conduit, real estate investment trust, or  
7 financial asset securitization investment trust under the Internal Revenue Code as  
8 amended to December 31, 2010, excluding sections 103, 104, and 110 of P.L. 102–227,  
9 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, sections  
10 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3, 4, and  
11 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of  
12 P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and 202 of  
13 P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403 (a) of  
14 P.L. 108–311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
15 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326,  
16 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301  
17 of P.L. 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403  
18 (e), (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 503, and 513 of P.L.  
19 109–222, P.L. 109–432, except sections 117, 406, 409, 410, 412, 417, 418, 424, and 425  
20 of division A and section 403 of division C of P.L. 109–432, P.L. 110–28, except  
21 sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–140, sections 2,  
22 3, and 5 of P.L. 110–142, P.L. 110–166, sections 3 (b) and 11 (b), (e), and (g) of P.L.  
23 110–172, P.L. 110–185, P.L. 110–234, section 301 of P.L. 110–245, P.L. 110–246,  
24 except sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, sections  
25 3071, 3081, and 3082 of P.L. 110–289, section 9 (e) of P.L. 110–317, P.L. 110–343,

1 except sections 116, 208, 211, and 301 of division B and sections 313 and 504 of  
2 division C of P.L. 110–343, P.L. 111–5, except sections 1261, 1262, 1401, 1402, 1521,  
3 1522, 1531, and 1541 of division B of P.L. 111–5, section 201 of P.L. 111–147, P.L.  
4 111–148, except sections 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of  
5 P.L. 111–148, P.L. 111–152, except section 1407 of P.L. 111–152, P.L. 111–203, except  
6 section 1601 of P.L. 111–203, P.L. 111–226, except sections 215 and 217 of P.L.  
7 111–226, P.L. 111–240, except sections 2014, 2043, 2111, 2112, and 2113 of P.L.  
8 111–240, and P.L. 111–312, and as indirectly affected in the provisions applicable to  
9 this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L.  
10 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections  
11 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding  
12 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L.  
13 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections  
14 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L.  
15 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L.  
16 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of  
17 P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L.  
18 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a)  
19 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,  
20 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173,  
21 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,  
22 excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,  
23 excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of  
24 P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections  
25 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.

1 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding  
2 section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it  
3 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L.  
4 109–151, P.L. 109–222, excluding sections 101, 207, 503, and 513 of P.L. 109–222,  
5 P.L. 109–227, P.L. 109–280, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425  
6 of division A and section 403 of division C of P.L. 109–432, sections 8215, 8231, 8232,  
7 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142, excluding sections 2, 3,  
8 and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b) and 11 (b), (e), and (g)  
9 of P.L. 110–172, P.L. 110–245, excluding section 301 of P.L. 110–245, sections 4,  
10 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, P.L. 110–289, excluding  
11 sections 3071, 3081, and 3082 of P.L. 110–289, P.L. 110–317, excluding section 9 (e)  
12 of P.L. 110–317, sections 116, 208, 211, and 301 of division B and sections 313 and 504  
13 of division C of P.L. 110–343, P.L. 110–351, P.L. 110–458, sections 1261, 1262, 1401,  
14 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, P.L. 111–92, P.L.  
15 111–147, excluding section 201 of P.L. 111–147, sections 1322, 1515, 9003, 9021,  
16 9022, 10108, 10908, and 10909 of P.L. 111–148, section 1407 of P.L. 111–152, P.L.  
17 111–192, section 1601 of P.L. 111–203, sections 215 and 217 of P.L. 111–226, sections  
18 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, and P.L. 111–325, “net income”  
19 means the federal regulated investment company taxable income, federal real estate  
20 mortgage investment conduit taxable income, federal real estate investment trust  
21 or financial asset securitization investment trust taxable income of the corporation,  
22 conduit, or trust as determined under the Internal Revenue Code as amended to  
23 December 31, 2010, excluding sections 103, 104, and 110 of P.L. 102–227, sections  
24 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b),  
25 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L.

1 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L.  
2 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and 202 of P.L.  
3 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403 (a) of P.L.  
4 108–311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
5 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
6 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301 of P.L.  
7 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
8 (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 503, and 513 of P.L. 109–222,  
9 P.L. 109–432, except sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of  
10 division A and section 403 of division C of P.L. 109–432, P.L. 110–28, except sections  
11 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–140, sections 2, 3, and 5  
12 of P.L. 110–142, P.L. 110–166, sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172,  
13 P.L. 110–185, P.L. 110–234, section 301 of P.L. 110–245, P.L. 110–246, except sections  
14 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, sections 3071, 3081, and  
15 3082 of P.L. 110–289, section 9 (e) of P.L. 110–317, P.L. 110–343, except sections 116,  
16 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110–343,  
17 P.L. 111–5, except sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of  
18 division B of P.L. 111–5, section 201 of P.L. 111–147, P.L. 111–148, except sections  
19 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of P.L. 111–148, P.L. 111–152,  
20 except section 1407 of P.L. 111–152, P.L. 111–203, except section 1601 of P.L. 111–203,  
21 P.L. 111–226, except sections 215 and 217 of P.L. 111–226, P.L. 111–240, except  
22 sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, and P.L. 111–312, and as  
23 indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L.  
24 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L.  
25 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.



1 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),  
2 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.  
3 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605  
4 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.  
5 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.  
6 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16,  
7 excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L.  
8 107–147, excluding sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L.  
9 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and  
10 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L.  
11 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 316,  
12 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 102, 201, 211,  
13 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476,  
14 P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
15 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146  
16 of P.L. 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135,  
17 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
18 (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections  
19 101, 207, 503, and 513 of P.L. 109–222, P.L. 109–227, P.L. 109–280, sections 117, 406,  
20 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L.  
21 109–432, sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L.  
22 110–142, excluding sections 2, 3, and 5 of P.L. 110–142, P.L. 110–172, excluding  
23 sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–245, excluding section  
24 301 of P.L. 110–245, sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L.  
25 110–246, P.L. 110–289, excluding sections 3071, 3081, and 3082 of P.L. 110–289, P.L.

1 110–317, excluding section 9 (e) of P.L. 110–317, sections 116, 208, 211, and 301 of  
2 division B and sections 313 and 504 of division C of P.L. 110–343, P.L. 110–351, P.L.  
3 110–458, sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B  
4 of P.L. 111–5, P.L. 111–92, P.L. 111–147, excluding section 201 of P.L. 111–147,  
5 sections 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of P.L. 111–148,  
6 section 1407 of P.L. 111–152, P.L. 111–192, section 1601 of P.L. 111–203, sections 215  
7 and 217 of P.L. 111–226, sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240,  
8 and P.L. 111–325, except that property that, under s. 71.02 (1) (c) 8. to 11., 1985 stats.,  
9 is required to be depreciated for taxable years 1983 to 1986 under the Internal  
10 Revenue Code as amended to December 31, 1980, shall continue to be depreciated  
11 under the Internal Revenue Code as amended to December 31, 1980, and except that  
12 the appropriate amount shall be added or subtracted to reflect differences between  
13 the depreciation or adjusted basis for federal income tax purposes and the  
14 depreciation or adjusted basis under this chapter of any property disposed of during  
15 the taxable year. The Internal Revenue Code as amended to December 31, 2010,  
16 excluding sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171  
17 (d), 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and  
18 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165  
19 of P.L. 106–554, P.L. 106–573, section 431 of P.L. 107–16, sections 101 and 301 (a) of  
20 P.L. 107–147, sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173,  
21 sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101, 102, 201, 211,  
22 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305,  
23 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58,  
24 section 11146 of P.L. 109–59, section 301 of P.L. 109–73, sections 101, 105, 201 (a) as  
25 it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135,

1 sections 101, 207, 503, and 513 of P.L. 109–222, P.L. 109–432, except sections 117,  
2 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division  
3 C of P.L. 109–432, P.L. 110–28, except sections 8215, 8231, 8232, 8234, and 8236 of  
4 P.L. 110–28, P.L. 110–140, sections 2, 3, and 5 of P.L. 110–142, P.L. 110–166, sections  
5 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–185, P.L. 110–234, section 301  
6 of P.L. 110–245, P.L. 110–246, except sections 4, 15312, 15313, 15314, 15316, and  
7 15342 of P.L. 110–246, sections 3071, 3081, and 3082 of P.L. 110–289, section 9 (e) of  
8 P.L. 110–317, P.L. 110–343, except sections 116, 208, 211, and 301 of division B and  
9 sections 313 and 504 of division C of P.L. 110–343, P.L. 111–5, except sections 1261,  
10 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, section 201  
11 of P.L. 111–147, P.L. 111–148, except sections 1322, 1515, 9003, 9021, 9022, 10108,  
12 10908, and 10909 of P.L. 111–148, P.L. 111–152, except section 1407 of P.L. 111–152,  
13 P.L. 111–203, except section 1601 of P.L. 111–203, P.L. 111–226, except sections 215  
14 and 217 of P.L. 111–226, P.L. 111–240, except sections 2014, 2043, 2111, 2112, and  
15 2113 of P.L. 111–240, and P.L. 111–312, and as indirectly affected in the provisions  
16 applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L.  
17 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,  
18 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.  
19 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
20 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,  
21 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.  
22 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.  
23 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections  
24 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L.  
25 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections

1 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L.  
2 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L.  
3 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L.  
4 108–218, P.L. 108–311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L.  
5 108–311, P.L. 108–357, excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422,  
6 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L.  
7 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
8 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146 of P.L.  
9 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding  
10 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
11 (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207,  
12 503, and 513 of P.L. 109–222, P.L. 109–227, P.L. 109–280, sections 117, 406, 409, 410,  
13 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432,  
14 sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142,  
15 excluding sections 2, 3, and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b)  
16 and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–245, excluding section 301 of P.L.  
17 110–245, sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, P.L.  
18 110–289, excluding sections 3071, 3081, and 3082 of P.L. 110–289, P.L. 110–317,  
19 excluding section 9 (e) of P.L. 110–317, sections 116, 208, 211, and 301 of division B  
20 and sections 313 and 504 of division C of P.L. 110–343, P.L. 110–351, P.L. 110–458,  
21 sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L.  
22 111–5, P.L. 111–92, P.L. 111–147, excluding section 201 of P.L. 111–147, sections  
23 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of P.L. 111–148, section 1407  
24 of P.L. 111–152, P.L. 111–192, section 1601 of P.L. 111–203, sections 215 and 217 of  
25 P.L. 111–226, sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, and P.L.

1 111–325, applies for Wisconsin purposes at the same time as for federal purposes,  
2 except that changes made by section 209 of P.L. 109–222, sections 117, 406, 409, 410,  
3 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432,  
4 sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142,  
5 excluding sections 2, 3, and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b)  
6 and 11 (b), (e), and (g) of P.L. 110–172, sections 110 and 113 of P.L. 110–245, sections  
7 15312, 15313, 15314, and 15342 of P.L. 110–246, sections 3031, 3032, 3033, 3041,  
8 3051, 3052, 3061, and 3092 of P.L. 110–289, P.L. 110–317, excluding section 9 (e) of  
9 P.L. 110–317, sections 116, 208, and 211 of division B and section 504 of division C  
10 of P.L. 110–343, section 14 of P.L. 111–92, sections 531, 532, and 533 of P.L. 111–147,  
11 sections 10908 and 10909 of P.L. 111–148, and section 2043 of P.L. 111–240 do not  
12 apply for taxable years beginning before January 1, 2011. Amendments to the  
13 Internal Revenue Code enacted after December 31, 2010, do not apply to this  
14 subdivision with respect to taxable years that begin after December 31, 2010.

15 **SECTION 1897r.** 71.26 (4) of the statutes is renumbered 71.26 (4) (a) and  
16 amended to read:

17 71.26 (4) (a) ~~A~~ Except as provided in par. (b), a corporation, except a tax–option  
18 corporation or an insurer to which s. 71.45 (4) applies, may offset against its  
19 Wisconsin net business income any Wisconsin net business loss sustained in any of  
20 the next 15 preceding taxable years, if the corporation was subject to taxation under  
21 this chapter in the taxable year in which the loss was sustained, to the extent not  
22 offset by other items of Wisconsin income in the loss year and by Wisconsin net  
23 business income of any year between the loss year and the taxable year for which an  
24 offset is claimed. For purposes of this subsection Wisconsin net business income or  
25 loss shall consist of all the income attributable to the operation of a trade or business

1 in this state, less the business expenses allowed as deductions in computing net  
2 income. The Wisconsin net business income or loss of corporations engaged in  
3 business within and without the state shall be determined under s. 71.25 (6) and (10)  
4 to (12). Nonapportionable losses having a Wisconsin situs under s. 71.25 (5) (b) shall  
5 be included in Wisconsin net business loss; and nonapportionable income having a  
6 Wisconsin situs under s. 71.25 (5) (b), whether taxable or exempt, shall be included  
7 in other items of Wisconsin income and Wisconsin net business income for purposes  
8 of this subsection.

9 **SECTION 1897s.** 71.26 (4) (b) of the statutes is created to read:

10 71.26 (4) (b) A corporation that is part of a combined group under s. 71.255 may  
11 offset against its Wisconsin net business income any unused pre-2009 net business  
12 loss carry-forward under s. 71.255 (6) (bm) for the 20 taxable years that begin after  
13 December 31, 2011.

14 **SECTION 1085.** 71.28 (1dd) (b) of the statutes is amended to read:

15 71.28 (1dd) (b) Except as provided in s. 73.03 (35), for any taxable year for  
16 which that person is certified under s. 560.765 (3), 2009 stats., and begins business  
17 operations in a zone under s. 560.71, 2009 stats., after July 29, 1995, entitled under  
18 s. 560.795 (3) (a), 2009 stats., and begins business operations in a zone under s.  
19 560.795, 2009 stats., after July 29, 1995, or certified under s. 560.797 (4) (a), 2009  
20 stats., for each zone for which the person is certified or entitled a person may credit  
21 against taxes otherwise due under this subchapter employment-related day care  
22 expenses, up to \$1,200 for each qualifying individual.

23 **SECTION 1086.** 71.28 (1dd) (e) of the statutes is amended to read:

24 71.28 (1dd) (e) The credit under this subsection, as it applies to a person  
25 certified under s. 560.765 (3), 2009 stats., applies to a corporation that conducts

1 economic activity in a zone under s. 560.795 (1), 2009 stats., and that is entitled to  
2 tax benefits under s. 560.795 (3), 2009 stats., subject to the limits under s. 560.795  
3 (2), 2009 stats. A credit under this subsection may be credited using expenses  
4 incurred by a claimant on July 29, 1995.

5 **SECTION 1087.** 71.28 (1de) (a) (intro.) of the statutes is amended to read:

6 71.28 (1de) (a) (intro.) Except as provided in s. 73.03 (35), for any taxable year  
7 for which a person is certified under s. 560.765 (3), 2009 stats., and begins business  
8 operations in a zone under s. 560.71, 2009 stats., after July 29, 1995, entitled under  
9 s. 560.795 (3) (a), 2009 stats., and begins business operations in a zone under s.  
10 560.795, 2009 stats., after July 29, 1995, or certified under s. 560.797 (4) (a), 2009  
11 stats., for each zone for which the person is certified or entitled the person may claim  
12 as a credit against taxes otherwise due under this subchapter an amount equal to  
13 7.5% of the amount that the person expends to remove or contain environmental  
14 pollution, as defined in s. 299.01 (4), in the zone or to restore soil or groundwater that  
15 is affected by environmental pollution, as defined in s. 299.01 (4), in the zone if the  
16 person fulfills all of the following requirements:

17 **SECTION 1088.** 71.28 (1de) (a) 1. of the statutes is amended to read:

18 71.28 (1de) (a) 1. Begins the work, other than planning and investigating, for  
19 which the credit is claimed after the area that includes the site where the work is  
20 done is designated a development zone under s. 560.71, 2009 stats., a development  
21 opportunity zone under s. 560.795, 2009 stats., or an enterprise development zone  
22 under s. 560.797, 2009 stats., and after the claimant is certified under s. 560.765 (3),  
23 2009 stats., entitled under s. 560.795 (3) (a), 2009 stats., or certified under s. 560.797  
24 (4) (a), 2009 stats.

25 **SECTION 1089.** 71.28 (1de) (d) of the statutes is amended to read:

1           71.28 **(1de)** (d) The credit under this subsection, as it applies to a person  
2 certified under s. 560.765 (3), 2009 stats., applies to a corporation that conducts  
3 economic activity in a zone under s. 560.795 (1), 2009 stats., and that is entitled to  
4 tax benefits under s. 560.795 (3), 2009 stats., subject to the limits under s. 560.795  
5 (2), 2009 stats. A credit under this subsection may be credited using expenses  
6 incurred by a claimant on July 29, 1995.

7           **SECTION 1090.** 71.28 (1di) (a) (intro.) of the statutes is amended to read:

8           71.28 **(1di)** (a) (intro.) Except as provided in pars. (dm) and (f) and s. 73.03 (35),  
9 for any taxable year for which the person is entitled under s. 560.795 (3), 2009 stats.,  
10 to claim tax benefits, any person may claim as a credit against taxes otherwise due  
11 under this chapter 2.5% of the purchase price of depreciable, tangible personal  
12 property, or 1.75% of the purchase price of depreciable, tangible personal property  
13 that is expensed under section 179 of the internal revenue code for purposes of the  
14 taxes under this chapter, except that:

15           **SECTION 1091.** 71.28 (1di) (a) 1. of the statutes is amended to read:

16           71.28 **(1di)** (a) 1. The investment must be in property that is purchased after  
17 the person is entitled under s. 560.795 (3), 2009 stats., to claim tax benefits and that  
18 is used for at least 50% of its use in the conduct of the person's business operations  
19 at a location in a development zone under subch. VI of ch. 560, 2009 stats., or, if the  
20 property is mobile, the base of operations of the property for at least 50% of its use  
21 must be a location in a development zone.

22           **SECTION 1092.** 71.28 (1di) (b) 2. of the statutes is amended to read:

23           71.28 **(1di)** (b) 2. If the claimant is located on an Indian reservation, as defined  
24 in s. 560.86 (5), 2009 stats., and is an American Indian, as defined in s. 560.86 (1),  
25 2009 stats., an Indian business, as defined in s. 560.86 (4), 2009 stats., or a tribal



1 enterprise, as defined in s. 71.07 (2di) (b) 2., and if the allowable amount of the credit  
2 under this subsection exceeds the taxes otherwise due under this chapter on or  
3 measured by the claimant's income, the amount of the credit not used as an offset  
4 against those taxes shall be certified to the department of administration for  
5 payment to the claimant by check, share draft or other draft.

6 **SECTION 1093.** 71.28 (1di) (b) 3. of the statutes is amended to read:

7 71.28 **(1di)** (b) 3. Partnerships, limited liability companies and tax–option  
8 corporations may not claim the credit under this subsection, but the eligibility for,  
9 and amount of, that credit shall be determined on the basis of their economic activity,  
10 not that of their shareholders, partners or members. The corporation, partnership  
11 or limited liability company shall compute the amount of the credit that may be  
12 claimed by each of its shareholders, partners or members and shall provide that  
13 information to each of its shareholders, partners or members. Partners, members  
14 of limited liability companies and shareholders of tax–option corporations may claim  
15 the credit based on the partnership's, company's or corporation's activities in  
16 proportion to their ownership interest and may offset it against the tax attributable  
17 to their income from the partnership's, company's or corporation's business  
18 operations in the development zone; except that partners, members, and  
19 shareholders in a development zone under s. 560.795 (1) (e), 2009 stats., may offset  
20 the credit against the amount of the tax attributable to their income from all of the  
21 partnership's, company's, or corporation's business operations; and against the tax  
22 attributable to their income from the partnership's, company's or corporation's  
23 directly related business operations.

24 **SECTION 1094.** 71.28 (1di) (d) 1. of the statutes is amended to read:

1           71.28 (1di) (d) 1. A copy of a verification from the department of commerce that  
2 the claimant may claim tax benefits under s. 560.795 (3), 2009 stats.

3           **SECTION 1095.** 71.28 (1di) (f) of the statutes is amended to read:

4           71.28 (1di) (f) If a person who is entitled under s. 560.795 (3), 2009 stats., to  
5 claim tax benefits becomes ineligible for such tax benefits, that person may claim no  
6 credits under this subsection for the taxable year that includes the day on which the  
7 person becomes ineligible for tax benefits or succeeding taxable years and that  
8 person may carry over no unused credits from previous years to offset tax under this  
9 chapter for the taxable year that includes the day on which the person becomes  
10 ineligible for tax benefits or succeeding taxable years.

11          **SECTION 1096.** 71.28 (1di) (g) of the statutes is amended to read:

12          71.28 (1di) (g) If a person who is entitled under s. 560.795 (3), 2009 stats., to  
13 claim tax benefits ceases business operations in the development zone during any of  
14 the taxable years that that zone exists, that person may not carry over to any taxable  
15 year following the year during which operations cease any unused credits from the  
16 taxable year during which operations cease or from previous taxable years.

17          **SECTION 1097.** 71.28 (1di) (i) of the statutes is amended to read:

18          71.28 (1di) (i) The development zones credit under this subsection, as it applies  
19 to a person certified under s. 560.765 (3), 2009 stats., applies to a corporation that  
20 conducts economic activity in a development opportunity zone under s. 560.795 (1),  
21 2009 stats., and that is entitled to tax benefits under s. 560.795 (3), 2009 stats.,  
22 subject to the limits under s. 560.795 (2), 2009 stats. A development opportunity  
23 zone credit under this paragraph may be calculated using expenses incurred by a  
24 claimant beginning on the effective date under s. 560.795 (2) (a), 2009 stats., of the

1 development opportunity zone designation of the area in which the claimant  
2 conducts economic activity.

3 **SECTION 1098.** 71.28 (1dj) (am) (intro.) of the statutes is amended to read:

4 71.28 (1dj) (am) (intro.) Except as provided under par. (f) or s. 73.03 (35), for  
5 any taxable year for which the person is certified under s. 560.765 (3), 2009 stats.,  
6 for tax benefits, any person may claim as a credit against taxes otherwise due under  
7 this chapter an amount calculated as follows:

8 **SECTION 1099.** 71.28 (1dj) (am) 4. a. of the statutes is amended to read:

9 71.28 (1dj) (am) 4. a. If certified under s. 560.765 (3), 2009 stats., for tax  
10 benefits before January 1, 1992, modify “qualified wages” as defined in section 51 (b)  
11 of the internal revenue code to exclude wages paid before the claimant is certified for  
12 tax benefits and to exclude wages that are paid to employees for work at any location  
13 that is not in a development zone under subch. VI of ch. 560, 2009 stats. For purposes  
14 of this subd. 4. a., mobile employees work at their base of operations and leased or  
15 rented employees work at the location where they perform services.

16 **SECTION 1100.** 71.28 (1dj) (am) 4. b. of the statutes is amended to read:

17 71.28 (1dj) (am) 4. b. If certified under s. 560.765 (3), 2009 stats., for tax  
18 benefits after December 31, 1991, modify “qualified wages” as defined in section 51  
19 (b) of the internal revenue code to exclude wages paid before the claimant is certified  
20 for tax benefits and to exclude wages that are paid to employees for work at any  
21 location that is not in a development zone under subch. VI of ch. 560, 2009 stats. For  
22 purposes of this subd. 4. b., mobile employees and leased or rented employees work  
23 at their base of operations.

24 **SECTION 1101.** 71.28 (1dj) (am) 4c. of the statutes is amended to read:

1           71.28 (1dj) (am) 4c. Modify the rule for ineligible individuals under section 51  
2 (i) (1) of the internal revenue code to allow credit for the wages of related individuals  
3 paid by an Indian business, as defined in s. 560.86 (4), 2009 stats., or a tribal  
4 enterprise, as defined in s. 71.07 (2di) (b) 2., if the Indian business or tribal enterprise  
5 is located in a development zone designated under s. 560.71 (3) (c) 2., 2009 stats.

6           **SECTION 1102.** 71.28 (1dj) (am) 4t. of the statutes is amended to read:

7           71.28 (1dj) (am) 4t. If certified under s. 560.765 (3), 2009 stats., for tax benefits  
8 before January 1, 1992, modify section 51 (i) (3) of the internal revenue code so that  
9 for leased or rented employees, except employees of a leasing agency certified for tax  
10 benefits who perform services directly for the agency in a development zone, the  
11 minimum employment periods apply to the time that they perform services in a  
12 development zone for a single lessee or renter, not to their employment by the leasing  
13 agency.

14           **SECTION 1103.** 71.28 (1dj) (e) 1. of the statutes is amended to read:

15           71.28 (1dj) (e) 1. A copy of the claimant's certification for tax benefits under s.  
16 560.765 (3), 2009 stats.

17           **SECTION 1104.** 71.28 (1dj) (e) 3. a. of the statutes is amended to read:

18           71.28 (1dj) (e) 3. a. If certified under s. 560.765 (3), 2009 stats., for tax benefits  
19 before January 1, 1992, a statement from the department of commerce verifying the  
20 amount of qualifying wages and verifying that the employees were hired for work  
21 only in a development zone or are mobile employees whose base of operations is in  
22 a development zone.

23           **SECTION 1105.** 71.28 (1dj) (e) 3. b. of the statutes is amended to read:

24           71.28 (1dj) (e) 3. b. If certified under s. 560.765 (3), 2009 stats., for tax benefits  
25 after December 31, 1991, a statement from the department of commerce verifying the

1 amount of qualifying wages and verifying that the employees were hired for work  
2 only in a development zone or are mobile employees or leased or rented employees  
3 whose base of operations is in a development zone.

4 **SECTION 1106.** 71.28 (1dj) (i) of the statutes is amended to read:

5 71.28 (1dj) (i) The development zones credit under this subsection, as it applies  
6 to a person certified under s. 560.765 (3), 2009 stats., applies to a corporation that  
7 conducts economic activity in a development opportunity zone under s. 560.795 (1),  
8 2009 stats., and that is entitled to tax benefits under s. 560.795 (3), 2009 stats.,  
9 subject to the limits under s. 560.795 (2), 2009 stats. A development opportunity  
10 zone credit under this paragraph may be calculated using expenses incurred by a  
11 claimant beginning on the effective date under s. 560.795 (2) (a), 2009 stats., of the  
12 development opportunity zone designation of the area in which the claimant  
13 conducts economic activity.

14 **SECTION 1107.** 71.28 (1dL) (a) of the statutes is amended to read:

15 71.28 (1dL) (a) Except as provided in pars. (ag), (ar), (bm) and (f) and s. 73.03  
16 (35), for any taxable year for which the person is certified under s. 560.765 (3), 2009  
17 stats., for tax benefits, any person may claim as a credit against taxes otherwise due  
18 under this subchapter an amount equal to 2.5% of the amount expended by that  
19 person to acquire, construct, rehabilitate or repair real property in a development  
20 zone under subch. VI of ch. 560, 2009 stats.

21 **SECTION 1108.** 71.28 (1dL) (ag) of the statutes is amended to read:

22 71.28 (1dL) (ag) If the credit under par. (a) is claimed for an amount expended  
23 to construct, rehabilitate, remodel or repair property, the claimant must have begun  
24 the physical work of construction, rehabilitation, remodeling or repair, or any  
25 demolition or destruction in preparation for the physical work, after the place where

1 the property is located was designated a development zone under s. 560.71, 2009  
2 stats., and the completed project must be placed in service after the claimant is  
3 certified for tax benefits under s. 560.765 (3), 2009 stats. In this paragraph, “physical  
4 work” does not include preliminary activities such as planning, designing, securing  
5 financing, researching, developing specifications or stabilizing the property to  
6 prevent deterioration.

7 **SECTION 1109.** 71.28 (1dL) (ar) of the statutes is amended to read:

8 71.28 (1dL) (ar) If the credit under par. (a) is claimed for an amount expended  
9 to acquire property, the property must have been acquired by the claimant after the  
10 place where the property is located was designated a development zone under s.  
11 560.71, 2009 stats., and the completed project must be placed in service after the  
12 claimant is certified for tax benefits under s. 560.765 (3), 2009 stats., and the  
13 property must not have been previously owned by the claimant or a related person  
14 during the 2 years prior to the designation of the development zone under s. 560.71,  
15 2009 stats. No credit is allowed for an amount expended to acquire property until  
16 the property, either in its original state as acquired by the claimant or as  
17 subsequently constructed, rehabilitated, remodeled or repaired, is placed in service.

18 **SECTION 1110.** 71.28 (1dL) (bm) of the statutes is amended to read:

19 71.28 (1dL) (bm) In calculating the credit under par. (a) a claimant shall reduce  
20 the amount expended to acquire property by a percentage equal to the percentage of  
21 the area of the real property not used for the purposes for which the claimant is  
22 certified to claim tax benefits under s. 560.765 (3), 2009 stats., and shall reduce the  
23 amount expended for other purposes by the amount expended on the part of the  
24 property not used for the purposes for which the claimant is certified to claim tax  
25 benefits under s. 560.765 (3), 2009 stats.

1           **SECTION 1111.** 71.28 (1dL) (c) of the statutes is amended to read:

2           71.28 (1dL) (c) If the claimant is located on an Indian reservation, as defined  
3 in s. 560.86 (5), 2009 stats., and is an American Indian, as defined in s. 560.86 (1),  
4 2009 stats., an Indian business, as defined in s. 560.86 (4), 2009 stats., or a tribal  
5 enterprise, as defined in s. 71.07 (2di) (b) 2., and if the allowable amount of the credit  
6 under par. (a) exceeds the taxes otherwise due under this chapter on or measured by  
7 the claimant's income, the amount of the credit not used as an offset against those  
8 taxes shall be certified to the department of administration for payment to the  
9 claimant by check, share draft or other draft.

10           **SECTION 1112.** 71.28 (1dL) (i) of the statutes is amended to read:

11           71.28 (1dL) (i) The development zones credit under this subsection, as it  
12 applies to a person certified under s. 560.765 (3), 2009 stats., applies to a corporation  
13 that conducts economic activity in a development opportunity zone under s. 560.795  
14 (1), 2009 stats., and that is entitled to tax benefits under s. 560.795 (3), 2009 stats.,  
15 subject to the limits under s. 560.795 (2), 2009 stats. A development opportunity  
16 zone credit under this paragraph may be calculated using expenses incurred by a  
17 claimant beginning on the effective date under s. 560.795 (2) (a), 2009 stats., of the  
18 development opportunity zone designation of the area in which the claimant  
19 conducts economic activity.

20           **SECTION 1113.** 71.28 (1dm) (a) 1. of the statutes is amended to read:

21           71.28 (1dm) (a) 1. "Certified" means entitled under s. 238.395 (3) (a) 4. or s.  
22 560.795 (3) (a) 4., 2009 stats., to claim tax benefits or certified under s. 238.395 (5),  
23 238.398 (3), or 238.3995 (4) or s. 560.795 (5), 2009 stats., s. 560.798 (3), 2009 stats.,  
24 s. or 560.7995 (4), 2009 stats.

25           **SECTION 1114.** 71.28 (1dm) (a) 3. of the statutes is amended to read:

1           71.28 (1dm) (a) 3. “Development zone” means a development opportunity zone  
2 under s. 238.395 (1) (e) and (f) or 238.398 or s. 560.795 (1) (e) and (f), 2009 stats., or  
3 s. 560.798, 2009 stats., or an airport development zone under s. 238.3995 or s.  
4 560.7995, 2009 stats.

5           **SECTION 1115.** 71.28 (1dm) (a) 4. of the statutes is amended to read:

6           71.28 (1dm) (a) 4. “Previously owned property” means real property that the  
7 claimant or a related person owned during the 2 years prior to the department of  
8 commerce or the Wisconsin Economic Development Corporation designating the  
9 place where the property is located as a development zone and for which the claimant  
10 may not deduct a loss from the sale of the property to, or an exchange of the property  
11 with, the related person under section 267 of the Internal Revenue Code, except that  
12 section 267 (b) of the Internal Revenue Code is modified so that if the claimant owns  
13 any part of the property, rather than 50% ownership, the claimant is subject to  
14 section 267 (a) (1) of the Internal Revenue Code for purposes of this subsection.

15           **SECTION 1116.** 71.28 (1dm) (f) 1. of the statutes is amended to read:

16           71.28 (1dm) (f) 1. A copy of ~~a the verification from the department of commerce~~  
17 that the claimant may claim tax benefits under s. 238.395 (3) (a) 4. or s. 560.795 (3)  
18 (a) 4., 2009 stats., or is certified under s. 238.395 (5), 238.398 (3), or 238.3995 (4) or  
19 s. 560.795 (5), 2009 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats.

20           **SECTION 1117.** 71.28 (1dm) (f) 2. of the statutes is amended to read:

21           71.28 (1dm) (f) 2. A statement from the department of commerce or the  
22 Wisconsin Economic Development Corporation verifying the purchase price of the  
23 investment and verifying that the investment fulfills the requirements under par.  
24 (b).

25           **SECTION 1118.** 71.28 (1dm) (i) of the statutes is amended to read:



1           71.28 **(1dm)** (i) Partnerships, limited liability companies, and tax–option  
2 corporations may not claim the credit under this subsection, but the eligibility for,  
3 and the amount of, that credit shall be determined on the basis of their economic  
4 activity, not that of their shareholders, partners, or members. The corporation,  
5 partnership, or limited liability company shall compute the amount of credit that  
6 may be claimed by each of its shareholders, partners, or members and provide that  
7 information to its shareholders, partners, or members. Partners, members of limited  
8 liability companies, and shareholders of tax–option corporations may claim the  
9 credit based on the partnership’s, company’s, or corporation’s activities in proportion  
10 to their ownership interest and may offset it against the tax attributable to their  
11 income from the partnership’s, company’s, or corporation’s business operations in the  
12 development zone; except that partners, members, and shareholders in a  
13 development zone under s. 238.395 (1) (e) or s. 560.795 (1) (e), 2009 stats., may offset  
14 the credit against the amount of the tax attributable to their income.

15           **SECTION 1119.** 71.28 (1dm) (j) of the statutes is amended to read:

16           71.28 **(1dm)** (j) If a person who is entitled under s. 238.395 (3) (a) 4. or s. 560.795  
17 (3) (a) 4., 2009 stats., to claim tax benefits becomes ineligible for such tax benefits,  
18 or if a person’s certification under s. 238.395 (5), 238.398 (3), or 238.3995 (4) or s.  
19 560.795 (5), 2009 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats., is  
20 revoked, that person may claim no credits under this subsection for the taxable year  
21 that includes the day on which the person becomes ineligible for tax benefits, the  
22 taxable year that includes the day on which the certification is revoked, or succeeding  
23 taxable years, and that person may carry over no unused credits from previous years  
24 to offset tax under this chapter for the taxable year that includes the day on which

1 the person becomes ineligible for tax benefits, the taxable year that includes the day  
2 on which the certification is revoked, or succeeding taxable years.

3 **SECTION 1120.** 71.28 (1dm) (k) of the statutes is amended to read:

4 71.28 **(1dm)** (k) If a person who is entitled under s. 238.395 (3) (a) 4. or s.  
5 560.795 (3) (a) 4., 2009 stats., to claim tax benefits or certified under s. 238.395 (5),  
6 239.398 (3), or 238.3995 (4) or s. 560.795 (5), 2009 stats., s. 560.798 (3), 2009 stats.,  
7 or s. 560.7995 (4), 2009 stats., ceases business operations in the development zone  
8 during any of the taxable years that that zone exists, that person may not carry over  
9 to any taxable year following the year during which operations cease any unused  
10 credits from the taxable year during which operations cease or from previous taxable  
11 years.

12 **SECTION 1121.** 71.28 (1ds) (a) 1. of the statutes is amended to read:

13 71.28 **(1ds)** (a) 1. “Development zone” means a zone designated under s. 560.71,  
14 2009 stats.

15 **SECTION 1122.** 71.28 (1ds) (b) of the statutes is amended to read:

16 71.28 **(1ds)** (b) Except as provided in pars. (dm) and (e) and s. 73.03 (35), for  
17 any taxable year for which the person is certified under s. 560.765 (3), 2009 stats.,  
18 for tax benefits, any person may claim as a credit against taxes otherwise due under  
19 this chapter the taxes paid under subchs. III and V of ch. 77 on their purchases, leases  
20 and rentals of eligible property. Partnerships, limited liability companies and  
21 tax-option corporations may not claim the credit under this subsection, but the  
22 eligibility for, and the amount of, that credit shall be determined on the basis of their  
23 economic activity, not that of their partners, members or shareholders. The  
24 partnership, limited liability company or corporation shall compute the amount of  
25 credit that may be claimed by each of its partners, members or shareholders and

1 shall provide that information to its partners, members or shareholders. Partners,  
2 members of limited liability companies and shareholders of tax–option corporations  
3 may claim the credit based on the partnership’s, company’s or corporation’s activities  
4 in proportion to their ownership interest.

5 **SECTION 1123.** 71.28 (1ds) (d) 1. of the statutes is amended to read:

6 71.28 (1ds) (d) 1. A copy of the claimant’s certification for tax benefits under  
7 s. 560.765 (3), 2009 stats.

8 **SECTION 1124.** 71.28 (1ds) (i) of the statutes is amended to read:

9 71.28 (1ds) (i) The development zones credit under this subsection, as it applies  
10 to a person certified under s. 560.765 (3), 2009 stats., applies to a corporation that  
11 conducts economic activity in a development opportunity zone under s. 560.795 (1),  
12 2009 stats., and that is entitled to tax benefits under s. 560.795 (3), 2009 stats.,  
13 subject to the limits under s. 560.795 (2), 2009 stats. A development opportunity  
14 zone credit under this paragraph may be calculated using expenses incurred by a  
15 claimant beginning on the effective date under s. 560.795 (2) (a), 2009 stats., of the  
16 development opportunity zone designation of the area in which the claimant  
17 conducts economic activity.

18 **SECTION 1125.** 71.28 (1dx) (a) 2. of the statutes is amended to read:

19 71.28 (1dx) (a) 2. “Development zone” means a development zone under s.  
20 238.30 or s. 560.70, 2009 stats., a development opportunity zone under s. 238.395 or  
21 s. 560.795, 2009 stats., an enterprise development zone under s. 238.397 or s.  
22 560.797, 2009 stats., an agricultural development zone under s. 238.398 or s.  
23 560.798, 2009 stats., or an airport development zone under s. 238.3995 or s.  
24 560.7995, 2009 stats.

25 **SECTION 1126.** 71.28 (1dx) (b) (intro.) of the statutes is amended to read:

1           71.28 (1dx) (b) *Credit*. (intro.) Except as provided in pars. (be) and (bg) and  
2 in s. 73.03 (35), and subject to s. 238.385 or s. 560.785, 2009 stats., for any taxable  
3 year for which the person is entitled under s. 238.395 (3) or s. 560.795 (3), 2009 stats.,  
4 to claim tax benefits or certified under s. 238.365 (3), 238.397 (4), 238.398 (3), or  
5 238.3995 (4) or s. 560.765 (3), 2009 stats., s. 560.797 (4), 2009 stats., s. 560.798 (3),  
6 2009 stats., or s. 560.7995 (4), 2009 stats., any person may claim as a credit against  
7 the taxes otherwise due under this chapter the following amounts:

8           **SECTION 1127.** 71.28 (1dx) (b) 2. of the statutes is amended to read:

9           71.28 (1dx) (b) 2. The amount determined by multiplying the amount  
10 determined under s. 238.385 (1) (b) or s. 560.785 (1) (b), 2009 stats., by the number  
11 of full-time jobs created in a development zone and filled by a member of a targeted  
12 group and by then subtracting the subsidies paid under s. 49.147 (3) (a) or the  
13 subsidies and reimbursements paid under s. 49.147 (3m) (c) for those jobs.

14           **SECTION 1128.** 71.28 (1dx) (b) 3. of the statutes is amended to read:

15           71.28 (1dx) (b) 3. The amount determined by multiplying the amount  
16 determined under s. 238.385 (1) (c) or s. 560.785 (1) (c), 2009 stats., by the number  
17 of full-time jobs created in a development zone and not filled by a member of a  
18 targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) or  
19 the subsidies and reimbursements paid under s. 49.147 (3m) (c) for those jobs.

20           **SECTION 1129.** 71.28 (1dx) (b) 4. of the statutes is amended to read:

21           71.28 (1dx) (b) 4. The amount determined by multiplying the amount  
22 determined under s. 238.385 (1) (bm) or s. 560.785 (1) (bm), 2009 stats., by the  
23 number of full-time jobs retained, as provided in the rules under s. 238.385 or s.  
24 560.785, 2009 stats., excluding jobs for which a credit has been claimed under sub.  
25 (1dj), in an enterprise development zone under s. 238.397 or s. 560.797, 2009 stats.,

1 and for which significant capital investment was made and by then subtracting the  
2 subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid  
3 under s. 49.147 (3m) (c) for those jobs.

4 **SECTION 1130.** 71.28 (1dx) (b) 5. of the statutes is amended to read:

5 71.28 (1dx) (b) 5. The amount determined by multiplying the amount  
6 determined under s. 238.385 (1) (c) or s. 560.785 (1) (c), 2009 stats., by the number  
7 of full-time jobs retained, as provided in the rules under s. 238.385 or s. 560.785,  
8 2009 stats., excluding jobs for which a credit has been claimed under sub. (1dj), in  
9 a development zone and not filled by a member of a targeted group and by then  
10 subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and  
11 reimbursements paid under s. 49.147 (3m) (c) for those jobs.

12 **SECTION 1131.** 71.28 (1dx) (be) of the statutes is amended to read:

13 71.28 (1dx) (be) *Offset.* A claimant in a development zone under s. 238.395  
14 (1) (e) or s. 560.795 (1) (e), 2009 stats., may offset any credits claimed under this  
15 subsection, including any credits carried over, against the amount of the tax  
16 otherwise due under this subchapter attributable to all of the claimant's income and  
17 against the tax attributable to income from directly related business operations of  
18 the claimant.

19 **SECTION 1132.** 71.28 (1dx) (bg) of the statutes is amended to read:

20 71.28 (1dx) (bg) *Other entities.* For claimants in a development zone under s.  
21 238.395 (1) (e) or s. 560.795 (1) (e), 2009 stats., partnerships, limited liability  
22 companies, and tax-option corporations may not claim the credit under this  
23 subsection, but the eligibility for, and amount of, that credit shall be determined on  
24 the basis of their economic activity, not that of their shareholders, partners, or  
25 members. The corporation, partnership, or company shall compute the amount of

1 the credit that may be claimed by each of its shareholders, partners, or members and  
2 shall provide that information to each of its shareholders, partners, or members.  
3 Partners, members of limited liability companies, and shareholders of tax–option  
4 corporations may claim the credit based on the partnership’s, company’s, or  
5 corporation’s activities in proportion to their ownership interest and may offset it  
6 against the tax attributable to their income.

7 **SECTION 1133.** 71.28 (1dx) (c) of the statutes is amended to read:

8 71.28 (1dx) (c) *Credit precluded.* If the certification of a person for tax benefits  
9 under s. 238.365 (3), 238.397 (4), 238.398 (3), or 238.3995 (4) or s. 560.765 (3), 2009  
10 stats., s. 560.797 (4), 2009 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009  
11 stats., is revoked, or if the person becomes ineligible for tax benefits under s. 238.395  
12 (3) or s. 560.795 (3), 2009 stats., that person may not claim credits under this  
13 subsection for the taxable year that includes the day on which the certification is  
14 revoked; the taxable year that includes the day on which the person becomes  
15 ineligible for tax benefits; or succeeding taxable years and that person may not carry  
16 over unused credits from previous years to offset tax under this chapter for the  
17 taxable year that includes the day on which certification is revoked; the taxable year  
18 that includes the day on which the person becomes ineligible for tax benefits; or  
19 succeeding taxable years.

20 **SECTION 1134.** 71.28 (1dx) (d) of the statutes is amended to read:

21 71.28 (1dx) (d) *Carry-over precluded.* If a person who is entitled under s.  
22 238.395 (3) or s. 560.795 (3), 2009 stats., to claim tax benefits or certified under s.  
23 238.365 (3), 238.397 (4), 238.398 (3), or 238.3995 (4) or s. 560.765 (3), 2009 stats., s.  
24 560.797 (4), 2009 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats., for  
25 tax benefits ceases business operations in the development zone during any of the

1 taxable years that that zone exists, that person may not carry over to any taxable  
2 year following the year during which operations cease any unused credits from the  
3 taxable year during which operations cease or from previous taxable years.

4 **SECTION 1135.** 71.28 (1dy) (a) of the statutes is amended to read:

5 71.28 (1dy) (a) *Definition.* In this subsection, “claimant” means a person who  
6 files a claim under this subsection and is certified under s. 238.301 (2) or s. 560.701  
7 (2), 2009 stats., and authorized to claim tax benefits under s. 238.303 or s. 560.703,  
8 2009 stats.

9 **SECTION 1136.** 71.28 (1dy) (b) of the statutes is amended to read:

10 71.28 (1dy) (b) *Filing claims.* Subject to the limitations under this subsection  
11 and ss. 238.301 to 238.306 or s. 560.701 to 560.706, 2009 stats., for taxable years  
12 beginning after December 31, 2008, a claimant may claim as a credit against the tax  
13 imposed under s. 71.23, up to the amount of the tax, the amount authorized for the  
14 claimant under s. 238.303 or s. 560.703, 2009 stats.

15 **SECTION 1137.** 71.28 (1dy) (c) 1. of the statutes is amended to read:

16 71.28 (1dy) (c) 1. No credit may be allowed under this subsection unless the  
17 claimant includes with the claimant’s return a copy of the claimant’s certification  
18 under s. 238.301 (2) or s. 560.701 (2), 2009 stats., and a copy of the claimant’s notice  
19 of eligibility to receive tax benefits under s. 238.303 (3) or s. 560.703 (3), 2009 stats.

20 **SECTION 1138.** 71.28 (1dy) (c) 2. of the statutes is amended to read:

21 71.28 (1dy) (c) 2. Partnerships, limited liability companies, and tax–option  
22 corporations may not claim the credit under this subsection, but the eligibility for,  
23 and the amount of, the credit are based on their authorization to claim tax benefits  
24 under s. 238.303 or s. 560.703, 2009 stats. A partnership, limited liability company,  
25 or tax–option corporation shall compute the amount of credit that each of its

1 partners, members, or shareholders may claim and shall provide that information  
2 to each of them. Partners, members of limited liability companies, and shareholders  
3 of tax–option corporations may claim the credit in proportion to their ownership  
4 interests.

5 **SECTION 1139.** 71.28 (1dy) (d) 2. of the statutes is amended to read:

6 71.28 (1dy) (d) 2. If a claimant’s certification is revoked under s. 238.305 or s.  
7 560.705, 2009 stats., or if a claimant becomes ineligible for tax benefits under s.  
8 238.302 or s. 560.702, 2009 stats., the claimant may not claim credits under this  
9 subsection for the taxable year that includes the day on which the certification is  
10 revoked; the taxable year that includes the day on which the claimant becomes  
11 ineligible for tax benefits; or succeeding taxable years and the claimant may not  
12 carry over unused credits from previous years to offset the tax imposed under s. 71.23  
13 for the taxable year that includes the day on which certification is revoked; the  
14 taxable year that includes the day on which the claimant becomes ineligible for tax  
15 benefits; or succeeding taxable years.

16 **SECTION 1140.** 71.28 (3g) (a) (intro.) of the statutes is amended to read:

17 71.28 (3g) (a) (intro.) Subject to the limitations under this subsection and ss.  
18 73.03 (35m) and 238.23 and s. 560.96, 2009 stats., a business that is certified under  
19 s. 238.23 (3) or s. 560.96 (3), 2009 stats., may claim as a credit against the taxes  
20 imposed under s. 71.23 an amount equal to the sum of the following, as established  
21 under s. 238.23 (3) (c) or s. 560.96 (3) (c), 2009 stats.:

22 **SECTION 1141.** 71.28 (3g) (b) of the statutes is amended to read:

23 71.28 (3g) (b) The department of revenue shall notify the department of  
24 commerce or the Wisconsin Economic Development Corporation of all claims under  
25 this subsection.



1           **SECTION 1142.** 71.28 (3g) (e) 2. of the statutes is amended to read:

2           71.28 **(3g)** (e) 2. The investments that relate to the amount described under par.  
3 (a) 2. for which a claimant makes a claim under this subsection must be retained for  
4 use in the technology zone for the period during which the claimant's business is  
5 certified under s. 238.23 (3) or s. 560.96 (3), 2009 stats.

6           **SECTION 1143.** 71.28 (3g) (f) 1. of the statutes is amended to read:

7           71.28 **(3g)** (f) 1. A copy of ~~a~~ the verification from the department of commerce  
8 that the claimant's business is certified under s. 238.23 (3) or s. 560.96 (3), 2009  
9 stats., and that the business and the department of commerce have has entered into  
10 an agreement under s. 238.23 (3) (d) or s. 560.96 (3) (d), 2009 stats.

11           **SECTION 1144.** 71.28 (3g) (f) 2. of the statutes is amended to read:

12           71.28 **(3g)** (f) 2. A statement from the department of commerce or the Wisconsin  
13 Economic Development Corporation verifying the purchase price of the investment  
14 described under par. (a) 2. and verifying that the investment fulfills the requirement  
15 under par. (e) 2.

16           **SECTION 1145.** 71.28 (3p) (b) of the statutes is amended to read:

17           71.28 **(3p)** (b) *Filing claims.* Subject to the limitations provided in this  
18 subsection and s. 93.535 or s. 560.207, 2009 stats., except as provided in par. (c) 5.,  
19 for taxable years beginning after December 31, 2006, and before January 1, 2015, a  
20 claimant may claim as a credit against the taxes imposed under s. 71.23, up to the  
21 amount of the tax, an amount equal to 10 percent of the amount the claimant paid  
22 in the taxable year for dairy manufacturing modernization or expansion related to  
23 the claimant's dairy manufacturing operation.

24           **SECTION 1959d.** 71.28 (3p) (c) 2. of the statutes is amended to read:

1           71.28 (3p) (c) 2. The aggregate amount of credits that a claimant may claim  
2 under this subsection is \$200,000 for each of the claimant's dairy manufacturing  
3 facilities.

4           **SECTION 1146.** 71.28 (3p) (c) 2m. a. of the statutes is amended to read:

5           71.28 (3p) (c) 2m. a. The maximum amount of the credits that may be claimed  
6 under this subsection and ss. 71.07 (3p) and 71.47 (3p) in fiscal year 2007–08 is  
7 \$600,000, as allocated under s. 560.207, 2009 stats.

8           **SECTION 1147.** 71.28 (3p) (c) 2m. b. of the statutes is amended to read:

9           71.28 (3p) (c) 2m. b. The maximum amount of the credits that may be claimed  
10 by all claimants, other than members of dairy cooperatives, under this subsection  
11 and ss. 71.07 (3p) and 71.47 (3p) in fiscal year 2008–09, and in each fiscal year  
12 thereafter, is \$700,000, as allocated under s. 93.535 or s. 560.207, 2009 stats.

13           **SECTION 1148.** 71.28 (3p) (c) 2m. bm. of the statutes is amended to read:

14           71.28 (3p) (c) 2m. bm. The maximum amount of the credits that may be claimed  
15 by members of dairy cooperatives under this subsection and ss. 71.07 (3p) and 71.47  
16 (3p) in fiscal year 2009–10 is \$600,000, as allocated under s. 560.207, 2009 stats., and  
17 the maximum amount of the credits that may be claimed by members of dairy  
18 cooperatives under this subsection and ss. 71.07 (3p) and 71.47 (3p) in fiscal year  
19 2010–11, and in each fiscal year thereafter, is \$700,000, as allocated under s. 93.535  
20 or s. 560.207, 2009 stats.

21           **SECTION 1963d.** 71.28 (3p) (c) 4. of the statutes is amended to read:

22           71.28 (3p) (c) 4. If 2 or more persons own and operate ~~the~~ a dairy manufacturing  
23 operation facility, each person may claim a credit under par. (b) in proportion to his  
24 or her ownership interest, except that the aggregate amount of the credits claimed

1 by all persons who own and operate the dairy manufacturing ~~operation~~ facility shall  
2 not exceed \$200,000.

3 **SECTION 1149.** 71.28 (3p) (c) 6. of the statutes is amended to read:

4 71.28 **(3p)** (c) 6. No credit may be allowed under this subsection unless the  
5 claimant submits with the claimant's return a copy of the claimant's credit  
6 certification and allocation under s. 93.535 or s. 560.207, 2009 stats.

7 **SECTION 1150.** 71.28 (3q) (a) 1. of the statutes is amended to read:

8 71.28 **(3q)** (a) 1. "Claimant" means a person certified to receive tax benefits  
9 under s. 238.16 (2) or s. 560.2055 (2), 2009 stats.

10 **SECTION 1151.** 71.28 (3q) (a) 2. of the statutes is amended to read:

11 71.28 **(3q)** (a) 2. "Eligible employee" means, for taxable years beginning before  
12 January 1, 2011, an eligible employee under s. 560.2055 (1) (b), 2009 stats., who  
13 satisfies the wage requirements under s. 560.2055 (3) (a) or (b), 2009 stats., or, for  
14 taxable years beginning after December 31, 2010, an eligible employee under s.  
15 238.16 (1) (b) who satisfies the wage requirements under s. 238.16 (3) (a) or (b).

16 **SECTION 1152.** 71.28 (3q) (b) (intro.) of the statutes is amended to read:

17 71.28 **(3q)** (b) *Filing claims.* (intro.) Subject to the limitations provided in this  
18 subsection and s. 238.16 or s. 560.2055, 2009 stats., for taxable years beginning after  
19 December 31, 2009, a claimant may claim as a credit against the taxes imposed under  
20 s. 71.23 any of the following:

21 **SECTION 1153.** 71.28 (3q) (b) 1. of the statutes is amended to read:

22 71.28 **(3q)** (b) 1. The amount of wages that the claimant paid to an eligible  
23 employee in the taxable year, not to exceed 10 percent of such wages, as determined  
24 by the department of commerce under s. 238.16 or s. 560.2055, 2009 stats.

25 **SECTION 1154.** 71.28 (3q) (b) 2. of the statutes is amended to read:

1           71.28 (3q) (b) 2. The amount of the costs incurred by the claimant in the taxable  
2 year, as determined under s. 238.16 or s. 560.2055, 2009 stats., to undertake the  
3 training activities described under s. 238.16 (3) (c) or s. 560.2055 (3) (c), 2009 stats.

4           **SECTION 1155.** 71.28 (3q) (c) 2. of the statutes is amended to read:

5           71.28 (3q) (c) 2. No credit may be allowed under this subsection unless the  
6 claimant includes with the claimant's return a copy of the claimant's certification for  
7 tax benefits under s. 238.16 (2) or s. 560.2055 (2), 2009 stats.

8           **SECTION 1156.** 71.28 (3q) (c) 3. of the statutes is amended to read:

9           71.28 (3q) (c) 3. The maximum amount of credits that may be awarded under  
10 this subsection and ss. 71.07 (3q) and 71.47 (3q) for the period beginning on January  
11 1, 2010, and ending on June 30, 2013, is \$14,500,000, not including the amount of  
12 any credits reallocated under s. 238.15 (3) (d) or s. 560.205 (3) (d), 2009 stats.

13           **SECTION 1157.** 71.28 (3r) (b) of the statutes is amended to read:

14           71.28 (3r) (b) *Filing claims.* Subject to the limitations provided in this  
15 subsection and s. 93.545 or s. 560.208, 2009 stats., for taxable years beginning after  
16 December 31, 2008, and before January 1, 2017, a claimant may claim as a credit  
17 against the taxes imposed under s. 71.23, up to the amount of the tax, an amount  
18 equal to 10 percent of the amount the claimant paid in the taxable year for meat  
19 processing modernization or expansion related to the claimant's meat processing  
20 operation.

21           **SECTION 1158.** 71.28 (3r) (c) 3. a. of the statutes is amended to read:

22           71.28 (3r) (c) 3. a. The maximum amount of the credits that may be allocated  
23 under this subsection and ss. 71.07 (3r) and 71.47 (3r) in fiscal year 2009–10 is  
24 \$300,000, as allocated under s. 560.208, 2009 stats.

25           **SECTION 1159.** 71.28 (3r) (c) 3. b. of the statutes is amended to read:

1           71.28 **(3r)** (c) 3. b. The maximum amount of the credits that may be allocated  
2           under this subsection and ss. 71.07 (3r) and 71.47 (3r) in fiscal year 2010–11, and in  
3           each fiscal year thereafter, is \$700,000, as allocated under s. 93.545 or s. 560.208,  
4           2009 stats.

5           **SECTION 1160.** 71.28 (3r) (c) 6. of the statutes is amended to read:

6           71.28 **(3r)** (c) 6. No credit may be allowed under this subsection unless the  
7           claimant submits with the claimant’s return a copy of the claimant’s credit  
8           certification and allocation under s. 93.545 or s. 560.208, 2009 stats.

9           **SECTION 1161.** 71.28 (3rm) (b) of the statutes is amended to read:

10          71.28 **(3rm)** (b) *Filing claims.* Subject to the limitations provided in this  
11          subsection and s. 93.547 or s. 560.209, 2009 stats., for taxable years beginning after  
12          December 31, 2009, and before January 1, 2016, a claimant may claim as a credit  
13          against the taxes imposed under s. 71.23, up to the amount of the tax, an amount  
14          equal to 10 percent of the amount the claimant paid in the taxable year for equipment  
15          that is used primarily to harvest or process woody biomass that is used as fuel or as  
16          a component of fuel.

17          **SECTION 1162.** 71.28 (3rm) (c) 3. of the statutes is amended to read:

18          71.28 **(3rm)** (c) 3. The maximum amount of the credits that may be claimed  
19          under this subsection and ss. 71.07 (3rm) and 71.47 (3rm) is \$900,000, as allocated  
20          under s. 93.547 or s. 560.209, 2009 stats.

21          **SECTION 1163.** 71.28 (3rn) (b) of the statutes is amended to read:

22          71.28 **(3rn)** (b) *Filing claims.* Subject to the limitations provided in this  
23          subsection and s. ~~506.2056~~ 93.54 or s. 560.2056, 2009 stats., for taxable years  
24          beginning after December 31, 2009, and before January 1, 2017, a claimant may  
25          claim as a credit against the tax imposed under s. 71.23, up to the amount of the tax,

1 an amount equal to 10 percent of the amount the claimant paid in the taxable year  
2 for food processing or food warehousing modernization or expansion related to the  
3 operation of the claimant's food processing plant or food warehouse.

4 **SECTION 1164.** 71.28 (3rn) (c) 3. a. of the statutes is amended to read:

5 71.28 (3rn) (c) 3. a. The maximum amount of the credits that may be allocated  
6 under this subsection and ss. 71.07 (3rn) and 71.47 (3rn) in fiscal year 2009–10 is  
7 \$1,000,000, as allocated under s. 560.2056, 2009 stats.

8 **SECTION 1165.** 71.28 (3rn) (c) 3. b. of the statutes is amended to read:

9 71.28 (3rn) (c) 3. b. The maximum amount of the credits that may be allocated  
10 under this subsection and ss. 71.07 (3rn) and 71.47 (3rn) in fiscal year 2010–11 is  
11 \$1,200,000, as allocated under s. 560.2056, 2009 stats.

12 **SECTION 1166.** 71.28 (3rn) (c) 3. c. of the statutes is amended to read:

13 71.28 (3rn) (c) 3. c. The maximum amount of the credits that may be allocated  
14 under this subsection and ss. 71.07 (3rn) and 71.47 (3rn) in fiscal year 2011–12, and  
15 in each year thereafter, is \$700,000, as allocated under s. 93.54 or s. 560.2056, 2009  
16 stats.

17 **SECTION 1167.** 71.28 (3rn) (c) 6. of the statutes is amended to read:

18 71.28 (3rn) (c) 6. No credit may be allowed under this subsection unless the  
19 claimant submits with the claimant's return a copy of the claimant's credit  
20 certification and allocation under s. 93.54 or s. 560.2056, 2009 stats.

21 **SECTION 1168.** 71.28 (3t) (b) of the statutes is amended to read:

22 71.28 (3t) (b) *Credit.* Subject to the limitations provided in this subsection and  
23 in s. 560.28, 2009 stats., for taxable years beginning after December 31, 2007, a  
24 claimant may claim as a credit, amortized over 15 taxable years starting with the  
25 taxable year beginning after December 31, 2007, against the tax imposed under s.

1 71.23, up to the amount of the tax, an amount equal to the claimant's unused credits  
2 under s. 71.28 (3).

3 **SECTION 1169.** 71.28 (3t) (c) 1. of the statutes is amended to read:

4 71.28 (3t) (c) 1. No credit may be claimed under this subsection unless the  
5 claimant submits with the claimant's return a copy of the claimant's certification by  
6 the department of commerce under s. 560.28, 2009 stats., except that, with regard  
7 to credits claimed by partners of a partnership, members of a limited liability  
8 company, or shareholders of a tax-option corporation, the entity shall provide a copy  
9 of its certification under s. 560.28, 2009 stats., to the partner, member, or shareholder  
10 to submit with his or her return.

11 **SECTION 1170.** 71.28 (3w) (a) 2. of the statutes is amended to read:

12 71.28 (3w) (a) 2. "Claimant" means a person who is certified to claim tax  
13 benefits under s. 238.399 (5) or s. 560.799 (5), 2009 stats., and who files a claim under  
14 this subsection.

15 **SECTION 1171.** 71.28 (3w) (a) 3. of the statutes is amended to read:

16 71.28 (3w) (a) 3. "Full-time employee" means a full-time employee, as defined  
17 in s. 238.399 (1) (am) or s. 560.799 (1) (am), 2009 stats.

18 **SECTION 1172.** 71.28 (3w) (a) 4. of the statutes is amended to read:

19 71.28 (3w) (a) 4. "Enterprise zone" means a zone designated under s. 238.399  
20 or s. 560.799, 2009 stats.

21 **SECTION 1173.** 71.28 (3w) (a) 5d. of the statutes is amended to read:

22 71.28 (3w) (a) 5d. "Tier I county or municipality" means a tier I county or  
23 municipality, as determined by the department of commerce under s. 238.399 or s.  
24 560.799, 2009 stats.

25 **SECTION 1174.** 71.28 (3w) (a) 5e. of the statutes is amended to read:

1           71.28 (3w) (a) 5e. “Tier II county or municipality” means a tier II county or  
2 municipality, as determined by the department of commerce under s. 238.399 or s.  
3 560.799, 2009 stats.

4           **SECTION 1175.** 71.28 (3w) (b) (intro.) of the statutes is amended to read:

5           71.28 (3w) (b) *Filing claims; payroll.* (intro.) Subject to the limitations  
6 provided in this subsection and s. 238.399 or s. 560.799, 2009 stats., a claimant may  
7 claim as a credit against the tax imposed under s. 71.23 an amount calculated as  
8 follows:

9           **SECTION 1176.** 71.28 (3w) (b) 5. of the statutes is amended to read:

10          71.28 (3w) (b) 5. Multiply the amount determined under subd. 4. by the  
11 percentage determined by the department of commerce under s. 238.399 or s.  
12 560.799, 2009 stats., not to exceed 7 percent.

13          **SECTION 1177.** 71.28 (3w) (bm) 1. of the statutes is amended to read:

14          71.28 (3w) (bm) 1. In addition to the credits under par. (b) and subds. 2., 3., and  
15 4., and subject to the limitations provided in this subsection and s. 238.399 or s.  
16 560.799, 2009 stats., a claimant may claim as a credit against the tax imposed under  
17 s. 71.23 an amount equal to a percentage, as determined by the department of  
18 commerce under s. 238.399 or s. 560.799, 2009 stats., not to exceed 100 percent, of  
19 the amount the claimant paid in the taxable year to upgrade or improve the  
20 job-related skills of any of the claimant’s full-time employees, to train any of the  
21 claimant’s full-time employees on the use of job-related new technologies, or to  
22 provide job-related training to any full-time employee whose employment with the  
23 claimant represents the employee’s first full-time job. This subdivision does not  
24 apply to employees who do not work in an enterprise zone.

25          **SECTION 1178.** 71.28 (3w) (bm) 2. of the statutes is amended to read:



1           71.28 (3w) (bm) 2. In addition to the credits under par. (b) and subds. 1., 3., and  
2           4., and subject to the limitations provided in this subsection and s. 238.399 or s.  
3           560.799, 2009 stats., a claimant may claim as a credit against the tax imposed under  
4           s. 71.23 an amount equal to the percentage, as determined by ~~the department of~~  
5           ~~commerce~~ under s. 238.399 or s. 560.799, 2009 stats., not to exceed 7 percent, of the  
6           claimant's zone payroll paid in the taxable year to all of the claimant's full-time  
7           employees whose annual wages are greater than \$20,000 in a tier I county or  
8           municipality, not including the wages paid to the employees determined under par.  
9           (b) 1., or greater than \$30,000 in a tier II county or municipality, not including the  
10          wages paid to the employees determined under par. (b) 1., and who the claimant  
11          employed in the enterprise zone in the taxable year, if the total number of such  
12          employees is equal to or greater than the total number of such employees in the base  
13          year. A claimant may claim a credit under this subdivision for no more than 5  
14          consecutive taxable years.

15           **SECTION 1179.** 71.28 (3w) (bm) 3. of the statutes is amended to read:

16           71.28 (3w) (bm) 3. In addition to the credits under par. (b) and subds. 1., 2., and  
17           4., and subject to the limitations provided in this subsection and s. 238.399 or s.  
18           560.799, 2009 stats., for taxable years beginning after December 31, 2008, a claimant  
19           may claim as a credit against the tax imposed under s. 71.23 up to 10 percent of the  
20           claimant's significant capital expenditures, as determined by ~~the department of~~  
21           ~~commerce~~ under s. 238.399 (5m) or s. 560.799 (5m), 2009 stats.

22           **SECTION 1180.** 71.28 (3w) (bm) 4. of the statutes is amended to read:

23           71.28 (3w) (bm) 4. In addition to the credits under par. (b) and subds. 1., 2., and  
24           3., and subject to the limitations provided in this subsection and s. 238.399 or s.  
25           560.799, 2009 stats., for taxable years beginning after December 31, 2009, a claimant

1 may claim as a credit against the tax imposed under s. 71.23, up to 1 percent of the  
2 amount that the claimant paid in the taxable year to purchase tangible personal  
3 property, items, property, or goods under s. 77.52 (1) (b), (c), or (d), or services from  
4 Wisconsin vendors, as determined by the department of commerce under s. 238.399  
5 (5) (e) or s. 560.799 (5) (e), 2009 stats., except that the claimant may not claim the  
6 credit under this subdivision and subd. 3. for the same expenditures.

7 **SECTION 1181.** 71.28 (3w) (c) 3. of the statutes is amended to read:

8 71.28 **(3w)** (c) 3. No credit may be allowed under this subsection unless the  
9 claimant includes with the claimant's return a copy of the claimant's certification for  
10 tax benefits under s. 238.399 (5) or (5m) or s. 560.799 (5) or (5m), 2009 stats.

11 **SECTION 1182.** 71.28 (3w) (d) of the statutes is amended to read:

12 71.28 **(3w)** (d) *Administration.* Subsection (4) (g) and (h), as it applies to the  
13 credit under sub. (4), applies to the credit under this subsection. Claimants shall  
14 include with their returns a copy of their certification for tax benefits, and a copy of  
15 the verification of their expenses, from the department of commerce or the Wisconsin  
16 Economic Development Corporation.

17 **SECTION 1183.** 71.28 (4) (am) 1. of the statutes is amended to read:

18 71.28 **(4)** (am) 1. In addition to the credit under par. (ad), any corporation may  
19 credit against taxes otherwise due under this chapter an amount equal to 5 percent  
20 of the amount obtained by subtracting from the corporation's qualified research  
21 expenses, as defined in section 41 of the Internal Revenue Code, except that  
22 "qualified research expenses" include only expenses incurred by the claimant in a  
23 development zone under subch. II of ch. 238 or subch. VI of ch. 560, 2009 stats., except  
24 that a taxpayer may elect the alternative computation under section 41 (c) (4) of the  
25 Internal Revenue Code and that election applies until the department permits its

1 revocation and except that “qualified research expenses” do not include  
2 compensation used in computing the credit under sub. (1dj) nor research expenses  
3 incurred before the claimant is certified for tax benefits under s. 238.365 (3) or s.  
4 560.765 (3), 2009 stats., the corporation’s base amount, as defined in section 41 (c)  
5 of the Internal Revenue Code, in a development zone, except that gross receipts used  
6 in calculating the base amount means gross receipts from sales attributable to  
7 Wisconsin under s. 71.25 (9) (b) 1. and 2., (df) 1. and 2., (dh) 1., 2., and 3., (dj), and  
8 (dk) and research expenses used in calculating the base amount include research  
9 expenses incurred before the claimant is certified for tax benefits under s. 238.365  
10 (3) or s. 560.765 (3), 2009 stats., in a development zone, if the claimant submits with  
11 the claimant’s return a copy of the claimant’s certification for tax benefits under s.  
12 238.365 (3) or s. 560.765 (3), 2009 stats., and a statement from the department of  
13 commerce or the Wisconsin Economic Development Corporation verifying the  
14 claimant’s qualified research expenses for research conducted exclusively in a  
15 development zone. The rules under s. 73.03 (35) apply to the credit under this  
16 subdivision. The rules under sub. (1di) (f) and (g) as they apply to the credit under  
17 that subsection apply to claims under this subdivision. Section 41 (h) of the Internal  
18 Revenue Code does not apply to the credit under this subdivision.

19 **SECTION 1184.** 71.28 (4) (am) 2. of the statutes is amended to read:

20 71.28 (4) (am) 2. The development zones credit under subd. 1., as it applies to  
21 a person certified under s. 238.365 (3) or s. 560.765 (3), 2009 stats., applies to a  
22 corporation that conducts economic activity in a development opportunity zone  
23 under s. 238.395 (1) or s. 560.795 (1), 2009 stats., and that is entitled to tax benefits  
24 under s. 238.395 (3) or s. 560.795 (3), 2009 stats., subject to the limits under s.  
25 238.395 (2) or s. 560.795 (2), 2009 stats. A development opportunity zone credit

1 under this subdivision may be calculated using expenses incurred by a claimant  
2 beginning on the effective date under s. 238.395 (2) (a) or s. 560.795 (2) (a), 2009  
3 stats., of the development opportunity zone designation of the area in which the  
4 claimant conducts economic activity.

5 **SECTION 1185.** 71.28 (5b) (a) 2. of the statutes is amended to read:

6 71.28 (5b) (a) 2. “Fund manager” means an investment fund manager certified  
7 under s. 238.15 (2) or s. 560.205 (2), 2009 stats.

8 **SECTION 1186.** 71.28 (5b) (b) 1. of the statutes is amended to read:

9 71.28 (5b) (b) 1. For taxable years beginning after December 31, 2004, subject  
10 to the limitations provided under this subsection and s. 238.15 or s. 560.205, 2009  
11 stats., and except as provided in subd. 2., a claimant may claim as a credit against  
12 the tax imposed under s. 71.23, up to the amount of those taxes, 25 percent of the  
13 claimant’s investment paid to a fund manager that the fund manager invests in a  
14 business certified under s. 238.15 (1) or s. 560.205 (1), 2009 stats.

15 **SECTION 1187.** 71.28 (5b) (b) 2. of the statutes is amended to read:

16 71.28 (5b) (b) 2. In the case of a partnership, limited liability company, or  
17 tax–option corporation, the computation of the 25 percent limitation under subd. 1.  
18 shall be determined at the entity level rather than the claimant level and may be  
19 allocated among the claimants who make investments in the manner set forth in the  
20 entity’s organizational documents. The entity shall provide to the department of  
21 revenue and to the department of commerce or the Wisconsin Economic  
22 Development Corporation the names and tax identification numbers of the  
23 claimants, the amounts of the credits allocated to the claimants, and the  
24 computation of the allocations.

25 **SECTION 1188.** 71.28 (5b) (d) 3. of the statutes is amended to read:

1           71.28 (5b) (d) 3. For ~~calendar years beginning~~ investments made after  
2           December 31, 2007, if an investment for which a claimant claims a credit under par.  
3           (b) is held by the claimant for less than 3 years, the claimant shall pay to the  
4           department, in the manner prescribed by the department, the amount of the credit  
5           that the claimant received related to the investment.

6           **SECTION 1189.** 71.28 (5f) (a) 1. (intro.) of the statutes is amended to read:

7           71.28 (5f) (a) 1. (intro.) “Accredited production” means a film, video, broadcast  
8           advertisement, or television production, as approved by the department of commerce  
9           or the department of tourism, for which the aggregate salary and wages included in  
10          the cost of the production for the period ending 12 months after the month in which  
11          the principal filming or taping of the production begins exceeds \$50,000. “Accredited  
12          production” also means an electronic game, as approved by the department of  
13          commerce or the department of tourism, for which the aggregate salary and wages  
14          included in the cost of the production for the period ending 36 months after the month  
15          in which the principal programming, filming, or taping of the production begins  
16          exceeds \$100,000. “Accredited production” does not include any of the following,  
17          regardless of the production costs:

18          **SECTION 1190.** 71.28 (5f) (a) 3. of the statutes is amended to read:

19          71.28 (5f) (a) 3. “Production expenditures” means any expenditures that are  
20          incurred in this state and directly used to produce an accredited production,  
21          including expenditures for set construction and operation, wardrobes, make-up,  
22          clothing accessories, photography, sound recording, sound synchronization, sound  
23          mixing, lighting, editing, film processing, film transferring, special effects, visual  
24          effects, renting or leasing facilities or equipment, renting or leasing motor vehicles,  
25          food, lodging, and any other similar expenditure as determined by the department

1 of commerce or the department of tourism. “Production expenditures” do not include  
2 salary, wages, or labor–related contract payments.

3 **SECTION 1191.** 71.28 (5f) (c) 6. of the statutes is amended to read:

4 71.28 (5f) (c) 6. No credit may be allowed under this subsection unless the  
5 claimant files an application with the department of commerce or the department of  
6 tourism, at the time and in the manner prescribed by the department of commerce  
7 or the department of tourism, and the department of commerce or the department  
8 of tourism approves the application. The claimant shall submit a fee with the  
9 application in an amount equal to 2 percent of the claimant’s budgeted production  
10 expenditures or to \$5,000, whichever is less. The claimant shall submit a copy of the  
11 approved application with the claimant’s return.

12 **SECTION 1192.** 71.28 (5h) (c) 4. of the statutes is amended to read:

13 71.28 (5h) (c) 4. No claim may be allowed under this subsection unless the  
14 department of commerce or the department of tourism certifies, in writing, that the  
15 credits claimed under this subsection are for expenses related to establishing or  
16 operating a film production company in this state and the claimant submits a copy  
17 of the certification with the claimant’s return.

18 **SECTION 1193.** 71.28 (5i) (c) 1. of the statutes is amended to read:

19 71.28 (5i) (c) 1. The maximum amount of the credits that may be claimed under  
20 this subsection and ss. 71.07 (5i) and 71.47 (5i) in a taxable year is \$10,000,000, as  
21 allocated under s. 73.15 or s. 560.204, 2009 stats.

22 **SECTION 1194.** 71.28 (5j) (a) 2d. of the statutes is amended to read:

23 71.28 (5j) (a) 2d. “Diesel replacement renewable fuel” includes biodiesel and  
24 any other fuel derived from a renewable resource that meets all of the applicable  
25 requirements of the American Society for Testing and Materials for that fuel and that

1 the department of commerce or the department of safety and professional services  
2 designates by rule as a diesel replacement renewable fuel.

3 **SECTION 1195.** 71.28 (5j) (a) 2m. of the statutes is amended to read:

4 71.28 (5j) (a) 2m. “Gasoline replacement renewable fuel” includes ethanol and  
5 any other fuel derived from a renewable resource that meets all of the applicable  
6 requirements of the American Society for Testing and Materials for that fuel and that  
7 the department of commerce or the department of safety and professional services  
8 designates by rule as a gasoline replacement renewable fuel.

9 **SECTION 1196.** 71.28 (5j) (c) 3. of the statutes is amended to read:

10 71.28 (5j) (c) 3. The department of commerce or the department of safety and  
11 professional services shall establish standards to adequately prevent, in the  
12 distribution of conventional fuel to an end user, the inadvertent distribution of fuel  
13 containing a higher percentage of renewable fuel than the maximum percentage  
14 established by the federal environmental protection agency for use in  
15 conventionally–fueled engines.

16 **SECTION 2011d.** 71.28 (5n) of the statutes is created to read:

17 71.28 (5n) QUALIFIED PRODUCTION ACTIVITIES CREDIT. (a) *Definitions.* In this  
18 subsection:

19 1. “Claimant” means a person who files a claim under this subsection.

20 2. “Eligible qualified production activities income” means the lesser of the  
21 following:

22 a. Qualified production activities income that derives from property located in  
23 this state that is assessed as manufacturing property under s. 70.995 or as  
24 agricultural property under s. 70.32 (2) (a) 4.

25 b. Income that is apportioned to this state under s. 71.25 (5), (6), and (6m).

1 c. Income that is determined to be taxable in this state under s. 71.255 (2).

2 3. “Qualified production activities income” means qualified production  
3 activities income as defined in 26 USC 199 (c).

4 (b) *Filing claims.* Subject to the limitations provided in this subsection, a  
5 claimant may claim as a credit against the tax imposed under s. 71.23, up to the  
6 amount of the tax, an amount equal to one of the following percentages of the  
7 claimant’s eligible qualified production activities income in the taxable year:

8 1. For taxable years beginning after December 31, 2012, and before January  
9 1, 2014, 1.875 percent.

10 2. For taxable years beginning after December 31, 2013, and before January  
11 1, 2015, 3.75 percent.

12 3. For taxable years beginning after December 31, 2014, and before January  
13 1, 2016, 5.526 percent.

14 4. For taxable years beginning after December 31, 2015, 7.5 percent.

15 (c) *Limitations.* Partnerships, limited liability companies, and tax–option  
16 corporations may not claim the credit under this subsection, but the eligibility for,  
17 and the amount of, the credit are based on their share of the income described under  
18 par. (b). A partnership, limited liability company, or tax–option corporation shall  
19 compute the amount of credit that each of its partners, members, or shareholders  
20 may claim and shall provide that information to each of them. Partners, members  
21 of limited liability companies, and shareholders of tax–option corporations may  
22 claim the credit in proportion to their ownership interests.

23 (d) *Administration.* Subsection (4) (e) to (h), as it applies to the credit under  
24 sub. (4), applies to the credit under this subsection.

25 **SECTION 2012d.** 71.30 (3) (dn) of the statutes is created to read:



1           71.30 (3) (dn) Qualified production activities credit under s. 71.28 (5n).

2           **SECTION 2012n.** 71.34 (1g) (u) of the statutes is amended to read:

3           71.34 (1g) (u) “Internal Revenue Code” for tax–option corporations, for taxable

4 years that begin after December 31, 2007, and before January 1, 2009, means the

5 federal Internal Revenue Code as amended to December 31, 2007, excluding sections

6 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and

7 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.

8 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554,

9 P.L. 106–573, section 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147,

10 sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306,

11 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101, 201, 211, 242, 244, 336, 337,

12 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310,

13 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of

14 P.L. 109–59, section 301 of P.L. 109–73, sections 101, 105, 201 (a) as it relates to

15 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, sections 101,

16 207, 209, 503, 512, and 513 of P.L. 109–222, sections 811 and 844 of P.L. 109–280, P.L.

17 109–432, P.L. 110–28, P.L. 110–140, P.L. 110–141, P.L. 110–142, P.L. 110–166, and

18 P.L. 110–172, and as amendeded by P.L. 110–245, excluding sections 110, 113, and 301

19 of P.L. 110–245, and section 15316 of P.L. 110–246, section 301 of division B and

20 section 313 of division C of P.L. 110–343, P.L. 110–458, section 1541 of division B of

21 P.L. 111–5, and P.L. 111–192, and as indirectly affected in the provisions applicable

22 to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, excluding sections 803

23 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99–514 and section

24 1008 (g) (5) of P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239,

25 P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L.

1 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d),  
2 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L.  
3 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605  
4 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L.  
5 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L.  
6 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16,  
7 excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L.  
8 107–147, excluding sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L.  
9 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and  
10 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L.  
11 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 316,  
12 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242,  
13 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L.  
14 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
15 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146  
16 of P.L. 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135,  
17 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),  
18 (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections  
19 101, 207, 209, 503, 512, and 513 of P.L. 109–222, P.L. 109–227, P.L. 109–280,  
20 excluding sections 811 and 844 of P.L. 109–280, P.L. 110–245, excluding sections 110,  
21 113, and 301 of P.L. 110–245, and section 15316 of P.L. 110–246, section 301 of  
22 division B and section 313 of division C of P.L. 110–343, P.L. 110–458, section 1541  
23 of division B of P.L. 111–5, and P.L. 111–192, except that section 1366 (f) (relating to  
24 pass-through of items to shareholders) is modified by substituting the tax under s.  
25 71.35 for the taxes under sections 1374 and 1375. The Internal Revenue Code applies

1 for Wisconsin purposes at the same time as for federal purposes. Amendments to the  
2 federal Internal Revenue Code enacted after December 31, 2007, do not apply to this  
3 paragraph with respect to taxable years beginning after December 31, 2007, and  
4 before January 1, 2009, except that changes to the Internal Revenue Code made by  
5 P.L. 110–245, excluding sections 110, 113, and 301 of P.L. 110–245, and section 15316  
6 of P.L. 110–246, section 301 of division B and section 313 of division C of P.L. 110–343,  
7 P.L. 110–458, section 1541 of division B of P.L. 111–5, and P.L. 111–192, and changes  
8 that indirectly affect the provisions applicable to this subchapter made by P.L.  
9 110–245, excluding sections 110, 113, and 301 of P.L. 110–245, and section 15316 of  
10 P.L. 110–246, section 301 of division B and section 313 of division C of P.L. 110–343,  
11 P.L. 110–458, section 1541 of division B of P.L. 111–5, and P.L. 111–192, apply for  
12 Wisconsin purposes at the same time as for federal purposes.

13 **SECTION 1197.** 71.34 (1g) (um) of the statutes is amended to read:

14 71.34 **(1g)** (um) “Internal Revenue Code” for tax-option corporations, for  
15 taxable years that begin after December 31, 2008, and before January 1, 2011,  
16 means the federal Internal Revenue Code as amended to December 31, 2008,  
17 excluding sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171  
18 (d), 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and  
19 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165  
20 of P.L. 106–554, P.L. 106–573, section 431 of P.L. 107–16, sections 101 and 301 (a) of  
21 P.L. 107–147, sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173,  
22 sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101, 102, 201, 211,  
23 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305,  
24 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58,  
25 section 11146 of P.L. 109–59, section 301 of P.L. 109–73, sections 101, 105, 201 (a) as

1 it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135,  
2 sections 101, 207, 209, 503, and 513 of P.L. 109–222, ~~section 844 of P.L. 109–280, P.L.~~  
3 ~~109–432, P.L. 110–28, P.L. 110–140, P.L. 110–141, P.L. 110–142, P.L. 110–166, P.L.~~  
4 ~~110–172, P.L. 110–185, P.L. 110–234, sections 110, 113, and 301 of P.L. 110–245, P.L.~~  
5 ~~110–246, except section 15316 of P.L. 110–246, P.L. 110–289, except section 3093 of~~  
6 ~~P.L. 110–289, P.L. 110–317, and P.L. 110–343, except section 301 of division B and~~  
7 ~~section 313 of division C of P.L. 110–343, and P.L. 110–351, as amended by sections~~  
8 ~~1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, section~~  
9 ~~301 of P.L. 111–147, P.L. 111–192, section 1601 of P.L. 111–203, section 215 of P.L.~~  
10 ~~111–226, section 2112 of P.L. 111–240, and P.L. 111–325, and as indirectly affected~~  
11 ~~in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L.~~  
12 ~~100–647, excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823~~  
13 ~~(c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L. 101–73, P.L.~~  
14 ~~101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections~~  
15 ~~103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding~~  
16 ~~sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L.~~  
17 ~~103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections~~  
18 ~~1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L.~~  
19 ~~104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L.~~  
20 ~~106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of~~  
21 ~~P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L.~~  
22 ~~107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a)~~  
23 ~~of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,~~  
24 ~~excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173,~~  
25 ~~excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,~~

1 excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,  
2 excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of  
3 P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections  
4 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
5 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding  
6 section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it  
7 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L.  
8 109–151, P.L. 109–222, excluding sections 101, 207, 209, 503, and 513 of P.L.  
9 109–222, P.L. 109–227, P.L. 109–280, excluding section 844 of P.L. 109–280, P.L.  
10 110–245, excluding sections 110, 113, and 301 of P.L. 110–245, and section 15316 of  
11 P.L. 110–246, section 3093 of P.L. 110–289, section 301 of division B and section 313  
12 of division C of P.L. 110–343, P.L. 110–351, P.L. 110–458, sections 1261, 1262, 1401,  
13 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, section 301 of P.L.  
14 111–147, P.L. 111–192, section 1601 of P.L. 111–203, section 215 of P.L. 111–226,  
15 section 2112 of P.L. 111–240, and P.L. 111–325, except that section 1366 (f) (relating  
16 to pass-through of items to shareholders) is modified by substituting the tax under  
17 s. 71.35 for the taxes under sections 1374 and 1375. The Internal Revenue Code  
18 applies for Wisconsin purposes at the same time as for federal purposes.  
19 Amendments to the federal Internal Revenue Code enacted after December 31, 2008,  
20 do not apply to this paragraph with respect to taxable years beginning after  
21 December 31, 2008, and before January 1, 2011, except that changes to the Internal  
22 Revenue Code made by sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541  
23 of division B of P.L. 111–5, section 301 of P.L. 111–147, P.L. 111–192, section 1601 of  
24 P.L. 111–203, section 215 of P.L. 111–226, section 2112 of P.L. 111–240, and P.L.  
25 111–325, and changes that indirectly affect the provisions applicable to this

1 subchapter made by sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of  
2 division B of P.L. 111–5, section 301 of P.L. 111–147, P.L. 111–192, section 1601 of P.L.  
3 111–203, section 215 of P.L. 111–226, section 2112 of P.L. 111–240, and P.L. 111–325,  
4 apply for Wisconsin purposes at the same time as for federal purposes.

5 **SECTION 2013d.** 71.34 (1g) (un) of the statutes is created to read:

6 71.34 **(1g)** (un) “Internal Revenue Code” for tax–option corporations, for  
7 taxable years that begin after December 31, 2010, means the federal Internal  
8 Revenue Code as amended to December 31, 2010, excluding sections 103, 104, and  
9 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
10 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188,  
11 sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L.  
12 106–573, section 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections  
13 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316,  
14 401, and 403 (a) of P.L. 108–311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422,  
15 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323,  
16 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L.  
17 109–59, section 301 of P.L. 109–73, sections 101, 105, 201 (a) as it relates to section  
18 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 503,  
19 and 513 of P.L. 109–222, P.L. 109–432, except sections 117, 406, 409, 410, 412, 417,  
20 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432, P.L.  
21 110–28, except sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L.  
22 110–140, sections 2, 3, and 5 of P.L. 110–142, P.L. 110–166, sections 3 (b) and 11 (b),  
23 (e), and (g) of P.L. 110–172, P.L. 110–185, P.L. 110–234, section 301 of P.L. 110–245,  
24 P.L. 110–246, except sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L.  
25 110–246, sections 3071, 3081, and 3082 of P.L. 110–289, section 9 (e) of P.L. 110–317,

1 P.L. 110–343, except sections 116, 208, 211, and 301 of division B and sections 313  
2 and 504 of division C of P.L. 110–343, P.L. 111–5, except sections 1261, 1262, 1401,  
3 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, section 201 of P.L.  
4 111–147, P.L. 111–148, except sections 1322, 1515, 9003, 9021, 9022, 10108, 10908,  
5 and 10909 of P.L. 111–148, P.L. 111–152, except section 1407 of P.L. 111–152, P.L.  
6 111–203, except section 1601 of P.L. 111–203, P.L. 111–226, except sections 215 and  
7 217 of P.L. 111–226, P.L. 111–240, except sections 2014, 2043, 2111, 2112, and 2113  
8 of P.L. 111–240, and P.L. 111–312, and as indirectly affected in the provisions  
9 applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, excluding  
10 sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99–514  
11 and section 1008 (g) (5) of P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L.  
12 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L.  
13 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150  
14 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L.  
15 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f),  
16 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L.  
17 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L.  
18 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15,  
19 P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L.  
20 107–134, P.L. 107–147, excluding sections 101 and 301 (a) of P.L. 107–147, P.L.  
21 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections  
22 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201  
23 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306,  
24 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 102,  
25 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375,

1 P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310,  
2 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59,  
3 excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding section 301 of P.L.  
4 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to section  
5 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L.  
6 109–222, excluding sections 101, 207, 503, and 513 of P.L. 109–222, P.L. 109–227,  
7 P.L. 109–280, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A  
8 and section 403 of division C of P.L. 109–432, sections 8215, 8231, 8232, 8234, and  
9 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142, excluding sections 2, 3, and 5 of P.L.  
10 110–142, P.L. 110–172, excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172,  
11 P.L. 110–245, excluding section 301 of P.L. 110–245, sections 4, 15312, 15313, 15314,  
12 15316, and 15342 of P.L. 110–246, P.L. 110–289, excluding sections 3071, 3081, and  
13 3082 of P.L. 110–289, P.L. 110–317, excluding section 9 (e) of P.L. 110–317, sections  
14 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L.  
15 110–343, P.L. 110–351, P.L. 110–458, sections 1261, 1262, 1401, 1402, 1521, 1522,  
16 1531, and 1541 of division B of P.L. 111–5, P.L. 111–92, P.L. 111–147, excluding  
17 section 201 of P.L. 111–147, sections 1322, 1515, 9003, 9021, 9022, 10108, 10908, and  
18 10909 of P.L. 111–148, section 1407 of P.L. 111–152, P.L. 111–192, section 1601 of P.L.  
19 111–203, sections 215 and 217 of P.L. 111–226, sections 2014, 2043, 2111, 2112, and  
20 2113 of P.L. 111–240, and P.L. 111–325, except that section 1366 (f) (relating to  
21 pass-through of items to shareholders) is modified by substituting the tax under s.  
22 71.35 for the taxes under sections 1374 and 1375. The Internal Revenue Code applies  
23 for Wisconsin purposes at the same time as for federal purposes, except that changes  
24 made by section 209 of P.L. 109–222, sections 117, 406, 409, 410, 412, 417, 418, 424,  
25 and 425 of division A and section 403 of division C of P.L. 109–432, sections 8215,



1 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142, excluding  
2 sections 2, 3, and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b) and 11 (b),  
3 (e), and (g) of P.L. 110–172, sections 110 and 113 of P.L. 110–245, sections 15312,  
4 15313, 15314, and 15342 of P.L. 110–246, sections 3031, 3032, 3033, 3041, 3051,  
5 3052, 3061, and 3092 of P.L. 110–289, P.L. 110–317, excluding section 9 (e) of P.L.  
6 110–317, sections 116, 208, and 211 of division B and section 504 of division C of P.L.  
7 110–343, section 14 of P.L. 111–92, sections 531, 532, and 533 of P.L. 111–147,  
8 sections 10908 and 10909 of P.L. 111–148, and section 2043 of P.L. 111–240 do not  
9 apply for taxable years beginning before January 1, 2011. Amendments to the  
10 federal Internal Revenue Code enacted after December 31, 2010, do not apply to this  
11 paragraph with respect to taxable years beginning after December 31, 2010.

12 **SECTION 2013f.** 71.34 (1k) (g) of the statutes is amended to read:

13 71.34 **(1k)** (g) An addition shall be made for credits computed by a tax–option  
14 corporation under s. 71.28 (1dd), (1de), (1di), (1dj), (1dL), (1dm), (1ds), (1dx), (1dy),  
15 (3), (3g), (3h), (3n), (3p), (3q), (3r), (3rm), (3rn), (3t), (3w), (5e), (5f), (5g), (5h), (5i), (5j),  
16 (5k), ~~(5n)~~, (5r), (5rm), and (8r) and passed through to shareholders.

17 **SECTION 2013n.** 71.42 (2) (t) of the statutes is amended to read:

18 71.42 **(2)** (t) For taxable years that begin after December 31, 2007, and before  
19 January 1, 2009, “Internal Revenue Code” means the federal Internal Revenue Code  
20 as amended to December 31, 2007, excluding sections 103, 104, and 110 of P.L.  
21 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,  
22 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3,  
23 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section  
24 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and  
25 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403

1 (a) of P.L. 108–311, sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910  
2 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326,  
3 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301  
4 of P.L. 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403  
5 (e), (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 209, 503, 512, and 513 of  
6 P.L. 109–222, sections 811 and 844 of P.L. 109–280, P.L. 109–432, P.L. 110–28, P.L.  
7 110–140, P.L. 110–141, P.L. 110–142, P.L. 110–166, and P.L. 110–172, and as  
8 amended by P.L. 110–245, excluding sections 110, 113, and 301 of P.L. 110–245, and  
9 section 15316 of P.L. 110–246, section 301 of division B and section 313 of division  
10 C of P.L. 110–343, P.L. 110–458, section 1541 of division B of P.L. 111–5, and P.L.  
11 111–192, and as indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L.  
12 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,  
13 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.  
14 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.  
15 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,  
16 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.  
17 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.  
18 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections  
19 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L.  
20 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections  
21 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L.  
22 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L.  
23 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L.  
24 108–218, P.L. 108–311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L.  
25 108–311, P.L. 108–357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847,

1 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58,  
2 excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348,  
3 and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L.  
4 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101,  
5 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of  
6 P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207, 209, 503, 512,  
7 and 513 of P.L. 109–222, P.L. 109–227, P.L. 109–280, excluding sections 811 and 844  
8 of P.L. 109–280, P.L. 110–245, excluding sections 110, 113, and 301 of P.L. 110–245,  
9 and section 15316 of P.L. 110–246, section 301 of division B and section 313 of division  
10 C of P.L. 110–343, P.L. 110–458, section 1541 of division B of P.L. 111–5, and P.L.  
11 111–192, except that “Internal Revenue Code” does not include section 847 of the  
12 federal Internal Revenue Code. The Internal Revenue Code applies for Wisconsin  
13 purposes at the same time as for federal purposes. Amendments to the federal  
14 Internal Revenue Code enacted after December 31, 2007, do not apply to this  
15 paragraph with respect to taxable years beginning after December 31, 2007, and  
16 before January 1, 2009, except that changes to the Internal Revenue Code made by  
17 P.L. 110–245, excluding sections 110, 113, and 301 of P.L. 110–245, and section 15316  
18 of P.L. 110–246, section 301 of division B and section 313 of division C of P.L. 110–343,  
19 P.L. 110–458, section 1541 of division B of P.L. 111–5, and P.L. 111–192, and changes  
20 that indirectly affect the provisions applicable to this subchapter made by P.L.  
21 110–245, excluding sections 110, 113, and 301 of P.L. 110–245, and section 15316 of  
22 P.L. 110–246, section 301 of division B and section 313 of division C of P.L. 110–343,  
23 P.L. 110–458, section 1541 of division B of P.L. 111–5, and P.L. 111–192, apply for  
24 Wisconsin purposes at the same time as for federal purposes.

25 **SECTION 1198.** 71.42 (2) (tm) of the statutes is amended to read:

1           71.42 (2) (tm) For taxable years that begin after December 31, 2008, and before  
2 January 1, 2011, “Internal Revenue Code” means the federal Internal Revenue Code  
3 as amended to December 31, 2008, excluding sections 103, 104, and 110 of P.L.  
4 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66,  
5 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3,  
6 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section  
7 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and  
8 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403  
9 (a) of P.L. 108–311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and  
10 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,  
11 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section  
12 301 of P.L. 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402  
13 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 209, 503, and 513  
14 of P.L. 109–222, ~~section 844 of P.L. 109–280~~, P.L. 109–432, P.L. 110–28, P.L. 110–140,  
15 P.L. 110–141, P.L. 110–142, P.L. 110–166, P.L. 110–172, P.L. 110–185, P.L. 110–234,  
16 sections 110, 113, and 301 of P.L. 110–245, P.L. 110–246, except section 15316 of P.L.  
17 110–246, P.L. 110–289, except section 3093 of P.L. 110–289, P.L. 110–317, and P.L.  
18 110–343, except section 301 of division B and section 313 of division C of P.L. 110–343,  
19 and P.L. 110–351, as amended by sections 1261, 1262, 1401, 1402, 1521, 1522, 1531,  
20 and 1541 of division B of P.L. 111–5, section 301 of P.L. 111–147, P.L. 111–192, section  
21 1601 of P.L. 111–203, section 215 of P.L. 111–226, section 2112 of P.L. 111–240, and  
22 P.L. 111–325, and as indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647,  
23 P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227,  
24 excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L.  
25 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L.

1 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188,  
2 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L.  
3 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.  
4 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections  
5 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L.  
6 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections  
7 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L.  
8 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L.  
9 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L.  
10 108–218, P.L. 108–311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L.  
11 108–311, P.L. 108–357, excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422,  
12 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L.  
13 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
14 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146 of P.L.  
15 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding  
16 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and  
17 (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207,  
18 209, 503, and 513 of P.L. 109–222, P.L. 109–227, P.L. 109–280, ~~excluding section 844~~  
19 ~~of P.L. 109–280~~, P.L. 110–245, excluding sections 110, 113, and 301 of P.L. 110–245,  
20 and section 15316 of P.L. 110–246, section 3093 of P.L. 110–289, section 301 of  
21 division B and section 313 of division C of P.L. 110–343, P.L. 110–351, P.L. 110–458,  
22 sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L.  
23 111–5, section 301 of P.L. 111–147, P.L. 111–192, section 1601 of P.L. 111–203, section  
24 215 of P.L. 111–226, section 2112 of P.L. 111–240, and P.L. 111–325, except that  
25 “Internal Revenue Code” does not include section 847 of the federal Internal Revenue

1 Code. The Internal Revenue Code applies for Wisconsin purposes at the same time  
2 as for federal purposes. Amendments to the federal Internal Revenue Code enacted  
3 after December 31, 2008, do not apply to this paragraph with respect to taxable years  
4 beginning after December 31, 2008, and before January 1, 2011, except that changes  
5 to the Internal Revenue Code made by sections 1261, 1262, 1401, 1402, 1521, 1522,  
6 1531, and 1541 of division B of P.L. 111–5, section 301 of P.L. 111–147, P.L. 111–192,  
7 section 1601 of P.L. 111–203, section 215 of P.L. 111–226, section 2112 of P.L. 111–240,  
8 and P.L. 111–325, and changes that indirectly affect the provisions applicable to this  
9 subchapter made by sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of  
10 division B of P.L. 111–5, section 301 of P.L. 111–147, P.L. 111–192, section 1601 of P.L.  
11 111–203, section 215 of P.L. 111–226, section 2112 of P.L. 111–240, and P.L. 111–325,  
12 apply for Wisconsin purposes at the same time as for federal purposes.

13 **SECTION 2014d.** 71.42 (2) (tn) of the statutes is created to read:

14 71.42 (2) (tn) For taxable years that begin after December 31, 2010, “Internal  
15 Revenue Code” means the federal Internal Revenue Code as amended to  
16 December 31, 2010, excluding sections 103, 104, and 110 of P.L. 102–227, sections  
17 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b),  
18 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L.  
19 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L.  
20 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and 202 of P.L.  
21 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403 (a) of P.L.  
22 108–311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.  
23 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,  
24 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301 of P.L.  
25 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),

1 (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 503, and 513 of P.L. 109–222,  
2 P.L. 109–432, except sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of  
3 division A and section 403 of division C of P.L. 109–432, P.L. 110–28, except sections  
4 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–140, sections 2, 3, and 5  
5 of P.L. 110–142, P.L. 110–166, sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172,  
6 P.L. 110–185, P.L. 110–234, section 301 of P.L. 110–245, P.L. 110–246, except sections  
7 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, sections 3071, 3081, and  
8 3082 of P.L. 110–289, section 9 (e) of P.L. 110–317, P.L. 110–343, except sections 116,  
9 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110–343,  
10 P.L. 111–5, except sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of  
11 division B of P.L. 111–5, section 201 of P.L. 111–147, P.L. 111–148, except sections  
12 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of P.L. 111–148, P.L. 111–152,  
13 except section 1407 of P.L. 111–152, P.L. 111–203, except section 1601 of P.L. 111–203,  
14 P.L. 111–226, except sections 215 and 217 of P.L. 111–226, P.L. 111–240, except  
15 sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, and P.L. 111–312, and as  
16 indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L.  
17 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections  
18 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding  
19 sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L.  
20 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections  
21 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L.  
22 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L.  
23 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of  
24 P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L.  
25 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a)

1 of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27,  
2 excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173,  
3 excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311,  
4 excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357,  
5 excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of  
6 P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections  
7 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.  
8 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding  
9 section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it  
10 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L.  
11 109–151, P.L. 109–222, excluding sections 101, 207, 503, and 513 of P.L. 109–222,  
12 P.L. 109–227, P.L. 109–280, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425  
13 of division A and section 403 of division C of P.L. 109–432, sections 8215, 8231, 8232,  
14 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142, excluding sections 2, 3,  
15 and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b) and 11 (b), (e), and (g)  
16 of P.L. 110–172, P.L. 110–245, excluding section 301 of P.L. 110–245, sections 4,  
17 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, P.L. 110–289, excluding  
18 sections 3071, 3081, and 3082 of P.L. 110–289, P.L. 110–317, excluding section 9 (e)  
19 of P.L. 110–317, sections 116, 208, 211, and 301 of division B and sections 313 and 504  
20 of division C of P.L. 110–343, P.L. 110–351, P.L. 110–458, sections 1261, 1262, 1401,  
21 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, P.L. 111–92, P.L.  
22 111–147, excluding section 201 of P.L. 111–147, sections 1322, 1515, 9003, 9021,  
23 9022, 10108, 10908, and 10909 of P.L. 111–148, section 1407 of P.L. 111–152, P.L.  
24 111–192, section 1601 of P.L. 111–203, sections 215 and 217 of P.L. 111–226, sections  
25 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, and P.L. 111–325, except that



1 “Internal Revenue Code” does not include section 847 of the federal Internal Revenue  
2 Code. The Internal Revenue Code applies for Wisconsin purposes at the same time  
3 as for federal purposes, except that changes made by section 209 of P.L. 109–222,  
4 sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403  
5 of division C of P.L. 109–432, sections 8215, 8231, 8232, 8234, and 8236 of P.L.  
6 110–28, P.L. 110–141, P.L. 110–142, excluding sections 2, 3, and 5 of P.L. 110–142,  
7 P.L. 110–172, excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, sections  
8 110 and 113 of P.L. 110–245, sections 15312, 15313, 15314, and 15342 of P.L. 110–246,  
9 sections 3031, 3032, 3033, 3041, 3051, 3052, 3061, and 3092 of P.L. 110–289, P.L.  
10 110–317, excluding section 9 (e) of P.L. 110–317, sections 116, 208, and 211 of division  
11 B and section 504 of division C of P.L. 110–343, section 14 of P.L. 111–92, sections 531,  
12 532, and 533 of P.L. 111–147, sections 10908 and 10909 of P.L. 111–148, and section  
13 2043 of P.L. 111–240 do not apply for taxable years beginning before January 1, 2011.  
14 Amendments to the federal Internal Revenue Code enacted after December 31, 2010,  
15 do not apply to this paragraph with respect to taxable years beginning after  
16 December 31, 2010.

17 **SECTION 2014r.** 71.45 (1t) (j) of the statutes is repealed.

18 **SECTION 2015d.** 71.45 (1t) (m) of the statutes is created to read:

19 71.45 **(1t)** (m) Those issued by the Wisconsin Housing and Economic  
20 Development Authority to provide loans to a public affairs network under s. 234.75  
21 (4).

22 **SECTION 2015e.** 71.45 (2) (a) 10. of the statutes, as affected by 2011 Wisconsin  
23 Act 3, is amended to read:

24 71.45 **(2)** (a) 10. By adding to federal taxable income the amount of credit  
25 computed under s. 71.47 (1dd) to (1dy), (3g), (3h), (3n), (3p), (3q), (3r), (3rm), (3rn),

1 (3w), (5e), (5f), (5g), (5h), (5i), (5j), (5k), (5n), (5r), (5rm), (8r), and (9s) and not passed  
2 through by a partnership, limited liability company, or tax–option corporation that  
3 has added that amount to the partnership’s, limited liability company’s, or  
4 tax–option corporation’s income under s. 71.21 (4) or 71.34 (1k) (g) and the amount  
5 of credit computed under s. 71.47 (1), (3), (3t), (4), (4m), and (5).

6 **SECTION 2015f.** 71.45 (4) of the statutes is renumbered 71.45 (4) (a) and  
7 amended to read:

8 71.45 (4) (a) Insurers Except as provided in par. (b), insurers computing tax  
9 under this subchapter may subtract from Wisconsin net income any Wisconsin net  
10 business loss sustained in any of the next 15 preceding taxable years to the extent  
11 not offset by Wisconsin net business income of any year between the loss year and  
12 the taxable year for which an offset is claimed and computed without regard to sub.  
13 (2) (a) 8. and 9. and this subsection and limited to the amount of net income, but no  
14 loss incurred for a taxable year before taxable year 1987 by a nonprofit service plan  
15 of sickness care under ch. 148, or dental care under s. 447.13 may be treated as a net  
16 business loss of the successor service insurer under ch. 613 operating by virtue of s.  
17 148.03 or 447.13.

18 **SECTION 2015g.** 71.45 (4) (b) of the statutes is created to read:

19 71.45 (4) (b) An insurer that is part of a combined group under s. 71.255 may  
20 offset against its Wisconsin net business income any unused pre–2009 net business  
21 loss carry–forward under s. 71.255 (6) (bm) for the 20 taxable years that begin after  
22 December 31, 2011.

23 **SECTION 1199.** 71.47 (1dd) (b) of the statutes is amended to read:

24 71.47 (1dd) (b) Except as provided in s. 73.03 (35), for any taxable year for  
25 which that person is certified under s. 560.765 (3), 2009 stats., and begins business

1 operations in a zone under s. 560.71, 2009 stats., after July 29, 1995, or certified  
2 under s. 560.797 (4) (a), 2009 stats., for each zone for which the person is certified  
3 or entitled a person may credit against taxes otherwise due under this subchapter  
4 employment–related day care expenses, up to \$1,200 for each qualifying individual.

5 **SECTION 1200.** 71.47 (1de) (a) (intro.) of the statutes is amended to read:

6 71.47 **(1de)** (a) (intro.) Except as provided in s. 73.03 (35), for any taxable year  
7 for which a person is certified under s. 560.765 (3), 2009 stats., and begins business  
8 operations in a zone under s. 560.71, 2009 stats., after July 29, 1995, or certified  
9 under s. 560.797 (4) (a), 2009 stats., for each zone for which the person is certified  
10 or entitled the person may claim as a credit against taxes otherwise due under this  
11 subchapter an amount equal to 7.5% of the amount that the person expends to  
12 remove or contain environmental pollution, as defined in s. 299.01 (4), in the zone or  
13 to restore soil or groundwater that is affected by environmental pollution, as defined  
14 in s. 299.01 (4), in the zone if the person fulfills all of the following requirements:

15 **SECTION 1201.** 71.47 (1de) (a) 1. of the statutes is amended to read:

16 71.47 **(1de)** (a) 1. Begins the work, other than planning and investigating, for  
17 which the credit is claimed after the area that includes the site where the work is  
18 done is designated a development zone under s. 560.71, 2009 stats., or an enterprise  
19 development zone under s. 560.797, 2009 stats., and after the claimant is certified  
20 under s. 560.765 (3), 2009 stats., or certified under s. 560.797 (4) (a), 2009 stats.

21 **SECTION 1202.** 71.47 (1di) (a) (intro.) of the statutes is amended to read:

22 71.47 **(1di)** (a) (intro.) Except as provided in pars. (dm) and (f) and s. 73.03 (35),  
23 for any taxable year for which the person is entitled under s. 560.795 (3), 2009 stats.,  
24 to claim tax benefits, any person may claim as a credit against taxes otherwise due  
25 under this chapter 2.5% of the purchase price of depreciable, tangible personal

1 property, or 1.75% of the purchase price of depreciable, tangible personal property  
2 that is expensed under section 179 of the internal revenue code for purposes of the  
3 taxes under this chapter, except that:

4 **SECTION 1203.** 71.47 (1di) (a) 1. of the statutes is amended to read:

5 71.47 **(1di)** (a) 1. The investment must be in property that is purchased after  
6 the person is entitled under s. 560.795 (3), 2009 stats., to claim tax benefits and that  
7 is used for at least 50% of its use in the conduct of the person's business operations  
8 at a location in a development zone under subch. VI of ch. 560, 2009 stats., or, if the  
9 property is mobile, the base of operations of the property for at least 50% of its use  
10 must be a location in a development zone.

11 **SECTION 1204.** 71.47 (1di) (b) 2. of the statutes is amended to read:

12 71.47 **(1di)** (b) 2. If the claimant is located on an Indian reservation, as defined  
13 in s. 560.86 (5), 2009 stats., and is an American Indian, as defined in s. 560.86 (1),  
14 2009 stats., an Indian business, as defined in s. 560.86 (4), 2009 stats., or a tribal  
15 enterprise, as defined in s. 71.07 (2di) (b) 2., and if the allowable amount of the credit  
16 under this subsection exceeds the taxes otherwise due under this chapter on or  
17 measured by the claimant's income, the amount of the credit not used as an offset  
18 against those taxes shall be certified to the department of administration for  
19 payment to the claimant by check, share draft or other draft.

20 **SECTION 1205.** 71.47 (1di) (b) 3. of the statutes is amended to read:

21 71.47 **(1di)** (b) 3. Partnerships, limited liability companies and tax-option  
22 corporations may not claim the credit under this subsection, but the eligibility for,  
23 and amount of, that credit shall be determined on the basis of their economic activity,  
24 not that of their shareholders, partners or members. The corporation, partnership  
25 or limited liability company shall compute the amount of the credit that may be

1 claimed by each of its shareholders, partners or members and shall provide that  
2 information to each of its shareholders, partners or members. Partners, members  
3 of limited liability companies and shareholders of tax–option corporations may claim  
4 the credit based on the partnership’s, company’s or corporation’s activities in  
5 proportion to their ownership interest and may offset it against the tax attributable  
6 to their income from the partnership’s, company’s or corporation’s business  
7 operations in the development zone; except that a claimant in a development zone  
8 under s. 560.795 (1) (e), 2009 stats., may offset the credit, including any credits  
9 carried over, against the amount of the tax otherwise due under this chapter  
10 attributable to all of the claimant’s income; and against the tax attributable to their  
11 income from the partnership’s, company’s or corporation’s directly related business  
12 operations.

13 **SECTION 1206.** 71.47 (1di) (d) 1. of the statutes is amended to read:

14 71.47 (1di) (d) 1. A copy of a verification from the department of commerce that  
15 the claimant may claim tax benefits under s. 560.795 (3), 2009 stats.

16 **SECTION 1207.** 71.47 (1di) (f) of the statutes is amended to read:

17 71.47 (1di) (f) If a person who is entitled under s. 560.795 (3), 2009 stats., to  
18 claim tax benefits becomes ineligible for such tax benefits, that person may claim no  
19 credits under this subsection for the taxable year that includes the day on which the  
20 person becomes ineligible for tax benefits or succeeding taxable years and that  
21 person may carry over no unused credits from previous years to offset tax under this  
22 chapter for the taxable year that includes the day on which the person becomes  
23 ineligible for tax benefits or succeeding taxable years.

24 **SECTION 1208.** 71.47 (1di) (g) of the statutes is amended to read:

1           71.47 **(1di)** (g) If a person who is entitled under s. 560.795 (3), 2009 stats., to  
2 claim tax benefits ceases business operations in the development zone during any of  
3 the taxable years that that zone exists, that person may not carry over to any taxable  
4 year following the year during which operations cease any unused credits from the  
5 taxable year during which operations cease or from previous taxable years.

6           **SECTION 1209.** 71.47 (1dj) (am) (intro.) of the statutes is amended to read:

7           71.47 **(1dj)** (am) (intro.) Except as provided under par. (f) or s. 73.03 (35), for  
8 any taxable year for which the person is certified under s. 560.765 (3), 2009 stats.,  
9 for tax benefits, any person may claim as a credit against taxes otherwise due under  
10 this chapter an amount calculated as follows:

11           **SECTION 1210.** 71.47 (1dj) (am) 4. a. of the statutes is amended to read:

12           71.47 **(1dj)** (am) 4. a. If certified under s. 560.765 (3), 2009 stats., for tax  
13 benefits before January 1, 1992, modify “qualified wages” as defined in section 51 (b)  
14 of the internal revenue code to exclude wages paid before the claimant is certified for  
15 tax benefits and to exclude wages that are paid to employees for work at any location  
16 that is not in a development zone under subch. VI of ch. 560, 2009 stats. For purposes  
17 of this subd. 4. a., mobile employees work at their base of operations and leased or  
18 rented employees work at the location where they perform services.

19           **SECTION 1211.** 71.47 (1dj) (am) 4. b. of the statutes is amended to read:

20           71.47 **(1dj)** (am) 4. b. If certified under s. 560.765 (3), 2009 stats., for tax  
21 benefits after December 31, 1991, modify “qualified wages” as defined in section 51  
22 (b) of the internal revenue code to exclude wages paid before the claimant is certified  
23 for tax benefits and to exclude wages that are paid to employees for work at any  
24 location that is not in a development zone under subch. VI of ch. 560, 2009 stats. For

1 purposes of this subd. 4. b., mobile employees and leased or rented employees work  
2 at their base of operations.

3 **SECTION 1212.** 71.47 (1dj) (am) 4c. of the statutes is amended to read:

4 71.47 (1dj) (am) 4c. Modify the rule for ineligible individuals under section 51  
5 (i) (1) of the internal revenue code to allow credit for the wages of related individuals  
6 paid by an Indian business, as defined in s. 560.86 (4), 2009 stats., or a tribal  
7 enterprise, as defined in s. 71.07 (2di) (b) 2., if the Indian business or tribal enterprise  
8 is located in a development zone designated under s. 560.71 (3) (c) 2., 2009 stats.

9 **SECTION 1213.** 71.47 (1dj) (am) 4t. of the statutes is amended to read:

10 71.47 (1dj) (am) 4t. If certified under s. 560.765 (3), 2009 stats., for tax benefits  
11 before January 1, 1992, modify section 51 (i) (3) of the internal revenue code so that  
12 for leased or rented employees, except employees of a leasing agency certified for tax  
13 benefits who perform services directly for the agency in a development zone, the  
14 minimum employment periods apply to the time that they perform services in a  
15 development zone for a single lessee or renter, not to their employment by the leasing  
16 agency.

17 **SECTION 1214.** 71.47 (1dj) (e) 1. of the statutes is amended to read:

18 71.47 (1dj) (e) 1. A copy of the claimant's certification for tax benefits under s.  
19 560.765 (3), 2009 stats.

20 **SECTION 1215.** 71.47 (1dj) (e) 3. a. of the statutes is amended to read:

21 71.47 (1dj) (e) 3. a. If certified under s. 560.765 (3), 2009 stats., for tax benefits  
22 before January 1, 1992, a statement from the department of commerce verifying the  
23 amount of qualifying wages and verifying that the employees were hired for work  
24 only in a development zone or are mobile employees whose base of operations is in  
25 a development zone.

1           **SECTION 1216.** 71.47 (1dj) (e) 3. b. of the statutes is amended to read:

2           71.47 **(1dj)** (e) 3. b. If certified under s. 560.765 (3), 2009 stats., for tax benefits  
3 after December 31, 1991, a statement from the department of commerce verifying the  
4 amount of qualifying wages and verifying that the employees were hired for work  
5 only in a development zone or are mobile employees or leased or rented employees  
6 whose base of operations is in a development zone.

7           **SECTION 1217.** 71.47 (1dL) (a) of the statutes is amended to read:

8           71.47 **(1dL)** (a) Except as provided in pars. (ag), (ar), (bm) and (f) and s. 73.03  
9 (35), for any taxable year for which the person is certified under s. 560.765 (3), 2009  
10 stats., for tax benefits, any person may claim as a credit against taxes otherwise due  
11 under this subchapter an amount equal to 2.5% of the amount expended by that  
12 person to acquire, construct, rehabilitate or repair real property in a development  
13 zone under subch. VI of ch. 560, 2009 stats.

14           **SECTION 1218.** 71.47 (1dL) (ag) of the statutes is amended to read:

15           71.47 **(1dL)** (ag) If the credit under par. (a) is claimed for an amount expended  
16 to construct, rehabilitate, remodel or repair property, the claimant must have begun  
17 the physical work of construction, rehabilitation, remodeling or repair, or any  
18 demolition or destruction in preparation for the physical work, after the place where  
19 the property is located was designated a development zone under s. 560.71, 2009  
20 stats., and the completed project must be placed in service after the claimant is  
21 certified for tax benefits under s. 560.765 (3), 2009 stats. In this paragraph, “physical  
22 work” does not include preliminary activities such as planning, designing, securing  
23 financing, researching, developing specifications or stabilizing the property to  
24 prevent deterioration.

25           **SECTION 1219.** 71.47 (1dL) (ar) of the statutes is amended to read:



1           71.47 (1dL) (ar) If the credit under par. (a) is claimed for an amount expended  
2 to acquire property, the property must have been acquired by the claimant after the  
3 place where the property is located was designated a development zone under s.  
4 560.71, 2009 stats., and the completed project must be placed in service after the  
5 claimant is certified for tax benefits under s. 560.765 (3), 2009 stats., and the  
6 property must not have been previously owned by the claimant or a related person  
7 during the 2 years prior to the designation of the development zone under s. 560.71,  
8 2009 stats. No credit is allowed for an amount expended to acquire property until  
9 the property, either in its original state as acquired by the claimant or as  
10 subsequently constructed, rehabilitated, remodeled or repaired, is placed in service.

11           **SECTION 1220.** 71.47 (1dL) (bm) of the statutes is amended to read:

12           71.47 (1dL) (bm) In calculating the credit under par. (a) a claimant shall reduce  
13 the amount expended to acquire property by a percentage equal to the percentage of  
14 the area of the real property not used for the purposes for which the claimant is  
15 certified to claim tax benefits under s. 560.765 (3), 2009 stats., and shall reduce the  
16 amount expended for other purposes by the amount expended on the part of the  
17 property not used for the purposes for which the claimant is certified to claim tax  
18 benefits under s. 560.765 (3), 2009 stats.

19           **SECTION 1221.** 71.47 (1dL) (c) of the statutes is amended to read:

20           71.47 (1dL) (c) If the claimant is located on an Indian reservation, as defined  
21 in s. 560.86 (5), 2009 stats., and is an American Indian, as defined in s. 560.86 (1),  
22 2009 stats., an Indian business, as defined in s. 560.86 (4), 2009 stats., or a tribal  
23 enterprise, as defined in s. 71.07 (2di) (b) 2., and if the allowable amount of the credit  
24 under par. (a) exceeds the taxes otherwise due under this chapter on or measured by  
25 the claimant's income, the amount of the credit not used as an offset against those

1 taxes shall be certified to the department of administration for payment to the  
2 claimant by check, share draft or other draft.

3 **SECTION 1222.** 71.47 (1dm) (a) 1. of the statutes is amended to read:

4 71.47 (1dm) (a) 1. “Certified” means entitled under s. 238.395 (3) (a) 4. or s.  
5 560.795 (3) (a) 4., 2009 stats., to claim tax benefits or certified under s. 238.395 (5),  
6 238.398 (3), or 238.3995 (4) or s. 560.795 (5), 2009 stats., s. 560.798 (3), 2009 stats.,  
7 or s. 560.7995 (4), 2009 stats.

8 **SECTION 1223.** 71.47 (1dm) (a) 3. of the statutes is amended to read:

9 71.47 (1dm) (a) 3. “Development zone” means a development opportunity zone  
10 under s. 238.395 (1) (e) and (f) or 238.398 or s. 560.795 (1) (e) and (f), 2009 stats., or  
11 s. 560.798, 2009 stats., or an airport development zone under s. 238.3995 or s.  
12 560.7995, 2009 stats.

13 **SECTION 1224.** 71.47 (1dm) (a) 4. of the statutes is amended to read:

14 71.47 (1dm) (a) 4. “Previously owned property” means real property that the  
15 claimant or a related person owned during the 2 years prior to the department of  
16 commerce or the Wisconsin Economic Development Corporation designating the  
17 place where the property is located as a development zone and for which the claimant  
18 may not deduct a loss from the sale of the property to, or an exchange of the property  
19 with, the related person under section 267 of the Internal Revenue Code, except that  
20 section 267 (b) of the Internal Revenue Code is modified so that if the claimant owns  
21 any part of the property, rather than 50% ownership, the claimant is subject to  
22 section 267 (a) (1) of the Internal Revenue Code for purposes of this subsection.

23 **SECTION 1225.** 71.47 (1dm) (f) 1. of the statutes is amended to read:

24 71.47 (1dm) (f) 1. A copy of ~~a~~ the verification ~~from the department of commerce~~  
25 that the claimant may claim tax benefits under s. 238.395 (3) (a) 4. or s. 560.795 (3)

1 (a) 4., 2009 stats., or is certified under s. 238.395 (5), 238.398 (3), or 238.3995 (4) or  
2 s. 560.795 (5), 2009 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats.

3 **SECTION 1226.** 71.47 (1dm) (f) 2. of the statutes is amended to read:

4 71.47 **(1dm)** (f) 2. A statement from the department of commerce or the  
5 Wisconsin Economic Development Corporation verifying the purchase price of the  
6 investment and verifying that the investment fulfills the requirements under par.  
7 (b).

8 **SECTION 1227.** 71.47 (1dm) (i) of the statutes is amended to read:

9 71.47 **(1dm)** (i) Partnerships, limited liability companies, and tax–option  
10 corporations may not claim the credit under this subsection, but the eligibility for,  
11 and the amount of, that credit shall be determined on the basis of their economic  
12 activity, not that of their shareholders, partners, or members. The corporation,  
13 partnership, or limited liability company shall compute the amount of credit that  
14 may be claimed by each of its shareholders, partners, or members and provide that  
15 information to its shareholders, partners, or members. Partners, members of limited  
16 liability companies, and shareholders of tax–option corporations may claim the  
17 credit based on the partnership’s, company’s, or corporation’s activities in proportion  
18 to their ownership interest and may offset it against the tax attributable to their  
19 income from the partnership’s, company’s, or corporation’s business operations in the  
20 development zone; except that partners, members, and shareholders in a  
21 development zone under s. 238.395 (1) (e) or s. 560.795 (1) (e), 2009 stats., may offset  
22 the credit against the amount of the tax attributable to their income.

23 **SECTION 1228.** 71.47 (1dm) (j) of the statutes is amended to read:

24 71.47 **(1dm)** (j) If a person who is entitled under s. 238.395 (3) (a) 4. or s. 560.795  
25 (3) (a) 4., 2009 stats. to claim tax benefits becomes ineligible for such tax benefits,

1 or if a person's certification under s. 238.395 (5), 238.398 (3), or 238.3995 (4) or s.  
2 560.795 (5), 2009 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats., is  
3 revoked, that person may claim no credits under this subsection for the taxable year  
4 that includes the day on which the person becomes ineligible for tax benefits, the  
5 taxable year that includes the day on which the certification is revoked, or succeeding  
6 taxable years, and that person may carry over no unused credits from previous years  
7 to offset tax under this chapter for the taxable year that includes the day on which  
8 the person becomes ineligible for tax benefits, the taxable year that includes the day  
9 on which the certification is revoked, or succeeding taxable years.

10 **SECTION 1229.** 71.47 (1dm) (k) of the statutes is amended to read:

11 71.47 **(1dm)** (k) If a person who is entitled under s. 238.395 (3) (a) 4. or s.  
12 560.795 (3) (a) 4., 2009 stats., to claim tax benefits or certified under s. 238.395 (5),  
13 238.398 (3), or 238.3995 (4) or s. 560.795 (5), 2009 stats., s. 560.798 (3), 2009 stats.,  
14 or s. 560.7995 (4), 2009 stats., ceases business operations in the development zone  
15 during any of the taxable years that that zone exists, that person may not carry over  
16 to any taxable year following the year during which operations cease any unused  
17 credits from the taxable year during which operations cease or from previous taxable  
18 years.

19 **SECTION 1230.** 71.47 (1ds) (a) 1. of the statutes is amended to read:

20 71.47 **(1ds)** (a) 1. "Development zone" means a zone designated under s. 560.71,  
21 2009 stats.

22 **SECTION 1231.** 71.47 (1ds) (b) of the statutes is amended to read:

23 71.47 **(1ds)** (b) Except as provided in pars. (dm) and (e) and s. 73.03 (35), for  
24 any taxable year for which the person is certified under s. 560.765 (3), 2009 stats.,  
25 for tax benefits, any person may claim as a credit against taxes otherwise due under

1 this chapter the taxes paid under subchs. III and V of ch. 77 on their purchases, leases  
2 and rentals of eligible property. Partnerships, limited liability companies and  
3 tax–option corporations may not claim the credit under this subsection but the  
4 eligibility for, and the amount of, that credit shall be determined on the basis of their  
5 economic activity, not that of their partners, members or shareholders. The  
6 partnership, limited liability company or corporation shall compute the amount of  
7 the credit that may be claimed by each of its partners, members or shareholders and  
8 shall provide that information to each of its partners, members or shareholders.  
9 Partners, members of limited liability companies and shareholders of tax–option  
10 corporations may claim the credit based on the partnership’s, company’s or  
11 corporation’s activities in proportion to their ownership interest.

12 **SECTION 1232.** 71.47 (1ds) (d) 1. of the statutes is amended to read:

13 71.47 **(1ds)** (d) 1. A copy of the claimant’s certification for tax benefits under  
14 s. 560.765 (3), 2009 stats.

15 **SECTION 1233.** 71.47 (1dx) (a) 2. of the statutes is amended to read:

16 71.47 **(1dx)** (a) 2. “Development zone” means a development zone under s.  
17 238.30 or s. 560.70, 2009 stats., a development opportunity zone under s. 238.395 or  
18 s. 560.795, 2009 stats., or an enterprise development zone under s. 238.397 or s.  
19 560.797, 2009 stats., an agricultural development zone under s. 238.398 or s.  
20 560.798, 2009 stats., or an airport development zone under s. 238.3995 or s.  
21 560.7995, 2009 stats.

22 **SECTION 1234.** 71.47 (1dx) (b) (intro.) of the statutes is amended to read:

23 71.47 **(1dx)** (b) *Credit.* (intro.) Except as provided in pars. (be) and (bg) and  
24 in s. 73.03 (35), and subject to s. 238.385 or s. 560.785, 2009 stats., for any taxable  
25 year for which the person is entitled under s. 238.395 (3) or s. 560.795 (3), 2009 stats.

1 to claim tax benefits or certified under s. 238.365 (3), 238.397 (4), 238.398 (3), or  
2 238.3995 (4) or s. 560.765 (3), 2009 stats., s. 560.797 (4), 2009 stats., s. 560.798 (3),  
3 2009 stats., or s. 560.7995 (4), 2009 stats., any person may claim as a credit against  
4 the taxes otherwise due under this chapter the following amounts:

5 **SECTION 1235.** 71.47 (1dx) (b) 2. of the statutes is amended to read:

6 71.47 **(1dx)** (b) 2. The amount determined by multiplying the amount  
7 determined under s. 238.385 (1) (b) or s. 560.785 (1) (b), 2009 stats., by the number  
8 of full-time jobs created in a development zone and filled by a member of a targeted  
9 group and by then subtracting the subsidies paid under s. 49.147 (3) (a) or the  
10 subsidies and reimbursements paid under s. 49.147 (3m) (c) for those jobs.

11 **SECTION 1236.** 71.47 (1dx) (b) 3. of the statutes is amended to read:

12 71.47 **(1dx)** (b) 3. The amount determined by multiplying the amount  
13 determined under s. 238.385 (1) (c) or s. 560.785 (1) (c), 2009 stats., by the number  
14 of full-time jobs created in a development zone and not filled by a member of a  
15 targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) or  
16 the subsidies and reimbursements paid under s. 49.147 (3m) (c) for those jobs.

17 **SECTION 1237.** 71.47 (1dx) (b) 4. of the statutes is amended to read:

18 71.47 **(1dx)** (b) 4. The amount determined by multiplying the amount  
19 determined under s. 238.385 (1) (bm) or s. 560.785 (1) (bm), 2009 stats., by the  
20 number of full-time jobs retained, as provided in the rules under s. 238.385 or s.  
21 560.785, 2009 stats., excluding jobs for which a credit has been claimed under sub.  
22 (1dj), in an enterprise development zone under s. 238.397 or s. 560.797, 2009 stats.,  
23 and for which significant capital investment was made and by then subtracting the  
24 subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid  
25 under s. 49.147 (3m) (c) for those jobs.

1           **SECTION 1238.** 71.47 (1dx) (b) 5. of the statutes is amended to read:

2           71.47 **(1dx)** (b) 5. The amount determined by multiplying the amount  
3 determined under s. 238.385 (1) (c) or s. 560.785 (1) (c), 2009 stats., by the number  
4 of full-time jobs retained, as provided in the rules under s. 238.385 or s. 560.785,  
5 2009 stats., excluding jobs for which a credit has been claimed under sub. (1dj), in  
6 a development zone and not filled by a member of a targeted group and by then  
7 subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and  
8 reimbursements paid under s. 49.147 (3m) (c) for those jobs.

9           **SECTION 1239.** 71.47 (1dx) (be) of the statutes is amended to read:

10           71.47 **(1dx)** (be) *Offset.* A claimant in a development zone under s. 238.395 (1)  
11 (e) or s. 560.795 (1) (e), 2009 stats., may offset any credits claimed under this  
12 subsection, including any credits carried over, against the amount of the tax  
13 otherwise due under this subchapter attributable to all of the claimant's income and  
14 against the tax attributable to income from directly related business operations of  
15 the claimant.

16           **SECTION 1240.** 71.47 (1dx) (bg) of the statutes is amended to read:

17           71.47 **(1dx)** (bg) *Other entities.* For claimants in a development zone under s.  
18 238.395 (1) (e) or s. 560.795 (1) (e), 2009 stats., partnerships, limited liability  
19 companies, and tax-option corporations may not claim the credit under this  
20 subsection, but the eligibility for, and amount of, that credit shall be determined on  
21 the basis of their economic activity, not that of their shareholders, partners, or  
22 members. The corporation, partnership, or company shall compute the amount of  
23 the credit that may be claimed by each of its shareholders, partners, or members and  
24 shall provide that information to each of its shareholders, partners, or members.  
25 Partners, members of limited liability companies, and shareholders of tax-option

1 corporations may claim the credit based on the partnership's, company's, or  
2 corporation's activities in proportion to their ownership interest and may offset it  
3 against the tax attributable to their income.

4 **SECTION 1241.** 71.47 (1dx) (c) of the statutes is amended to read:

5 71.47 (1dx) (c) *Credit precluded.* If the certification of a person for tax benefits  
6 under s. 238.365 (3), 238.397 (4), 238.398 (3), or 238.3995 (4) or s. 560.765 (3), 2009  
7 stats., s. 560.797 (4), 2009 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009  
8 stats., is revoked, or if the person becomes ineligible for tax benefits under s. 238.395  
9 (3) or s. 560.795 (3), 2009 stats., that person may not claim credits under this  
10 subsection for the taxable year that includes the day on which the certification is  
11 revoked; the taxable year that includes the day on which the person becomes  
12 ineligible for tax benefits; or succeeding taxable years and that person may not carry  
13 over unused credits from previous years to offset tax under this chapter for the  
14 taxable year that includes the day on which certification is revoked; the taxable year  
15 that includes the day on which the person becomes ineligible for tax benefits; or  
16 succeeding taxable years.

17 **SECTION 1242.** 71.47 (1dx) (d) of the statutes is amended to read:

18 71.47 (1dx) (d) *Carry-over precluded.* If a person who is entitled under s.  
19 238.395 (3) or s. 560.795 (3), 2009 stats., to claim tax benefits or certified under s.  
20 238.365 (3), 238.397 (4), 238.398 (3), or 238.3995 (4) or s. 560.765 (3), 2009 stats., s.  
21 560.797 (4), 2009 stats., s. 560.798 (3), 2009 stats., or s. 560.7995 (4), 2009 stats., for  
22 tax benefits ceases business operations in the development zone during any of the  
23 taxable years that that zone exists, that person may not carry over to any taxable  
24 year following the year during which operations cease any unused credits from the  
25 taxable year during which operations cease or from previous taxable years.



1           **SECTION 1243.** 71.47 (1dy) (a) of the statutes is amended to read:

2           71.47 **(1dy)** (a) *Definition.* In this subsection, “claimant” means a person who  
3 files a claim under this subsection and is certified under s. 238.301 (2) or s. 560.701  
4 (2), 2009 stats., and authorized to claim tax benefits under s. 238.303 or s. 560.703,  
5 2009 stats.

6           **SECTION 1244.** 71.47 (1dy) (b) of the statutes is amended to read:

7           71.47 **(1dy)** (b) *Filing claims.* Subject to the limitations under this subsection  
8 and ss. 238.301 to 238.306 or s. 560.701 to 560.706, 2009 stats., for taxable years  
9 beginning after December 31, 2008, a claimant may claim as a credit against the tax  
10 imposed under s. 71.43, up to the amount of the tax, the amount authorized for the  
11 claimant under s. 238.303 or s. 560.703, 2009 stats.

12           **SECTION 1245.** 71.47 (1dy) (c) 1. of the statutes is amended to read:

13           71.47 **(1dy)** (c) 1. No credit may be allowed under this subsection unless the  
14 claimant includes with the claimant’s return a copy of the claimant’s certification  
15 under s. 238.301 (2) or s. 560.701 (2), 2009 stats., and a copy of the claimant’s notice  
16 of eligibility to receive tax benefits under s. 238.303 (3) or s. 560.703 (3), 2009 stats.

17           **SECTION 1246.** 71.47 (1dy) (c) 2. of the statutes is amended to read:

18           71.47 **(1dy)** (c) 2. Partnerships, limited liability companies, and tax–option  
19 corporations may not claim the credit under this subsection, but the eligibility for,  
20 and the amount of, the credit are based on their authorization to claim tax benefits  
21 under s. 238.303 or s. 560.703, 2009 stats. A partnership, limited liability company,  
22 or tax–option corporation shall compute the amount of credit that each of its  
23 partners, members, or shareholders may claim and shall provide that information  
24 to each of them. Partners, members of limited liability companies, and shareholders

1 of tax–option corporations may claim the credit in proportion to their ownership  
2 interests.

3 **SECTION 1247.** 71.47 (1dy) (d) 2. of the statutes is amended to read:

4 71.47 (1dy) (d) 2. If a claimant’s certification is revoked under s. 238.305 or s.  
5 560.705, 2009 stats., or if a claimant becomes ineligible for tax benefits under s.  
6 238.302 or s. 560.702, 2009 stats., the claimant may not claim credits under this  
7 subsection for the taxable year that includes the day on which the certification is  
8 revoked; the taxable year that includes the day on which the claimant becomes  
9 ineligible for tax benefits; or succeeding taxable years and the claimant may not  
10 carry over unused credits from previous years to offset the tax imposed under s. 71.43  
11 for the taxable year that includes the day on which certification is revoked; the  
12 taxable year that includes the day on which the claimant becomes ineligible for tax  
13 benefits; or succeeding taxable years.

14 **SECTION 1248.** 71.47 (3g) (a) (intro.) of the statutes is amended to read:

15 71.47 (3g) (a) (intro.) Subject to the limitations under this subsection and ss.  
16 73.03 (35m), and 238.23 and s. 560.96, 2009 stats., a business that is certified under  
17 s. 238.23 (3) or s. 560.96 (3), 2009 stats., may claim as a credit against the taxes  
18 imposed under s. 71.43 an amount equal to the sum of the following, as established  
19 under s. 238.23 (3) (c) or s. 560.96 (3) (c), 2009 stats.:

20 **SECTION 1249.** 71.47 (3g) (b) of the statutes is amended to read:

21 71.47 (3g) (b) The department of revenue shall notify the department of  
22 commerce or the Wisconsin Economic Development Corporation of all claims under  
23 this subsection.

24 **SECTION 1250.** 71.47 (3g) (e) 2. of the statutes is amended to read:

1           71.47 (3g) (e) 2. The investments that relate to the amount described under par.  
2 (a) 2. for which a claimant makes a claim under this subsection must be retained for  
3 use in the technology zone for the period during which the claimant's business is  
4 certified under s. 238.23 (3) or s. 560.96 (3), 2009 stats.

5           **SECTION 1251.** 71.47 (3g) (f) 1. of the statutes is amended to read:

6           71.47 (3g) (f) 1. A copy of ~~a~~ the verification from the department of commerce  
7 that the claimant's business is certified under s. 238.23 (3) or s. 560.96 (3), 2009  
8 stats., and that the business and the department of commerce have has entered into  
9 an agreement under s. 238.23 (3) (d) or s. 560.96 (3) (d), 2009 stats.

10          **SECTION 1252.** 71.47 (3g) (f) 2. of the statutes is amended to read:

11          71.47 (3g) (f) 2. A statement from the department of commerce or the Wisconsin  
12 Economic Development Corporation verifying the purchase price of the investment  
13 described under par. (a) 2. and verifying that the investment fulfills the requirement  
14 under par. (e) 2.

15          **SECTION 1253.** 71.47 (3p) (b) of the statutes is amended to read:

16          71.47 (3p) (b) *Filing claims.* Subject to the limitations provided in this  
17 subsection and s. 93.535 or s. 560.207, 2009 stats., except as provided in par. (c) 5.,  
18 for taxable years beginning after December 31, 2006, and before January 1, 2015, a  
19 claimant may claim as a credit against the taxes imposed under s. 71.43, up to the  
20 amount of the tax, an amount equal to 10 percent of the amount the claimant paid  
21 in the taxable year for dairy manufacturing modernization or expansion related to  
22 the claimant's dairy manufacturing operation.

23          **SECTION 2071d.** 71.47 (3p) (c) 2. of the statutes is amended to read:

1           71.47 **(3p)** (c) 2. The aggregate amount of credits that a claimant may claim  
2 under this subsection is \$200,000 for each of the claimant's dairy manufacturing  
3 facilities.

4           **SECTION 1254.** 71.47 (3p) (c) 2m. a. of the statutes is amended to read:

5           71.47 **(3p)** (c) 2m. a. The maximum amount of the credits that may be claimed  
6 under this subsection and ss. 71.07 (3p) and 71.28 (3p) in fiscal year 2007–08 is  
7 \$600,000, as allocated under s. 560.207, 2009 stats.

8           **SECTION 1255.** 71.47 (3p) (c) 2m. b. of the statutes is amended to read:

9           71.47 **(3p)** (c) 2m. b. The maximum amount of the credits that may be claimed  
10 by all claimants, other than members of dairy cooperatives, under this subsection  
11 and ss. 71.07 (3p) and 71.28 (3p) in fiscal year 2008–09, and in each fiscal year  
12 thereafter, is \$700,000, as allocated under s. 93.535 or s. 560.207, 2009 stats.

13           **SECTION 1256.** 71.47 (3p) (c) 2m. bm. of the statutes is amended to read:

14           71.47 **(3p)** (c) 2m. bm. The maximum amount of the credits that may be claimed  
15 by members of dairy cooperatives under this subsection and ss. 71.07 (3p) and 71.28  
16 (3p) in fiscal year 2009–10 is \$600,000, as allocated under s. 560.207, 2009 stats., and  
17 the maximum amount of the credits that may be claimed by members of dairy  
18 cooperatives under this subsection and ss. 71.07 (3p) and 71.28 (3p) in fiscal year  
19 2010–11, and in each fiscal year thereafter, is \$700,000, as allocated under s. 93.535  
20 or s. 560.207, 2009 stats.

21           **SECTION 2075d.** 71.47 (3p) (c) 4. of the statutes is amended to read:

22           71.47 **(3p)** (c) 4. If 2 or more persons own and operate ~~the~~ a dairy manufacturing  
23 operation facility, each person may claim a credit under par. (b) in proportion to his  
24 or her ownership interest, except that the aggregate amount of the credits claimed

1 by all persons who own and operate the dairy manufacturing ~~operation~~ facility shall  
2 not exceed \$200,000.

3 **SECTION 1257.** 71.47 (3p) (c) 6. of the statutes is amended to read:

4 71.47 **(3p)** (c) 6. No credit may be allowed under this subsection unless the  
5 claimant submits with the claimant's return a copy of the claimant's credit  
6 certification and allocation under s. 93.535 or s. 560.207, 2009 stats.

7 **SECTION 1258.** 71.47 (3q) (a) 1. of the statutes is amended to read:

8 71.47 **(3q)** (a) 1. "Claimant" means a person certified to receive tax benefits  
9 under s. 238.16 (2) or s. 560.2055 (2), 2009 stats.

10 **SECTION 1259.** 71.47 (3q) (a) 2. of the statutes is amended to read:

11 71.47 **(3q)** (a) 2. "Eligible employee" means, for taxable years beginning before  
12 January 1, 2011, an eligible employee under s. 560.2055 (1) (b), 2009 stats., who  
13 satisfies the wage requirements under s. 560.2055 (3) (a) or (b), 2009 stats., or, for  
14 taxable years beginning after December 31, 2010, an eligible employee under s.  
15 238.16 (1) (b) who satisfies the wage requirements under s. 238.16 (3) (a) or (b).

16 **SECTION 1260.** 71.47 (3q) (b) (intro.) of the statutes is amended to read:

17 71.47 **(3q)** (b) *Filing claims.* (intro.) Subject to the limitations provided in this  
18 subsection and s. 238.16 or s. 560.2055, 2009 stats., for taxable years beginning after  
19 December 31, 2009, a claimant may claim as a credit against the taxes imposed under  
20 s. 71.43 any of the following:

21 **SECTION 1261.** 71.47 (3q) (b) 1. of the statutes is amended to read:

22 71.47 **(3q)** (b) 1. The amount of wages that the claimant paid to an eligible  
23 employee in the taxable year, not to exceed 10 percent of such wages, as determined  
24 by the department of commerce under s. 238.16 or s. 560.2055, 2009 stats.

25 **SECTION 1262.** 71.47 (3q) (b) 2. of the statutes is amended to read:

1           71.47 **(3q)** (b) 2. The amount of the costs incurred by the claimant in the taxable  
2 year, as determined under s. 238.16 or s. 560.2055, 2009 stats., to undertake the  
3 training activities described under s. 238.16 (3) (c) or s. 560.2055 (3) (c), 2009 stats.

4           **SECTION 1263.** 71.47 (3q) (c) 2. of the statutes is amended to read:

5           71.47 **(3q)** (c) 2. No credit may be allowed under this subsection unless the  
6 claimant includes with the claimant's return a copy of the claimant's certification for  
7 tax benefits under s. 238.16 (2) or s. 560.2055 (2), 2009 stats.

8           **SECTION 1264.** 71.47 (3q) (c) 3. of the statutes is amended to read:

9           71.47 **(3q)** (c) 3. The maximum amount of credits that may be awarded under  
10 this subsection and ss. 71.07 (3q) and 71.28 (3q) for the period beginning on January  
11 1, 2010, and ending on June 30, 2013, is \$14,500,000, not including the amount of  
12 any credits reallocated under s. 238.15 (3) (d) or s. 560.205 (3) (d), 2009 stats.

13           **SECTION 1265.** 71.47 (3r) (b) of the statutes is amended to read:

14           71.47 **(3r)** (b) *Filing claims.* Subject to the limitations provided in this  
15 subsection and s. 93.545 or s. 560.208, 2009 stats., for taxable years beginning after  
16 December 31, 2008, and before January 1, 2017, a claimant may claim as a credit  
17 against the taxes imposed under s. 71.43, up to the amount of the tax, an amount  
18 equal to 10 percent of the amount the claimant paid in the taxable year for meat  
19 processing modernization or expansion related to the claimant's meat processing  
20 operation.

21           **SECTION 1266.** 71.47 (3r) (c) 3. a. of the statutes is amended to read:

22           71.47 **(3r)** (c) 3. a. The maximum amount of the credits that may be allocated  
23 under this subsection and ss. 71.07 (3r) and 71.28 (3r) in fiscal year 2009–10 is  
24 \$300,000, as allocated under s. 560.208, 2009 stats.

25           **SECTION 1267.** 71.47 (3r) (c) 3. b. of the statutes is amended to read:

1           71.47 **(3r)** (c) 3. b. The maximum amount of the credits that may be allocated  
2           under this subsection and ss. 71.07 (3r) and 71.28 (3r) in fiscal year 2010–11, and in  
3           each fiscal year thereafter, is \$700,000, as allocated under s. 93.545 or s. 560.208,  
4           2009 stats.

5           **SECTION 1268.** 71.47 (3r) (c) 6. of the statutes is amended to read:

6           71.47 **(3r)** (c) 6. No credit may be allowed under this subsection unless the  
7           claimant submits with the claimant’s return a copy of the claimant’s credit  
8           certification and allocation under s. 93.545 or s. 560.208, 2009 stats.

9           **SECTION 1269.** 71.47 (3rm) (b) of the statutes is amended to read:

10          71.47 **(3rm)** (b) *Filing claims.* Subject to the limitations provided in this  
11          subsection and s. 93.547 or s. 560.209, 2009 stats., for taxable years beginning after  
12          December 31, 2009, and before January 1, 2016, a claimant may claim as a credit  
13          against the taxes imposed under s. 71.43, up to the amount of the tax, an amount  
14          equal to 10 percent of the amount the claimant paid in the taxable year for equipment  
15          that is used primarily to harvest or process woody biomass that is used as fuel or as  
16          a component of fuel.

17          **SECTION 1270.** 71.47 (3rm) (c) 3. of the statutes is amended to read:

18          71.47 **(3rm)** (c) 3. The maximum amount of the credits that may be claimed  
19          under this subsection and ss. 71.07 (3rm) and 71.28 (3rm) is \$900,000, as allocated  
20          under s. 93.547 or s. 560.209, 2009 stats.

21          **SECTION 1271.** 71.47 (3rn) (b) of the statutes is amended to read:

22          71.47 **(3rn)** (b) *Filing claims.* Subject to the limitations provided in this  
23          subsection and s. 93.54 or s. ~~506.2056~~ 560.2056, 2009 stats., for taxable years  
24          beginning after December 31, 2009, and before January 1, 2017, a claimant may  
25          claim as a credit against the tax imposed under s. 71.43, up to the amount of the tax,

1 an amount equal to 10 percent of the amount the claimant paid in the taxable year  
2 for food processing or food warehousing modernization or expansion related to the  
3 operation of the claimant's food processing plant or food warehouse.

4 **SECTION 1272.** 71.47 (3rn) (c) 3. a. of the statutes is amended to read:

5 71.47 (3rn) (c) 3. a. The maximum amount of the credits that may be allocated  
6 under this subsection and ss. 71.07 (3rn) and 71.28 (3rn) in fiscal year 2009–10 is  
7 \$1,000,000, as allocated under s. 560.2056, 2009 stats.

8 **SECTION 1273.** 71.47 (3rn) (c) 3. b. of the statutes is amended to read:

9 71.47 (3rn) (c) 3. b. The maximum amount of the credits that may be allocated  
10 under this subsection and ss. 71.07 (3rn) and 71.28 (3rn) in fiscal year 2010–11 is  
11 \$1,200,000, as allocated under s. 560.2056, 2009 stats.

12 **SECTION 1274.** 71.47 (3rn) (c) 3. c. of the statutes is amended to read:

13 71.47 (3rn) (c) 3. c. The maximum amount of the credits that may be allocated  
14 under this subsection and ss. 71.07 (3rn) and 71.28 (3rn) in fiscal year 2011–12, and  
15 in each year thereafter, is \$700,000, as allocated under s. 93.54 or s. 560.2056, 2009  
16 stats.

17 **SECTION 1275.** 71.47 (3rn) (c) 6. of the statutes is amended to read:

18 71.47 (3rn) (c) 6. No credit may be allowed under this subsection unless the  
19 claimant submits with the claimant's return a copy of the claimant's credit  
20 certification and allocation under s. 93.54 or s. 560.2056, 2009 stats.

21 **SECTION 1276.** 71.47 (3t) (b) of the statutes is amended to read:

22 71.47 (3t) (b) *Credit.* Subject to the limitations provided in this subsection and  
23 in s. 560.28, 2009 stats., for taxable years beginning after December 31, 2007, a  
24 claimant may claim as a credit, amortized over 15 taxable years starting with the  
25 taxable year beginning after December 31, 2007, against the tax imposed under s.



1 71.43, up to the amount of the tax, an amount equal to the claimant's unused credits  
2 under s. 71.47 (3).

3 **SECTION 1277.** 71.47 (3t) (c) 1. of the statutes is amended to read:

4 71.47 (3t) (c) 1. No credit may be claimed under this subsection unless the  
5 claimant submits with the claimant's return a copy of the claimant's certification by  
6 the department of commerce under s. 560.28, 2009 stats., except that, with regard  
7 to credits claimed by partners of a partnership, members of a limited liability  
8 company, or shareholders of a tax-option corporation, the entity shall provide a copy  
9 of its certification under s. 560.28, 2009 stats., to the partner, member, or shareholder  
10 to submit with his or her return.

11 **SECTION 1278.** 71.47 (3w) (a) 2. of the statutes is amended to read:

12 71.47 (3w) (a) 2. "Claimant" means a person who is certified to claim tax  
13 benefits under s. 238.399 (5) or s. 560.799 (5), 2009 stats., and who files a claim under  
14 this subsection.

15 **SECTION 1279.** 71.47 (3w) (a) 3. of the statutes is amended to read:

16 71.47 (3w) (a) 3. "Full-time employee" means a full-time employee, as defined  
17 in s. 238.399 (1) (am) or s. 560.799 (1) (am), 2009 stats.

18 **SECTION 1280.** 71.47 (3w) (a) 4. of the statutes is amended to read:

19 71.47 (3w) (a) 4. "Enterprise zone" means a zone designated under s. 238.399  
20 or s. 560.799, 2009 stats.

21 **SECTION 1281.** 71.47 (3w) (a) 5d. of the statutes is amended to read:

22 71.47 (3w) (a) 5d. "Tier I county or municipality" means a tier I county or  
23 municipality, as determined by the department of commerce under s. 238.399 or s.  
24 560.799, 2009 stats.

25 **SECTION 1282.** 71.47 (3w) (a) 5e. of the statutes is amended to read:

1           71.47 (3w) (a) 5e. “Tier II county or municipality” means a tier II county or  
2           municipality, as determined by the department of commerce under s. 238.399 or s.  
3           560.799, 2009 stats.

4           **SECTION 1283.** 71.47 (3w) (b) (intro.) of the statutes is amended to read:

5           71.47 (3w) (b) *Filing claims; payroll.* (intro.) Subject to the limitations  
6           provided in this subsection and s. 238.399 or s. 560.799, 2009 stats., a claimant may  
7           claim as a credit against the tax imposed under s. 71.43 an amount calculated as  
8           follows:

9           **SECTION 1284.** 71.47 (3w) (b) 5. of the statutes is amended to read:

10          71.47 (3w) (b) 5. Multiply the amount determined under subd. 4. by the  
11          percentage determined by the department of commerce under s. 238.399 or s.  
12          560.799, 2009 stats., not to exceed 7 percent.

13          **SECTION 1285.** 71.47 (3w) (bm) 1. of the statutes is amended to read:

14          71.47 (3w) (bm) 1. In addition to the credits under par. (b) and subds. 2., 3., and  
15          4., and subject to the limitations provided in this subsection and s. 238.399 or s.  
16          560.799, 2009 stats., a claimant may claim as a credit against the tax imposed under  
17          s. 71.43 an amount equal to a percentage, as determined by the department of  
18          commerce under s. 238.399 or s. 560.799, 2009 stats., not to exceed 100 percent, of  
19          the amount the claimant paid in the taxable year to upgrade or improve the  
20          job-related skills of any of the claimant’s full-time employees, to train any of the  
21          claimant’s full-time employees on the use of job-related new technologies, or to  
22          provide job-related training to any full-time employee whose employment with the  
23          claimant represents the employee’s first full-time job. This subdivision does not  
24          apply to employees who do not work in an enterprise zone.

25          **SECTION 1286.** 71.47 (3w) (bm) 2. of the statutes is amended to read:

1           71.47 (3w) (bm) 2. In addition to the credits under par. (b) and subds. 1., 3., and  
2           4., and subject to the limitations provided in this subsection and s. 238.399 or s.  
3           560.799, 2009 stats., a claimant may claim as a credit against the tax imposed under  
4           s. 71.43 an amount equal to the percentage, as determined by ~~the department of~~  
5           ~~commerce~~ under s. 238.399 or s. 560.799, 2009 stats., not to exceed 7 percent, of the  
6           claimant's zone payroll paid in the taxable year to all of the claimant's full-time  
7           employees whose annual wages are greater than \$20,000 in a tier I county or  
8           municipality, not including the wages paid to the employees determined under par.  
9           (b) 1., or greater than \$30,000 in a tier II county or municipality, not including the  
10          wages paid to the employees determined under par. (b) 1., and who the claimant  
11          employed in the enterprise zone in the taxable year, if the total number of such  
12          employees is equal to or greater than the total number of such employees in the base  
13          year. A claimant may claim a credit under this subdivision for no more than 5  
14          consecutive taxable years.

15           **SECTION 1287.** 71.47 (3w) (bm) 3. of the statutes is amended to read:

16           71.47 (3w) (bm) 3. In addition to the credits under par. (b) and subds. 1., 2., and  
17           4., and subject to the limitations provided in this subsection and s. 238.399 or s.  
18           560.799, 2009 stats., for taxable years beginning after December 31, 2008, a claimant  
19           may claim as a credit against the tax imposed under s. 71.43 up to 10 percent of the  
20           claimant's significant capital expenditures, as determined by ~~the department of~~  
21           ~~commerce~~ under s. 238.399 (5m) or s. 560.799 (5m), 2009 stats.

22           **SECTION 1288.** 71.47 (3w) (bm) 4. of the statutes is amended to read:

23           71.47 (3w) (bm) 4. In addition to the credits under par. (b) and subds. 1., 2., and  
24           3., and subject to the limitations provided in this subsection and s. 238.399 or s.  
25           560.799, 2009 stats., for taxable years beginning after December 31, 2009, a claimant

1 may claim as a credit against the tax imposed under s. 71.43, up to 1 percent of the  
2 amount that the claimant paid in the taxable year to purchase tangible personal  
3 property, items, property, or goods under s. 77.52 (1) (b), (c), or (d), or services from  
4 Wisconsin vendors, as determined by the department of commerce under s. 238.399  
5 (5) (e) or s. 560.799 (5) (e), 2009 stats., except that the claimant may not claim the  
6 credit under this subdivision and subd. 3. for the same expenditures.

7 **SECTION 1289.** 71.47 (3w) (c) 3. of the statutes is amended to read:

8 71.47 **(3w)** (c) 3. No credit may be allowed under this subsection unless the  
9 claimant includes with the claimant's return a copy of the claimant's certification for  
10 tax benefits under s. 238.399 (5) or (5m) or s. 560.799 (5) or (5m), 2009 stats.

11 **SECTION 1290.** 71.47 (3w) (d) of the statutes is amended to read:

12 71.47 **(3w)** (d) *Administration.* Section 71.28 (4) (g) and (h), as it applies to the  
13 credit under s. 71.28 (4), applies to the credit under this subsection. Claimants shall  
14 include with their returns a copy of their certification for tax benefits, and a copy of  
15 the verification of their expenses, from the department of commerce or the Wisconsin  
16 Economic Development Corporation.

17 **SECTION 1291.** 71.47 (4) (am) of the statutes is amended to read:

18 71.47 **(4)** (am) *Development zone additional research credit.* In addition to the  
19 credit under par. (ad), any corporation may credit against taxes otherwise due under  
20 this chapter an amount equal to 5 percent of the amount obtained by subtracting  
21 from the corporation's qualified research expenses, as defined in section 41 of the  
22 Internal Revenue Code, except that "qualified research expenses" include only  
23 expenses incurred by the claimant in a development zone under subch. II of ch. 238  
24 or subch. VI of ch. 560, 2009 stats., except that a taxpayer may elect the alternative  
25 computation under section 41 (c) (4) of the Internal Revenue Code and that election

1 applies until the department permits its revocation and except that “qualified  
2 research expenses” do not include compensation used in computing the credit under  
3 sub. (1dj) nor research expenses incurred before the claimant is certified for tax  
4 benefits under s. 238.365 (3) or s. 560.765 (3), 2009 stats., the corporation’s base  
5 amount, as defined in section 41 (c) of the Internal Revenue Code, in a development  
6 zone, except that gross receipts used in calculating the base amount means gross  
7 receipts from sales attributable to Wisconsin under s. 71.25 (9) (b) 1. and 2., (df) 1.  
8 and 2., (dh) 1., 2., and 3., (dj), and (dk) and research expenses used in calculating the  
9 base amount include research expenses incurred before the claimant is certified for  
10 tax benefits under s. 238.365 (3) or s. 560.765 (3), 2009 stats., in a development zone,  
11 if the claimant submits with the claimant’s return a copy of the claimant’s  
12 certification for tax benefits under s. 238.365 (3) or s. 560.765 (3), 2009 stats., and  
13 a statement from the department of commerce or the Wisconsin Economic  
14 Development Corporation verifying the claimant’s qualified research expenses for  
15 research conducted exclusively in a development zone. The rules under s. 73.03 (35)  
16 apply to the credit under this paragraph. The rules under sub. (1di) (f) and (g) as they  
17 apply to the credit under that subsection apply to claims under this paragraph.  
18 Section 41 (h) of the Internal Revenue Code does not apply to the credit under this  
19 paragraph. No credit may be claimed under this paragraph for taxable years that  
20 begin on January 1, 1998, or thereafter. Credits under this paragraph for taxable  
21 years that begin before January 1, 1998, may be carried forward to taxable years that  
22 begin on January 1, 1998, or thereafter.

23 **SECTION 1292.** 71.47 (5b) (a) 2. of the statutes is amended to read:

24 71.47 (5b) (a) 2. “Fund manager” means an investment fund manager certified  
25 under s. 238.15 (2) or s. 560.205 (2), 2009 stats.

1           **SECTION 1293.** 71.47 (5b) (b) 1. of the statutes is amended to read:

2           71.47 **(5b)** (b) 1. For taxable years beginning after December 31, 2004, subject  
3 to the limitations provided under this subsection and s. 238.15 or s. 560.205, 2009  
4 stats., and except as provided in subd. 2., a claimant may claim as a credit against  
5 the tax imposed under s. 71.43, up to the amount of those taxes, 25 percent of the  
6 claimant's investment paid to a fund manager that the fund manager invests in a  
7 business certified under s. 238.15 (1) or s. 560.205 (1), 2009 stats.

8           **SECTION 1294.** 71.47 (5b) (b) 2. of the statutes is amended to read:

9           71.47 **(5b)** (b) 2. In the case of a partnership, limited liability company, or  
10 tax–option corporation, the computation of the 25 percent limitation under subd. 1.  
11 shall be determined at the entity level rather than the claimant level and may be  
12 allocated among the claimants who make investments in the manner set forth in the  
13 entity's organizational documents. The entity shall provide to the department of  
14 revenue and to the department of commerce or the Wisconsin Economic  
15 Development Corporation the names and tax identification numbers of the  
16 claimants, the amounts of the credits allocated to the claimants, and the  
17 computation of the allocations.

18           **SECTION 1295.** 71.47 (5b) (d) 3. of the statutes is amended to read:

19           71.47 **(5b)** (d) 3. For ~~calendar years beginning~~ investments made after  
20 December 31, 2007, if an investment for which a claimant claims a credit under par.  
21 (b) is held by the claimant for less than 3 years, the claimant shall pay to the  
22 department, in the manner prescribed by the department, the amount of the credit  
23 that the claimant received related to the investment.

24           **SECTION 1296.** 71.47 (5f) (a) 1. (intro.) of the statutes is amended to read:

1           71.47 (5f) (a) 1. (intro.) “Accredited production” means a film, video, broadcast  
2 advertisement, or television production, as approved by the department of commerce  
3 or the department of tourism, for which the aggregate salary and wages included in  
4 the cost of the production for the period ending 12 months after the month in which  
5 the principal filming or taping of the production begins exceeds \$50,000. “Accredited  
6 production” also means an electronic game, as approved by the department of  
7 commerce or the department of tourism, for which the aggregate salary and wages  
8 included in the cost of the production for the period ending 36 months after the month  
9 in which the principal programming, filming, or taping of the production begins  
10 exceeds \$100,000. “Accredited production” does not include any of the following,  
11 regardless of the production costs:

12           **SECTION 1297.** 71.47 (5f) (a) 3. of the statutes is amended to read:

13           71.47 (5f) (a) 3. “Production expenditures” means any expenditures that are  
14 incurred in this state and directly used to produce an accredited production,  
15 including expenditures for set construction and operation, wardrobes, make-up,  
16 clothing accessories, photography, sound recording, sound synchronization, sound  
17 mixing, lighting, editing, film processing, film transferring, special effects, visual  
18 effects, renting or leasing facilities or equipment, renting or leasing motor vehicles,  
19 food, lodging, and any other similar expenditure as determined by the department  
20 of commerce or the department of tourism. “Production expenditures” do not include  
21 salary, wages, or labor-related contract payments.

22           **SECTION 1298.** 71.47 (5f) (c) 6. of the statutes is amended to read:

23           71.47 (5f) (c) 6. No credit may be allowed under this subsection unless the  
24 claimant files an application with the department of commerce or the department of  
25 tourism, at the time and in the manner prescribed by the department of commerce

1 or the department of tourism, and the department of commerce or the department  
2 of tourism approves the application. The claimant shall submit a fee with the  
3 application in an amount equal to 2 percent of the claimant’s budgeted production  
4 expenditures or to \$5,000, whichever is less. The claimant shall submit a copy of the  
5 approved application with the claimant’s return.

6 **SECTION 1299.** 71.47 (5h) (c) 4. of the statutes is amended to read:

7 71.47 **(5h)** (c) 4. No claim may be allowed under this subsection unless the  
8 department of commerce or the department of tourism certifies, in writing, that the  
9 credits claimed under this subsection are for expenses related to establishing or  
10 operating a film production company in this state and the claimant submits a copy  
11 of the certification with the claimant’s return.

12 **SECTION 1300.** 71.47 (5i) (c) 1. of the statutes is amended to read:

13 71.47 **(5i)** (c) 1. The maximum amount of the credits that may be claimed under  
14 this subsection and ss. 71.07 (5i) and 71.28 (5i) in a taxable year is \$10,000,000, as  
15 allocated under s. 73.15 or s. 560.204, 2009 stats.

16 **SECTION 1301.** 71.47 (5j) (a) 2d. of the statutes is amended to read:

17 71.47 **(5j)** (a) 2d. “Diesel replacement renewable fuel” includes biodiesel and  
18 any other fuel derived from a renewable resource that meets all of the applicable  
19 requirements of the American Society for Testing and Materials for that fuel and that  
20 the department of commerce safety and professional services designates by rule as  
21 a diesel replacement renewable fuel.

22 **SECTION 1302.** 71.47 (5j) (a) 2m. of the statutes is amended to read:

23 71.47 **(5j)** (a) 2m. “Gasoline replacement renewable fuel” includes ethanol and  
24 any other fuel derived from a renewable resource that meets all of the applicable  
25 requirements of the American Society for Testing and Materials for that fuel and that



1 the department of ~~commerce~~ safety and professional services designates by rule as  
2 a gasoline replacement renewable fuel.

3 **SECTION 1303.** 71.47 (5j) (c) 3. of the statutes is amended to read:

4 71.47 (5j) (c) 3. The department of ~~commerce~~ safety and professional services  
5 shall establish standards to adequately prevent, in the distribution of conventional  
6 fuel to an end user, the inadvertent distribution of fuel containing a higher  
7 percentage of renewable fuel than the maximum percentage established by the  
8 federal environmental protection agency for use in conventionally–fueled engines.

9 **SECTION 2122d.** 71.47 (5n) of the statutes is created to read:

10 71.47 (5n) QUALIFIED PRODUCTION ACTIVITIES CREDIT. (a) *Definitions.* In this  
11 subsection:

12 1. “Claimant” means a person who files a claim under this subsection.

13 2. “Eligible qualified production activities income” means the lesser of the  
14 following:

15 a. Qualified production activities income that derives from property located in  
16 this state that is assessed as manufacturing property under s. 70.995 or as  
17 agricultural property under s. 70.32 (2) (a) 4.

18 b. Income that is apportioned to this state under s. 71.45 (3), (3d), and (3e).

19 c. Income that is determined to be taxable in this state under s. 71.255 (2).

20 3. “Qualified production activities income” means qualified production  
21 activities income as defined in 26 USC 199 (c).

22 (b) *Filing claims.* Subject to the limitations provided in this subsection, a  
23 claimant may claim as a credit against the tax imposed under s. 71.43, up to the  
24 amount of the tax, an amount equal to one of the following percentages of the  
25 claimant’s eligible qualified production activities income in the taxable year:

1           1. For taxable years beginning after December 31, 2012, and before January  
2 1, 2014, 1.875 percent.

3           2. For taxable years beginning after December 31, 2013, and before January  
4 1, 2015, 3.75 percent.

5           3. For taxable years beginning after December 31, 2014, and before January  
6 1, 2016, 5.526 percent.

7           4. For taxable years beginning after December 31, 2015, 7.5 percent.

8           (c) *Limitations.* Partnerships, limited liability companies, and tax–option  
9 corporations may not claim the credit under this subsection, but the eligibility for,  
10 and the amount of, the credit are based on their share of the income described under  
11 par. (b). A partnership, limited liability company, or tax–option corporation shall  
12 compute the amount of credit that each of its partners, members, or shareholders  
13 may claim and shall provide that information to each of them. Partners, members  
14 of limited liability companies, and shareholders of tax–option corporations may  
15 claim the credit in proportion to their ownership interests.

16           (d) *Administration.* Section 71.28 (4) (e) to (h), as it applies to the credit under  
17 s. 71.28 (4), applies to the credit under this subsection.

18           **SECTION 2123d.** 71.49 (1) (dn) of the statutes is created to read:

19           71.49 (1) (dn) Qualified production activities credit under s. 71.47 (5n).

20           **SECTION 1304.** 71.54 (1) (f) (intro.) of the statutes is amended to read:

21           71.54 (1) (f) *2001 and thereafter to 2011.* (intro.) Subject to sub. (2m), the  
22 amount of any claim filed in 2001 ~~and thereafter~~ to 2011 and based on property taxes  
23 accrued or rent constituting property taxes accrued during the previous year is  
24 limited as follows:

25           **SECTION 1305.** 71.54 (1) (g) of the statutes is created to read:

1           71.54 (1) (g) *2012 and thereafter*. The amount of any claim filed in 2012 and  
2 thereafter and based on property taxes accrued or rent constituting property taxes  
3 accrued during the previous year is limited as follows:

4           1. If the household income was \$8,060 or less in the year to which the claim  
5 relates, the claim is limited to 80 percent of the property taxes accrued or rent  
6 constituting property taxes accrued or both in that year on the claimant's homestead.

7           2. If the household income was more than \$8,060 in the year to which the claim  
8 relates, the claim is limited to 80 percent of the amount by which the property taxes  
9 accrued or rent constituting property taxes accrued or both in that year on the  
10 claimant's homestead exceeds 8.785 percent of the household income exceeding  
11 \$8,060.

12           3. No credit may be allowed if the household income of a claimant exceeds  
13 \$24,680.

14           **SECTION 1306.** 71.54 (2) (b) 3. of the statutes is amended to read:

15           71.54 (2) (b) 3. Subject to sub. (2m), in calendar year ~~1990 or any subsequent~~  
16 ~~calendar year~~ years 1990 to 2010, \$1,450.

17           **SECTION 1307.** 71.54 (2) (b) 4. of the statutes is created to read:

18           71.54 (2) (b) 4. In calendar years 2011 or any subsequent calendar year, \$1,460.

19           **SECTION 1308.** 71.54 (2m) of the statutes is amended to read:

20           71.54 (2m) INDEXING FOR INFLATION; 2010 ~~AND THEREAFTER~~. (a) For calendar years  
21 beginning after December 31, 2009, and before January 1, 2011, the dollar amounts  
22 of the threshold income under sub. (1) (f) 1. and 2., the maximum household income  
23 under sub. (1) (f) 3. and the maximum property taxes under sub. (2) (b) 3. shall be  
24 increased each year by a percentage equal to the percentage change between the U.S.  
25 consumer price index for all urban consumers, U.S. city average, for the 12-month

1 average of the U.S. consumer price index for the month of August of the year before  
2 the previous year through the month of July of the previous year and the U.S.  
3 consumer price index for all urban consumers, U.S. city average, for the 12-month  
4 average of the U.S. consumer price index for August 2007 through July 2008, as  
5 determined by the federal department of labor, except that the adjustment may occur  
6 only if the percentage is a positive number. Each amount that is revised under this  
7 paragraph shall be rounded to the nearest multiple of \$10 if the revised amount is  
8 not a multiple of \$10 or, if the revised amount is a multiple of \$5, such an amount  
9 shall be increased to the next higher multiple of \$10. The department of revenue  
10 shall annually adjust the changes in dollar amounts required under this paragraph  
11 and incorporate the changes into the income tax forms and instructions.

12 (b) The department of revenue shall annually adjust the slope under sub. (1)

13 (f) 2. such that, as a claimant's income increases from the threshold income as  
14 calculated under par. (a), to an amount that exceeds the maximum household income  
15 as calculated under par. (a), the credit that may be claimed is reduced to \$0 and the  
16 department of revenue shall incorporate the changes into the income tax forms and  
17 instructions.

18 **SECTION 1309.** 71.78 (4) (m) of the statutes is amended to read:

19 71.78 (4) (m) ~~The secretary of commerce~~ chief executive officer of the Wisconsin  
20 Economic Development Corporation and employees of that department the  
21 corporation to the extent necessary to administer the development zone program  
22 under subch. ~~VI of ch. 560~~ II of ch. 238.

23 **SECTION 2131d.** 71.935 (1) (cr) of the statutes is created to read:

24 71.935 (1) (cr) "Municipality" means any city, village, or town, and includes any  
25 entity providing consolidated services among cities, villages, and towns.

1           **SECTION 1310.** 73.03 (27) of the statutes is amended to read:

2           73.03 **(27)** To write off from the records of the department income, franchise,  
3 sales, use, withholding, motor fuel, gift, beverage and cigarette tax and recycling  
4 economic development surcharge liabilities, following a determination by the  
5 secretary of revenue that they are not collectible. Taxes written off under this  
6 subsection remain legal obligations.

7           **SECTION 1311.** 73.03 (35) of the statutes is amended to read:

8           73.03 **(35)** To deny a portion of a credit claimed under s. 71.07 (2dd), (2de), (2di),  
9 (2dj), (2dL), (2dm), (2dr), (2ds), or (2dx), 71.28 (1dd), (1de), (1di), (1dj), (1dL), (1dm),  
10 (1ds), (1dx), or (4) (am), 71.47 (1dd), (1de), (1di), (1dj), (1dL), (1dm), (1ds), (1dx), or  
11 (4) (am), or 76.636 if granting the full amount claimed would violate a requirement  
12 under s. 238.385 or s. 560.785, 2009 stats., or would bring the total of the credits  
13 granted to that claimant under all of those subsections over the limit for that  
14 claimant under s. 238.368, 238.395 (2) (b), or 238.397 (5) (b) or s. 560.768, 2009 stats.,  
15 s. 560.795 (2) (b), 2009 stats., or s. 560.797 (5) (b), 2009 stats.

16           **SECTION 1312.** 73.03 (35m) of the statutes is amended to read:

17           73.03 **(35m)** To deny a portion of a credit claimed under s. 71.07 (3g), 71.28 (3g),  
18 or 71.47 (3g), if granting the full amount claimed would violate a requirement under  
19 s. 238.23 or s. 560.96, 2009 stats., or would bring the total of the credits claimed under  
20 ss. 71.07 (3g), 71.28 (3g), and 71.47 (3g) over the limit for all claimants under s.  
21 238.23 (2) or s. 560.96 (2), 2009 stats.

22           **SECTION 1313.** 73.03 (63) of the statutes is amended to read:

23           73.03 **(63)** Notwithstanding the amount limitations specified under ~~ss.~~ s. 71.07  
24 (5d) (c) 1. and s. 238.15 (3) (d) or s. 560.205 (3) (d), 2009 stats., in consultation with  
25 the department of commerce or the Wisconsin Economic Development Corporation,

1 to carry forward to subsequent taxable years unclaimed credit amounts of the early  
2 stage seed investment credits under ss. 71.07 (5b), 71.28 (5b), 71.47 (5b), and 76.638  
3 and the angel investment credit under s. 71.07 (5d). Annually, no later than July 1,  
4 the department of commerce or the Wisconsin Economic Development Corporation  
5 shall submit to the department of revenue its recommendations for the carry forward  
6 of credit amounts as provided under this subsection.

7 **SECTION 1314.** 73.0301 (1) (b) of the statutes is amended to read:

8 73.0301 (1) (b) “Credentialing board” means a board, examining board or  
9 affiliated credentialing board in the department of ~~regulation and licensing~~ safety  
10 and professional services that grants a credential.

11 **SECTION 1315.** 73.0301 (1) (e) of the statutes is amended to read:

12 73.0301 (1) (e) “Licensing department” means the department of  
13 administration; the board of commissioners of public lands; ~~the department of~~  
14 ~~commerce~~; the department of children and families; the government accountability  
15 board; the department of financial institutions; the department of health services;  
16 the department of natural resources; the department of public instruction; ~~the~~  
17 ~~department of regulation and licensing~~; the department of safety and professional  
18 services; the department of workforce development; the office of the commissioner  
19 of insurance; or the department of transportation.

20 **SECTION 1316.** 73.0301 (2) (a) 1. of the statutes is amended to read:

21 73.0301 (2) (a) 1. Request the department of revenue to certify whether an  
22 applicant for a license or license renewal or continuation is liable for delinquent  
23 taxes. With respect to an applicant for a license granted by a credentialing board,  
24 the department of ~~regulation and licensing~~ safety and professional services shall

1 make a request under this subdivision. This subdivision does not apply to the  
2 department of transportation with respect to licenses described in sub. (1) (d) 7.

3 **SECTION 1317.** 73.0301 (2) (a) 2. of the statutes is amended to read:

4 73.0301 (2) (a) 2. Request the department of revenue to certify whether a  
5 license holder is liable for delinquent taxes. With respect to a holder of a license  
6 granted by a credentialing board, the department of ~~regulation and licensing~~ safety  
7 and professional services shall make a request under this subdivision.

8 **SECTION 1318.** 73.0301 (2) (b) 1. a. of the statutes is amended to read:

9 73.0301 (2) (b) 1. a. If, after a request is made under par. (a) 1. or 2., the  
10 department of revenue certifies that the license holder or applicant for a license or  
11 license renewal or continuation is liable for delinquent taxes, revoke the license or  
12 deny the application for the license or license renewal or continuation. The  
13 department of transportation may suspend licenses described in sub. (1) (d) 7. in lieu  
14 of revoking those licenses. A suspension, revocation or denial under this subd. 1. a.  
15 is not subject to administrative review or, except as provided in subd. 2. and sub. (5)  
16 (am), judicial review. With respect to a license granted by a credentialing board, the  
17 department of ~~regulation and licensing~~ safety and professional services shall make  
18 a revocation or denial under this subd. 1. a. With respect to a license to practice law,  
19 the department of revenue shall not submit a certification under this subd. 1. a. to  
20 the supreme court until after the license holder or applicant has exhausted his or her  
21 remedies under sub. (5) (a) and (am) or has failed to make use of such remedies.

22 **SECTION 1319.** 73.0301 (2) (b) 1. b. of the statutes is amended to read:

23 73.0301 (2) (b) 1. b. Mail a notice of suspension, revocation or denial under  
24 subd. 1. a. to the license holder or applicant. The notice shall include a statement  
25 of the facts that warrant the suspension, revocation or denial and a statement that

1 the license holder or applicant may, within 30 days after the date on which the notice  
2 of denial, suspension or revocation is mailed, file a written request with the  
3 department of revenue to have the certification of tax delinquency on which the  
4 suspension, revocation or denial is based reviewed at a hearing under sub. (5) (a).  
5 With respect to a license granted by a credentialing board, the department of  
6 ~~regulation and licensing~~ safety and professional services shall mail a notice under  
7 this subd. 1. b. With respect to a license to practice law, the department of revenue  
8 shall mail a notice under this subd. 1. b. and the notice shall indicate that the license  
9 holder or applicant may request a hearing under sub. (5) (a) and (am) and that the  
10 department of revenue shall submit a certificate of delinquency to suspend, revoke,  
11 or deny a license to practice law to the supreme court after the license holder or  
12 applicant has exhausted his or her remedies under sub. (5) (a) and (am) or has failed  
13 to make use of such remedies. A notice sent to a person who holds a license to practice  
14 law or who is an applicant for a license to practice law shall also indicate that the  
15 department of revenue may not submit a certificate of delinquency to the supreme  
16 court if the license holder or applicant pays the delinquent tax in full or enters into  
17 an agreement with the department of revenue to satisfy the delinquency.

18 **SECTION 1320.** 73.0301 (2) (b) 2. of the statutes is amended to read:

19 73.0301 (2) (b) 2. Except as provided in subd. 2m., if notified by the department  
20 of revenue that the department of revenue has affirmed a certification of tax  
21 delinquency after a hearing under sub. (5) (a), affirm a suspension, revocation or  
22 denial under subd. 1. a. A license holder or applicant may seek judicial review under  
23 ss. 227.52 to 227.60, except that the review shall be in the circuit court for Dane  
24 County, of an affirmation of a revocation or denial under this subdivision. With  
25 respect to a license granted by a credentialing board, the department of ~~regulation~~



1 ~~and licensing~~ safety and professional services shall make an affirmation under this  
2 subdivision.

3 **SECTION 1321.** 73.0301 (2) (b) 3. of the statutes is amended to read:

4 73.0301 (2) (b) 3. If a person submits a nondelinquency certificate issued under  
5 sub. (5) (b) 1., reinstate the license or grant the application for the license or license  
6 renewal or continuation, unless there are other grounds for suspending or revoking  
7 the license or for denying the application for the license or license renewal or  
8 continuation. If reinstatement is required under this subdivision, a person is not  
9 required to submit a new application or other material or to take a new test. No  
10 separate fee may be charged for reinstatement of a license under this subdivision.  
11 With respect to a license granted by a credentialing board, the department of  
12 ~~regulation and licensing~~ safety and professional services shall reinstate a license or  
13 grant an application under this subdivision.

14 **SECTION 1322.** 73.0301 (2) (b) 4. of the statutes is amended to read:

15 73.0301 (2) (b) 4. If a person whose license has been suspended or revoked or  
16 whose application for a license or license renewal or continuation has been denied  
17 under subd. 1. a. submits a nondelinquency certificate issued under sub. (3) (a) 2.,  
18 reinstate the license or grant the person's application for the license or license  
19 renewal or continuation, unless there are other grounds for not reinstating the  
20 license or for denying the application for the license or license renewal or  
21 continuation. With respect to a license granted by a credentialing board, the  
22 department of ~~regulation and licensing~~ safety and professional services shall  
23 reinstate a license or grant an application under this subdivision.

24 **SECTION 1323.** 75.106 (1) (a) of the statutes is amended to read:

1           75.106 (1) (a) “Brownfield” has the meaning given in s. ~~560.13~~ 238.13 (1) (a),  
2           except that, for purposes of this section, “brownfield” also means abandoned, idle, or  
3           underused residential facilities or sites, the expansion or redevelopment of which is  
4           adversely affected by actual or perceived environmental contamination.

5           **SECTION 1324.** 76.24 (2) (a) of the statutes is amended to read:

6           76.24 (2) (a) All taxes paid by any railroad company derived from or  
7           apportionable to repair facilities, docks, ore yards, piers, wharves, grain elevators,  
8           and their approaches, or car ferries on the basis of the separate valuation provided  
9           for in s. 76.16, shall be distributed annually from the transportation fund to the  
10          towns, villages, and cities in which they are located, pursuant to certification made  
11          by the department of revenue on or before August 15. Beginning with amounts  
12          distributed in 2011, the amount distributed to any town, village, or city under this  
13          paragraph may not be less than the amount distributed to it in 2010 under this  
14          paragraph.

15          **SECTION 1325.** 76.635 (1) (a) of the statutes is amended to read:

16          76.635 (1) (a) “Certified capital company” has the meaning given in s. 560.29  
17          (1) (a), 2009 stats.

18          **SECTION 1326.** 76.635 (1) (b) of the statutes is amended to read:

19          76.635 (1) (b) “Certified capital investment” has the meaning given in s. 560.29  
20          (1) (b), 2009 stats.

21          **SECTION 1327.** 76.635 (1) (c) of the statutes is amended to read:

22          76.635 (1) (c) “Investment date” has the meaning given in s. 560.29 (1) (d), 2009  
23          stats.

24          **SECTION 1328.** 76.635 (1) (d) of the statutes is amended to read:

1           76.635 (1) (d) “Investment pool” has the meaning given in s. 560.29 (1) (e), 2009  
2 stats.

3           **SECTION 1329.** 76.635 (1) (e) of the statutes is amended to read:

4           76.635 (1) (e) “Qualified investment” has the meaning given in s. 560.29 (1) (g),  
5 2009 stats.

6           **SECTION 1330.** 76.636 (1) (b) 1. of the statutes is amended to read:

7           76.636 (1) (b) 1. A development zone under s. 238.30 or s. 560.70, 2009 stats.

8           **SECTION 1331.** 76.636 (1) (b) 2. of the statutes is amended to read:

9           76.636 (1) (b) 2. A development opportunity zone under s. 238.395 or s. 560.795,  
10 2009 stats.

11           **SECTION 1332.** 76.636 (1) (b) 3. of the statutes is amended to read:

12           76.636 (1) (b) 3. An enterprise development zone under s. 238.397 or s. 560.797,  
13 2009 stats.

14           **SECTION 1333.** 76.636 (1) (b) 4. of the statutes is amended to read:

15           76.636 (1) (b) 4. An agricultural development zone under s. 238.398 or s.  
16 560.798, 2009 stats.

17           **SECTION 1334.** 76.636 (2) (intro.) of the statutes is amended to read:

18           76.636 (2) CREDITS. (intro.) Except as provided in s. 73.03 (35), and subject to  
19 s. 238.385 or s. 560.785, 2009 stats., for any taxable year for which an insurer is  
20 entitled under s. 238.395 or s. 560.795 (3), 2009 stats., to claim tax benefits or  
21 certified under s. 238.365 (3), 238.397 (4), or 238.398 (3) or s. 560.765 (3), 2009 stats.,  
22 s. 560.797 (4), 2009 stats., or s. 560.798 (3), 2009 stats., the insurer may claim as a  
23 credit against the fees due under s. 76.60, 76.63, 76.65, 76.66, or 76.67 the following  
24 amounts:

25           **SECTION 1335.** 76.636 (2) (b) of the statutes is amended to read:

1           76.636 (2) (b) The amount determined by multiplying the amount determined  
2 under s. 238.385 (1) (b) or s. 560.785 (1) (b), 2009 stats., by the number of full-time  
3 jobs created in a development zone and filled by a member of a targeted group and  
4 by then subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and  
5 reimbursements paid under s. 49.147 (3m) (c) for those jobs.

6           **SECTION 1336.** 76.636 (2) (c) of the statutes is amended to read:

7           76.636 (2) (c) The amount determined by multiplying the amount determined  
8 under s. 238.385 (1) (c) or s. 560.785 (1) (c), 2009 stats., by the number of full-time  
9 jobs created in a development zone and not filled by a member of a targeted group  
10 and by then subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and  
11 reimbursements paid under s. 49.147 (3m) (c) for those jobs.

12           **SECTION 1337.** 76.636 (2) (d) of the statutes is amended to read:

13           76.636 (2) (d) The amount determined by multiplying the amount determined  
14 under s. 238.385 (1) (bm) or s. 560.785 (1) (bm), 2009 stats., by the number of  
15 full-time jobs retained, as provided in the rules under s. 238.385 or s. 560.785, 2009  
16 stats., excluding jobs for which a credit has been claimed under s. 71.47 (1dj), in an  
17 enterprise development zone under s. 238.397 or s. 560.797, 2009 stats., and for  
18 which significant capital investment was made and by then subtracting the  
19 subsidies paid under s. 49.147 (3) (a) or the subsidies and reimbursements paid  
20 under s. 49.147 (3m) (c) for those jobs.

21           **SECTION 1338.** 76.636 (2) (e) of the statutes is amended to read:

22           76.636 (2) (e) The amount determined by multiplying the amount determined  
23 under s. 238.385 (1) (c) or s. 560.785 (1) (c), 2009 stats., by the number of full-time  
24 jobs retained, as provided in the rules under s. 238.385 or s. 560.785, 2009 stats.,  
25 excluding jobs for which a credit has been claimed under s. 71.47 (1dj), in a

1 development zone and not filled by a member of a targeted group and by then  
2 subtracting the subsidies paid under s. 49.147 (3) (a) or the subsidies and  
3 reimbursements paid under s. 49.147 (3m) (c) for those jobs.

4 **SECTION 1339.** 76.636 (4) (intro.) of the statutes is amended to read:

5 76.636 (4) CREDIT PRECLUDED. (intro.) If the certification of a person for tax  
6 benefits under s. 238.365 (3), 238.397 (4), or 238.398 (3) or s. 560.765 (3), 2009 stats.,  
7 s. 560.797 (4), 2009 stats., or s. 560.798 (3), 2009 stats., is revoked, or if the person  
8 becomes ineligible for tax benefits under s. 238.395 (3) or s. 560.795 (3), 2009 stats.,  
9 that person may not do any of the following:

10 **SECTION 1340.** 76.636 (5) of the statutes is amended to read:

11 76.636 (5) CARRY-OVER PRECLUDED. If a person who is entitled under s. 238.395  
12 (3) or s. 560.795 (3), 2009 stats., to claim tax benefits or certified under s. 238.365 (3),  
13 238.397 (4), or 238.398 (3) or s. 560.765 (3), 2009 stats., s. 560.797 (4), 2009 stats.,  
14 or s. 560.798 (3), 2009 stats., for tax benefits ceases business operations in the  
15 development zone during any of the taxable years that that zone exists, that person  
16 may not carry over to any taxable year following the year during which operations  
17 cease any unused credits from the taxable year during which operations cease or  
18 from previous taxable years.

19 **SECTION 1341.** 76.636 (6) of the statutes is amended to read:

20 76.636 (6) ADMINISTRATION. Any insurer who claims a credit under sub. (2) shall  
21 include with the insurer's annual return under s. 76.64 a copy of its certification for  
22 tax benefits and a copy of its verification of expenses from the department of  
23 commerce or the Wisconsin Economic Development Corporation.

24 **SECTION 1342.** 76.637 (1) of the statutes is amended to read:

1           76.637 (1) DEFINITION. In this section, “claimant” means an insurer who files  
2 a claim under this section and is certified under s. 238.301 (2) or s. 560.701 (2), 2009  
3 stats., and authorized to claim tax benefits under s. 238.303 or s. 560.703, 2009 stats.

4           **SECTION 1343.** 76.637 (2) of the statutes is amended to read:

5           76.637 (2) FILING CLAIMS. Subject to the limitations under this section, ss.  
6 238.301 to 238.306, and ss. 560.701 to 560.706, 2009 stats., for taxable years  
7 beginning after December 31, 2008, a claimant may claim as a credit against the fees  
8 due under s. 76.60, 76.63, 76.65, 76.66, or 76.67 the amount authorized for the  
9 claimant under s. 238.303 or s. 560.703, 2009 stats.

10          **SECTION 1344.** 76.637 (3) of the statutes is amended to read:

11          76.637 (3) LIMITATIONS. No credit may be allowed under this section unless the  
12 insurer includes with the insurer’s annual return under s. 76.64 a copy of the  
13 claimant’s certification under s. 238.301 (2) or s. 560.701 (2), 2009 stats., and a copy  
14 of the claimant’s notice of eligibility to receive tax benefits under s. 238.303 (3) or s.  
15 560.703 (3), 2009 stats.

16          **SECTION 1345.** 76.637 (4) of the statutes is amended to read:

17          76.637 (4) ADMINISTRATION. If an insurer’s certification is revoked under s.  
18 238.305 or s. 560.705, 2009 stats., or if an insurer becomes ineligible for tax benefits  
19 under s. 238.302 or s. 560.702, 2009 stats., the insurer may not claim credits under  
20 this section for the taxable year that includes the day on which the certification is  
21 revoked; the taxable year that includes the day on which the insurer becomes  
22 ineligible for tax benefits; or succeeding taxable years and the insurer may not carry  
23 over unused credits from previous years to offset the fees imposed under ss. 76.60,  
24 76.63, 76.65, 76.66, or 76.67 for the taxable year that includes the day on which

1 certification is revoked; the taxable year that includes the day on which the insurer  
2 becomes ineligible for tax benefits; or succeeding taxable years.

3 **SECTION 1346.** 76.638 (1) of the statutes is amended to read:

4 76.638 (1) DEFINITIONS. In this section, “fund manager” means an investment  
5 fund manager certified under s. 238.15 (2) or s. 560.205 (2), 2009 stats.

6 **SECTION 1347.** 76.638 (2) of the statutes is amended to read:

7 76.638 (2) FILING CLAIMS. For taxable years beginning after December 31, 2008,  
8 subject to the limitations provided under this subsection and s. 238.15 or s. 560.205,  
9 2009 stats., an insurer may claim as a credit against the fees imposed under s. 76.60,  
10 76.63, 76.65, 76.66, or 76.67, 25 percent of the insurer’s investment paid to a fund  
11 manager that the fund manager invests in a business certified under s. 238.15 or s.  
12 560.205 (1), 2009 stats.

13 **SECTION 1348.** Chapter 77 (title) of the statutes is amended to read:

14 **CHAPTER 77**  
15 **TAXATION OF FOREST CROPLANDS;**  
16 **REAL ESTATE TRANSFER FEES;**  
17 **SALES AND USE TAXES; COUNTY,**  
18 **TRANSIT AUTHORITY, AND**  
19 **SPECIAL DISTRICT SALES AND USE**  
20 **TAXES; MANAGED FOREST LAND;**  
21 **RECYCLING ECONOMIC DEVELOPMENT**  
22 **SURCHARGE; LOCAL FOOD**  
23 **AND BEVERAGE TAX;**  
24 **LOCAL RENTAL CAR TAX; PREMIER**  
25 **RESORT AREA TAXES;**

1                   **STATE RENTAL VEHICLE FEE;**  
 2                               **DRY CLEANING FEES;**  
 3                   **SOUTHEASTERN REGIONAL**  
 4                               **TRANSIT AUTHORITY FEE**

5           **SECTION 2177m.** Chapter 77 (title) of the statutes, as affected by 2011  
 6 Wisconsin Act .... (this act), is amended to read:

7   **CHAPTER 77**  
 8                   **TAXATION OF FOREST CROPLANDS;**  
 9                               **REAL ESTATE TRANSFER FEES;**  
 10   **SALES AND USE TAXES;**  
 11                   **COUNTY, ~~TRANSIT AUTHORITY,~~ AND**  
 12   **SPECIAL DISTRICT SALES AND USE**  
 13   **TAXES; MANAGED FOREST LAND;**  
 14                   **ECONOMIC DEVELOPMENT SURCHARGE;**  
 15   **LOCAL FOOD AND BEVERAGE TAX;**  
 16                   **LOCAL RENTAL CAR TAX; PREMIER**  
 17   **RESORT AREA TAXES;**  
 18   **STATE RENTAL VEHICLE FEE;**  
 19   **DRY CLEANING FEES;**  
 20                   **~~SOUTHEASTERN REGIONAL~~**  
 21   **~~TRANSIT AUTHORITY FEE~~**

22           **SECTION 1349.** 77.22 (2) (d) of the statutes is amended to read:

23           77.22 (2) (d) If the real estate transferred is not subject to certification under  
 24 s. 101.122 (4) (a), waiver under s. 101.122 (4) (b) or stipulation under s. 101.122 (4)



1 (c), the reason why it is not so subject or the form prescribed by the department of  
2 ~~commerce~~ safety and professional services under s. 101.122 (6).

3 **SECTION 2178m.** 77.52 (21) of the statutes is renumbered 77.52 (21) (a) and  
4 amended to read:

5 77.52 (21) (a) ~~A~~ Except as provided in par. (b), a person who provides a product  
6 that is not ~~a~~ distinct and identifiable product because it is provided free of charge,  
7 as provided in s. 77.51 (3pf) (b), is the consumer of that the product that is provided  
8 free of charge and shall pay the tax imposed under this subchapter on the purchase  
9 price of that product.

10 **SECTION 2178n.** 77.52 (21) (b) of the statutes is created to read:

11 77.52 (21) (b) A person who provides a product that is not distinct and  
12 identifiable because it is provided free of charge to a purchaser who must also  
13 purchase another product that is subject to the tax imposed under this subchapter  
14 from that person in the same transaction may purchase the product provided free of  
15 charge without tax, for resale.

16 **SECTION 1350.** 77.54 (5) (am) of the statutes is created to read:

17 77.54 (5) (am) Modular homes, as defined in s. 101.71 (6), and manufactured  
18 homes, as defined in s. 101.91 (2), that are used in real property construction  
19 activities outside this state.

20 **SECTION 2180m.** 77.54 (9a) (er) of the statutes is repealed.

21 **SECTION 1351.** 77.54 (11m) of the statutes is created to read:

22 77.54 (11m) The sales price from the sales of and the storage, use, or other  
23 consumption of vegetable oil or animal fat that is converted into motor vehicle fuel  
24 that is exempt under s. 78.01 (2n) from the taxes imposed under s. 78.01 (1).

25 **SECTION 2181n.** 77.54 (58) of the statutes is created to read:

1           77.54 **(58)** The sales price from the sale of and the storage, use, or other  
2 consumption of snowmaking and snow-grooming machines and equipment,  
3 including accessories, attachments, and parts for the machines and equipment and  
4 the fuel and electricity used to operate such machines and equipment, that are used  
5 exclusively and directly for snowmaking and snow grooming at ski hills, ski slopes,  
6 and ski trails.

7           **SECTION 2181p.** 77.54 (59) of the statutes is created to read:

8           77.54 **(59)** The sales price from the sales of and the storage, use, or other  
9 consumption of advertising and promotional direct mail.

10          **SECTION 2183d.** Subchapter V (title) of chapter 77 [precedes 77.70] of the  
11 statutes is amended to read:

12   **CHAPTER 77**

13   SUBCHAPTER V

14   COUNTY, TRANSIT AUTHORITY, AND

15   SPECIAL DISTRICT SALES AND USE TAXES

16          **SECTION 2183e.** 77.708 of the statutes, as affected by 2011 Wisconsin Act ....  
17 (this act), is repealed.

18          **SECTION 2183f.** 77.708 (3) of the statutes is created to read:

19          77.708 **(3)** Retailers and the department of revenue may not collect a tax under  
20 sub. (1) for any transit authority created under s. 66.1039 after the effective date of  
21 this subsection .... [LRB inserts date], except that the department of revenue may  
22 collect from retailers taxes that accrued before the effective date of this subsection  
23 .... [LRB inserts date], and fees, interest, and penalties that relate to those taxes.

24          **SECTION 2183g.** 77.71 of the statutes is amended to read:

1           **77.71 Imposition of county, ~~transit authority,~~ and special district sales**  
2 **and use taxes.** Whenever a county sales and use tax ordinance is adopted under  
3 s. 77.70, ~~a transit authority resolution is adopted under s. 77.708,~~ or a special district  
4 resolution is adopted under s. 77.705 or 77.706, the following taxes are imposed:

5           **(1)** For the privilege of selling, licensing, leasing, or renting tangible personal  
6 property and the items, property, and goods specified under s. 77.52 (1) (b), (c), and  
7 (d), and for the privilege of selling, licensing, performing, or furnishing services a  
8 sales tax is imposed upon retailers at the rates under s. 77.70 in the case of a county  
9 tax, ~~at the rate under s. 77.708 in the case of a transit authority tax,~~ or at the rate  
10 under s. 77.705 or 77.706 in the case of a special district tax of the sales price from  
11 the sale, license, lease, or rental of tangible personal property and the items,  
12 property, and goods specified under s. 77.52 (1) (b), (c), and (d), except property taxed  
13 under sub. (4), sold, licensed, leased, or rented at retail in the county, or special  
14 district, ~~or transit authority's jurisdictional area,~~ or from selling, licensing,  
15 performing, or furnishing services described under s. 77.52 (2) in the county, or  
16 special district, ~~or transit authority's jurisdictional area.~~

17           **(2)** An excise tax is imposed at the rates under s. 77.70 in the case of a county  
18 tax, ~~at the rate under s. 77.708 in the case of a transit authority tax,~~ or at the rate  
19 under s. 77.705 or 77.706 in the case of a special district tax of the purchase price  
20 upon every person storing, using, or otherwise consuming in the county, or special  
21 district, ~~or transit authority's jurisdictional area~~ tangible personal property, or  
22 items, property, or goods specified under s. 77.52 (1) (b), (c), or (d), or services if the  
23 tangible personal property, item, property, good, or service is subject to the state use  
24 tax under s. 77.53, except that a receipt indicating that the tax under sub. (1), (3),  
25 or (4) has been paid relieves the buyer of liability for the tax under this subsection

1 and except that if the buyer has paid a similar local tax in another state on a purchase  
2 of the same tangible personal property, item, property, good, or service that tax shall  
3 be credited against the tax under this subsection and except that for motor vehicles  
4 that are used for a purpose in addition to retention, demonstration, or display while  
5 held for sale in the regular course of business by a dealer the tax under this  
6 subsection is imposed not on the purchase price but on the amount under s. 77.53  
7 (1m).

8 (3) An excise tax is imposed upon a contractor engaged in construction  
9 activities within the county, or special district, ~~or transit authority's jurisdictional~~  
10 ~~area~~, at the rates under s. 77.70 in the case of a county tax, ~~at the rate under s. 77.708~~  
11 ~~in the case of a transit authority tax~~, or at the rate under s. 77.705 or 77.706 in the  
12 case of a special district tax of the purchase price of tangible personal property or  
13 items, property, or goods under s. 77.52 (1) (b), (c), or (d) that are used in constructing,  
14 altering, repairing, or improving real property and that became a component part of  
15 real property in that county or special district ~~or in the transit authority's~~  
16 ~~jurisdictional area~~, except that if the contractor has paid the sales tax of a county,  
17 ~~transit authority~~, or special district in this state on that tangible personal property,  
18 item, property, or good, or has paid a similar local sales tax in another state on a  
19 purchase of the same tangible personal property, item, property, or good, that tax  
20 shall be credited against the tax under this subsection.

21 (4) An excise tax is imposed at the rates under s. 77.70 in the case of a county  
22 tax, ~~at the rate under s. 77.708 in the case of a transit authority tax~~, or at the rate  
23 under s. 77.705 or 77.706 in the case of a special district tax of the purchase price  
24 upon every person storing, using, or otherwise consuming a motor vehicle, boat,  
25 recreational vehicle, as defined in s. 340.01 (48r), or aircraft, if that property must

1 be registered or titled with this state and if that property is to be customarily kept  
2 in a county that has in effect an ordinance under s. 77.70, ~~the jurisdictional area of~~  
3 ~~a transit authority that has in effect a resolution under s. 77.708~~, or in a special  
4 district that has in effect a resolution under s. 77.705 or 77.706, except that if the  
5 buyer has paid a similar local sales tax in another state on a purchase of the same  
6 property that tax shall be credited against the tax under this subsection.

7 **SECTION 2183h.** 77.73 (2) of the statutes is amended to read:

8 77.73 (2) Counties, and special districts, ~~and transit authorities~~ do not have  
9 jurisdiction to impose the tax under s. 77.71 (2) in regard to items, property, and  
10 goods under s. 77.52 (1) (b), (c), and (d), and tangible personal property, except  
11 snowmobiles, trailers, semitrailers, and all-terrain vehicles, purchased in a sale  
12 that is consummated in another county or special district in this state, ~~or in another~~  
13 ~~transit authority's jurisdictional area~~, that does not have in effect an ordinance or  
14 resolution imposing the taxes under this subchapter and later brought by the buyer  
15 into the county, or special district, ~~or jurisdictional area of the transit authority~~ that  
16 has imposed a tax under s. 77.71 (2).

17 **SECTION 2183i.** 77.73 (3) of the statutes is amended to read:

18 77.73 (3) Counties, and special districts, ~~and transit authorities~~ have  
19 jurisdiction to impose the taxes under this subchapter on retailers who file, or who  
20 are required to file, an application under s. 77.52 (7) or who register, or who are  
21 required to register, under s. 77.53 (9) or (9m), regardless of whether such retailers  
22 are engaged in business in the county, or special district, ~~or transit authority's~~  
23 ~~jurisdictional area~~, as provided in s. 77.51 (13g). A retailer who files, or is required  
24 to file, an application under s. 77.52 (7) or who registers, or is required to register,  
25 under s. 77.53 (9) or (9m) shall collect, report, and remit to the department the taxes

1 imposed under this subchapter for all counties, or special districts, ~~and transit~~  
2 ~~authorities~~ that have an ordinance or resolution imposing the taxes under this  
3 subchapter.

4 **SECTION 2183j.** 77.75 of the statutes is amended to read:

5 **77.75 Reports.** Every person subject to county, ~~transit authority,~~ or special  
6 district sales and use taxes shall, for each reporting period, record that person's sales  
7 made in the county, or special district, ~~or jurisdictional area of a transit authority~~  
8 that has imposed those taxes separately from sales made elsewhere in this state and  
9 file a report as prescribed by the department of revenue.

10 **SECTION 2183k.** 77.76 (1) of the statutes is amended to read:

11 **77.76 (1)** The department of revenue shall have full power to levy, enforce, and  
12 collect county, ~~transit authority,~~ and special district sales and use taxes and may take  
13 any action, conduct any proceeding, impose interest and penalties, and in all respects  
14 proceed as it is authorized to proceed for the taxes imposed by subch. III. The  
15 department of transportation and the department of natural resources may  
16 administer the county, ~~transit authority,~~ and special district sales and use taxes in  
17 regard to items under s. 77.61 (1).

18 **SECTION 2183L.** 77.76 (2) of the statutes is amended to read:

19 **77.76 (2)** Judicial and administrative review of departmental determinations  
20 shall be as provided in subch. III for state sales and use taxes, and no county, ~~transit~~  
21 ~~authority,~~ or special district may intervene in any matter related to the levy,  
22 enforcement, and collection of the taxes under this subchapter.

23 **SECTION 2183m.** 77.76 (3r) of the statutes is repealed.

24 **SECTION 2183n.** 77.76 (4) of the statutes is amended to read:

1           77.76 (4) There shall be retained by the state 1.5% of the taxes collected for  
2 taxes imposed by special districts under ss. 77.705 and 77.706 ~~and transit authorities~~  
3 ~~under s. 77.708~~ and 1.75% of the taxes collected for taxes imposed by counties under  
4 s. 77.70 to cover costs incurred by the state in administering, enforcing, and  
5 collecting the tax. All interest and penalties collected shall be deposited and retained  
6 by this state in the general fund.

7           **SECTION 2183o.** 77.76 (5) of the statutes is repealed.

8           **SECTION 2183p.** 77.77 (1) of the statutes is amended to read:

9           77.77 (1) (a) The sales price from services subject to the tax under s. 77.52 (2)  
10 or the lease, rental, or license of tangible personal property and property, items, and  
11 goods specified under s. 77.52 (1) (b), (c), and (d), is subject to the taxes under this  
12 subchapter, and the incremental amount of tax caused by a rate increase applicable  
13 to those services, leases, rentals, or licenses is due, beginning with the first billing  
14 period starting on or after the effective date of the county ordinance, special district  
15 resolution, ~~transit authority resolution~~, or rate increase, regardless of whether the  
16 service is furnished or the property, item, or good is leased, rented, or licensed to the  
17 customer before or after that date.

18           (b) The sales price from services subject to the tax under s. 77.52 (2) or the lease,  
19 rental, or license of tangible personal property and property, items, and goods  
20 specified under s. 77.52 (1) (b), (c), and (d), is not subject to the taxes under this  
21 subchapter, and a decrease in the tax rate imposed under this subchapter on those  
22 services first applies, beginning with bills rendered on or after the effective date of  
23 the repeal or sunset of a county ordinance, or special district resolution, ~~or transit~~  
24 ~~authority resolution~~ imposing the tax or other rate decrease, regardless of whether

1 the service is furnished or the property, item, or good is leased, rented, or licensed  
2 to the customer before or after that date.

3 **SECTION 2183q.** 77.77 (3) of the statutes is amended to read:

4 77.77 (3) The sale of building materials to contractors engaged in the business  
5 of constructing, altering, repairing or improving real estate for others is not subject  
6 to the taxes under this subchapter, and the incremental amount of tax caused by the  
7 rate increase applicable to those materials is not due, if the materials are affixed and  
8 made a structural part of real estate, and the amount payable to the contractor is  
9 fixed without regard to the costs incurred in performing a written contract that was  
10 irrevocably entered into prior to the effective date of the county ordinance, special  
11 district resolution, ~~transit authority resolution,~~ or rate increase or that resulted from  
12 the acceptance of a formal written bid accompanied by a bond or other performance  
13 guaranty that was irrevocably submitted before that date.

14 **SECTION 2183r.** 77.78 of the statutes is amended to read:

15 **77.78 Registration.** No motor vehicle, boat, snowmobile, recreational vehicle,  
16 as defined in s. 340.01 (48r), trailer, semitrailer, all-terrain vehicle or aircraft that  
17 is required to be registered by this state may be registered or titled by this state  
18 unless the registrant files a sales and use tax report and pays the county tax, ~~transit~~  
19 ~~authority tax,~~ and special district tax at the time of registering or titling to the state  
20 agency that registers or titles the property. That state agency shall transmit those  
21 tax revenues to the department of revenue.

22 **SECTION 1352.** Subchapter VII (title) of chapter 77 [precedes 77.92] of the  
23 statutes is amended to read:

24 **CHAPTER 77**



## 1 SUBCHAPTER VII

2 RECYCLING ECONOMIC DEVELOPMENT SURCHARGE3 **SECTION 2184n.** 77.92 (4) of the statutes is amended to read:

4 77.92 (4) “Net business income,” with respect to a partnership, means taxable  
5 income as calculated under section 703 of the Internal Revenue Code; plus the items  
6 of income and gain under section 702 of the Internal Revenue Code, including taxable  
7 state and municipal bond interest and excluding nontaxable interest income or  
8 dividend income from federal government obligations; minus the items of loss and  
9 deduction under section 702 of the Internal Revenue Code, except items that are not  
10 deductible under s. 71.21; plus guaranteed payments to partners under section 707  
11 (c) of the Internal Revenue Code; plus the credits claimed under s. 71.07 (2dd), (2de),  
12 (2di), (2dj), (2dL), (2dm), (2dr), (2ds), (2dx), (2dy), (3g), (3h), (3n), (3p), (3q), (3r),  
13 (3rm), (3rn), (3s), (3t), (3w), (5e), (5f), (5g), (5h), (5i), (5j), (5k), (5n), (5r), (5rm), and  
14 (8r); and plus or minus, as appropriate, transitional adjustments, depreciation  
15 differences, and basis differences under s. 71.05 (13), (15), (16), (17), and (19); but  
16 excluding income, gain, loss, and deductions from farming. “Net business income,”  
17 with respect to a natural person, estate, or trust, means profit from a trade or  
18 business for federal income tax purposes and includes net income derived as an  
19 employee as defined in section 3121 (d) (3) of the Internal Revenue Code.

20 **SECTION 1353.** 77.93 (intro.) of the statutes is amended to read:

21 **77.93 Applicability.** (intro.) For the privilege of doing business in this state,  
22 there is imposed ~~a recycling~~ an economic development surcharge on the following  
23 entities:

24 **SECTION 1354.** 77.96 (6) of the statutes is amended to read:

1           77.96 (6) The department of revenue shall refer to the surcharge under this  
2 subchapter as the recycling economic development surcharge.

3           **SECTION 1355.** 77.97 of the statutes is amended to read:

4           **77.97 Use of revenue.** The department of revenue shall deposit the  
5 surcharge, interest and penalties collected under this subchapter in the recycling  
6 ~~and renewable energy~~ economic development fund under s. 25.49.

7           **SECTION 2187d.** Subchapter XIII (title) of chapter 77 [precedes 77.997] of the  
8 statutes is repealed.

9           **SECTION 2187f.** 77.9971 of the statutes is repealed.

10          **SECTION 2187h.** 77.9972 of the statutes is repealed.

11          **SECTION 2187j.** 77.9973 of the statutes is renumbered 77.9973 (1).

12          **SECTION 2187L.** 77.9973 of the statutes, as affected by 2011 Wisconsin Act ...  
13 (this act), is repealed.

14          **SECTION 2187n.** 77.9973 (2) of the statutes is created to read:

15          77.9973 (2) Retailers and the department of revenue may not collect fees under  
16 this subchapter for the southeastern regional transit authority after the effective  
17 date of this subsection .... [LRB inserts date], except that the department of revenue  
18 may collect from retailers fees that accrued before the effective date of this subsection  
19 .... [LRB inserts date], and fees, interest, and penalties that relate to those taxes.

20          **SECTION 2187p.** 79.01 (2) of the statutes is repealed.

21          **SECTION 1356.** 79.01 (2d) of the statutes is amended to read:

22          79.01 (2d) There is established an account in the general fund entitled the  
23 “County and Municipal Aid Account.” ~~Beginning with the distributions in 2011, the~~  
24 The total amount to be distributed each year in 2011 to counties and municipalities  
25 from the county and municipal aid account is \$824,825,715 and the total amount to

1 be distributed to counties and municipalities in 2012, and in each year thereafter,  
2 from the county and municipal aid account is \$748,075,715.

3 **SECTION 2188d.** 79.01 (2m) of the statutes is amended to read:

4 79.01 (2m) There is established an account in the general fund entitled the  
5 “Public Utility Distribution Account,” referred to in this chapter as the “public utility  
6 account.” There shall be appropriated to the public utility account the sums specified  
7 in s. 79.04 (5), (6), and (7).

8 **SECTION 2188e.** 79.01 (4) of the statutes is repealed.

9 **SECTION 2188f.** 79.015 of the statutes is amended to read:

10 **79.015 Statement of estimated payments.** The department of revenue, on  
11 or before September 15 of each year, shall provide to each municipality and county  
12 a statement of estimated payments to be made in the next calendar year to the  
13 municipality or county under ss. ~~79.03, 79.035, 79.04, and 79.05, 79.058, and 79.06.~~

14 **SECTION 2188g.** 79.02 (2) (b) of the statutes is amended to read:

15 79.02 (2) (b) Subject to ss. 59.605 (4) and 70.995 (14) (b), payments in July shall  
16 equal 15% of the municipality’s or county’s estimated payments under ss. ~~79.03,~~  
17 ~~79.035, and 79.04, 79.058, and 79.06~~ and 100% of the municipality’s estimated  
18 payments under s. 79.05.

19 **SECTION 2188h.** 79.02 (3) (a) of the statutes is amended to read:

20 79.02 (3) (a) Subject to s. 59.605 (4), payments to each municipality and county  
21 in November shall equal that municipality’s or county’s entitlement under ss. ~~79.03,~~  
22 ~~79.035, 79.04, and 79.05, 79.058, and 79.06~~ for the current year, minus the amount  
23 distributed to the municipality or county in July.

24 **SECTION 2188i.** 79.02 (3) (b) of the statutes is repealed.

25 **SECTION 2188j.** 79.02 (3) (c) of the statutes is repealed.

1           **SECTION 2188k.** 79.02 (3) (d) of the statutes is repealed.

2           **SECTION 1357.** 79.02 (3) (e) of the statutes is amended to read:

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

9           **SECTION 2188L.** 79.02 (4) of the statutes is repealed.

10          **SECTION 2190d.** 79.03 of the statutes is repealed.

11          **SECTION 2191b.** 79.035 (1) of the statutes is amended to read:

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

17          **SECTION 2191c.** 79.035 (1) of the statutes, as affected by 2011 Wisconsin Act  
18 .... (this act), is repealed and recreated to read:

19          79.035 **(1)** Each county and municipality shall receive a payment from the  
20 county and municipal aid account and from the appropriation account under s.  
21 20.835 (1) (r) in an amount determined under this section.

22          **SECTION 2191d.** 79.035 (2) of the statutes is repealed.

23          **SECTION 2191g.** 79.035 (4) of the statutes is created to read:

24          79.035 **(4)** (a) For the distribution in 2012, the total amount of the payments  
25 to all municipalities under this section shall be reduced by \$47,663,400 and the total

1 amount of the payments to all counties under this section shall be reduced by  
2 \$29,086,600.

3 (b) 1. To calculate the reduction under this subsection for each municipality, the  
4 department of revenue shall first divide \$47,663,400 by the total population of all  
5 municipalities. The department shall then adjust the result of the calculation to  
6 establish a per capita amount applied to all municipalities so that the reduction for  
7 each municipality is no more than the maximum allowable reduction under this  
8 subsection for that municipality and so that the total reductions to county and  
9 municipal aid payments for municipalities under this subsection is \$47,663,400.

10 2. To calculate the reduction under this subsection for each county, the  
11 department of revenue shall first divide \$29,086,600 by the total population of all  
12 counties. The department shall then adjust the result of the calculation to establish  
13 a per capita amount applied to all counties so that the reduction for each county is  
14 no more than the maximum allowable reduction under this subsection for that  
15 county and so that the total reductions to county and municipal aid payments for  
16 counties under this subsection is \$29,086,600.

17 (c) 1. The reduction for a municipality that has a population of less than 2,500  
18 is the amount calculated by multiplying the amount determined under par. (b) 1. by  
19 the municipality's population, multiplied by the quotient of the municipality's  
20 population divided by 2,500.

21 2. Except as provided under par. (h), the reduction determined under this  
22 paragraph may not exceed the lesser of an amount equal to 15 percent of the  
23 municipality's payment under this section in 2011, prior to any reduction under s.  
24 79.02 (3) (e), or 10 cents for each \$1,000 of the municipality's equalized value, as  
25 determined under s. 70.57.

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

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

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

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

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

11 2. Except as provided in par. (h), the reduction determined under this  
12 paragraph may not exceed the lesser of an amount equal to 15 percent of the  
13 municipality's payment under this section in 2011, prior to any reduction under s.  
14 79.02 (3) (e), or 15 cents for each \$1,000 of the municipality's equalized value, as  
15 determined under s. 70.57.

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

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

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

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

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

1           2. Except as provided in par. (h), the reduction determined under this  
2 paragraph may not exceed the lesser of an amount equal to 15 percent of the  
3 municipality's payment under this section in 2011, prior to any reduction under s.  
4 79.02 (3) (e), or 25 cents for each \$1,000 of the municipality's equalized value, as  
5 determined under s. 70.57.

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

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

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

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

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

16           2. Except as provided in par. (h), the reduction determined under this  
17 paragraph may not exceed the lesser of an amount equal to 15 percent of the  
18 municipality's payment under this section in 2011, prior to any reduction under s.  
19 79.02 (3) (e), or 30 cents for each \$1,000 of the municipality's equalized value, as  
20 determined under s. 70.57.

21           (g) The reduction for a municipality that has a population greater than 110,000  
22 is an amount equal to 30 cents for each \$1,000 of the municipality's equalized value,  
23 as determined under s. 70.57, plus an amount equal to the municipality's population  
24 multiplied by the amount determined under par. (b) 1., except that the reduction  
25 determined under this paragraph may not exceed the lesser of an amount equal to

1 25 percent of the municipality's payment under this section in 2011, prior to any  
2 reduction under s. 79.02 (3) (e), or 35 cents for each \$1,000 in equalized value, as  
3 determined under s. 70.57.

4 (h) The reduction determined under par. (c), (d), (e), or (f) for a town or village  
5 may not exceed the lesser of an amount equal to 25 percent of the town's or village's  
6 payment under this section in 2011, prior to any reduction under s. 79.02 (3) (e), or  
7 the amount determined under par. (c) 2., (d) 2., (e) 2., or (f) 2. based on equalized  
8 value.

9 (i) The reduction for a county is the amount determined under par. (b) 2.  
10 multiplied by the county's population, except that the reduction determined under  
11 this paragraph may not exceed the lesser of an amount equal to 25 percent of the  
12 county's payment under this section in 2011, prior to any reduction under s. 79.02  
13 (3) (e), or 15 cents for each \$1,000 of the county's equalized value, as determined  
14 under s. 70.57.

15 **SECTION 2191k.** 79.035 (5) of the statutes is created to read:

16 79.035 (5) For the distribution in 2013 and subsequent years, each county and  
17 municipality shall receive a payment under this section that is equal to the amount  
18 of the payment determined for the county or municipality under this section for 2012.

19 **SECTION 2191L.** 79.04 (1) (a) of the statutes is amended to read:

20 79.04 (1) (a) An amount from the shared revenue public utility account ~~or, for~~  
21 ~~the distribution in 2003, from the appropriation under s. 20.835 (1) (t), 2003 stats.,~~  
22 determined by multiplying by 3 mills in the case of a town, and 6 mills in the case  
23 of a city or village, the first \$125,000,000 of the amount shown in the account, plus  
24 leased property, of each public utility except qualified wholesale electric companies,  
25 as defined in s. 76.28 (1) (gm), on December 31 of the preceding year for "production



1 plant, exclusive of land,” “general structures,” and “substations,” in the case of light,  
2 heat and power companies, electric cooperatives or municipal electric companies, for  
3 all property within a municipality in accordance with the system of accounts  
4 established by the public service commission or rural electrification administration,  
5 less depreciation thereon as determined by the department of revenue and less the  
6 value of treatment plant and pollution abatement equipment, as defined under s.  
7 70.11 (21), as determined by the department of revenue plus an amount from the  
8 ~~shared revenue public utility account or, for the distribution in 2003, from the~~  
9 ~~appropriation under s. 20.835 (1) (t), 2003 stats.,~~ determined by multiplying by 3  
10 mills in the case of a town, and 6 mills in the case of a city or village, of the first  
11 \$125,000,000 of the total original cost of production plant, general structures, and  
12 substations less depreciation, land and approved waste treatment facilities of each  
13 qualified wholesale electric company, as defined in s. 76.28 (1) (gm), as reported to  
14 the department of revenue of all property within the municipality. The total of  
15 amounts, as depreciated, from the accounts of all public utilities for the same  
16 production plant is also limited to not more than \$125,000,000. The amount  
17 distributable to a municipality under this subsection and sub. (6) in any year shall  
18 not exceed \$300 times the population of the municipality, except that, beginning with  
19 payments in 2009, the amount distributable to a municipality under this subsection  
20 and sub. (6) in any year shall not exceed \$425 times the population of the  
21 municipality.

22 **SECTION 2191n.** 79.04 (2) (a) of the statutes is amended to read:

23 79.04 (2) (a) Annually, except for production plants that begin operation after  
24 December 31, 2003, or begin operation as a repowered production plant after  
25 December 31, 2003, and except as provided in sub. (4m), the department of

1 administration, upon certification by the department of revenue, shall distribute  
2 from the shared revenue public utility account ~~or, for the distribution in 2003, from~~  
3 ~~the appropriation under s. 20.835 (1) (t), 2003 stats.,~~ to any county having within its  
4 boundaries a production plant, general structure, or substation, used by a light, heat  
5 or power company assessed under s. 76.28 (2) or 76.29 (2), except property described  
6 in s. 66.0813 unless the production plant or substation is owned or operated by a local  
7 governmental unit that is located outside of the municipality in which the production  
8 plant or substation is located, or by an electric cooperative assessed under ss. 76.07  
9 and 76.48, respectively, or by a municipal electric company under s. 66.0825 an  
10 amount determined by multiplying by 6 mills in the case of property in a town and  
11 by 3 mills in the case of property in a city or village the first \$125,000,000 of the  
12 amount shown in the account, plus leased property, of each public utility except  
13 qualified wholesale electric companies, as defined in s. 76.28 (1) (gm), on December  
14 31 of the preceding year for “production plant, exclusive of land,” “general  
15 structures,” and “substations,” in the case of light, heat and power companies,  
16 electric cooperatives or municipal electric companies, for all property within the  
17 municipality in accordance with the system of accounts established by the public  
18 service commission or rural electrification administration, less depreciation thereon  
19 as determined by the department of revenue and less the value of treatment plant  
20 and pollution abatement equipment, as defined under s. 70.11 (21), as determined  
21 by the department of revenue plus an amount from the shared revenue public utility  
22 ~~account or, for the distribution in 2003, from the appropriation under s. 20.835 (1)~~  
23 ~~(t), 2003 stats.,~~ determined by multiplying by 6 mills in the case of property in a town,  
24 and 3 mills in the case of property in a city or village, of the total original cost of  
25 production plant, general structures, and substations less depreciation, land and

1 approved waste treatment facilities of each qualified wholesale electric company, as  
2 defined in s. 76.28 (1) (gm), as reported to the department of revenue of all property  
3 within the municipality. The total of amounts, as depreciated, from the accounts of  
4 all public utilities for the same production plant is also limited to not more than  
5 \$125,000,000. The amount distributable to a county under this subsection and sub.  
6 (6) in any year shall not exceed \$100 times the population of the county, except that,  
7 beginning with payments in 2009, the amount distributable to a county under this  
8 subsection and sub. (6) in any year shall not exceed \$125 times the population of the  
9 county.

10 **SECTION 1358.** 79.04 (7) (a) of the statutes is amended to read:

11 79.04 (7) (a) Beginning with payments in 2005, if a production plant, as  
12 described in sub. (6) (a), other than a nuclear-powered production plant, is built on  
13 the site of, or on a site adjacent to, an existing or decommissioned production plant;  
14 or is built on a site purchased by a public utility before January 1, 1980, that was  
15 identified in an advance plan as a proposed site for a production plant; or is built on,  
16 or on a site adjacent to, brownfields, as defined in s. 238.13 (1) (a) or s. 560.13 (1) (a),  
17 2009 stats., after December 31, 2003, and has a name-plate capacity of at least one  
18 megawatt, each municipality and county in which such a production plant is located  
19 shall receive annually from the public utility account a payment in an amount that  
20 is equal to the number of megawatts that represents the production plant's  
21 name-plate capacity, multiplied by \$600.

22 **SECTION 2192c.** 79.043 (1) of the statutes is repealed.

23 **SECTION 2192g.** 79.043 (2) of the statutes is repealed.

24 **SECTION 2192n.** 79.043 (3) of the statutes is repealed.

25 **SECTION 2192r.** 79.043 (4) of the statutes is repealed.

1           **SECTION 2192w.** 79.043 (5) of the statutes is repealed.

2           **SECTION 2193d.** 79.043 (6) of the statutes is renumbered 79.035 (3) and  
3 amended to read:

4           79.035 (3) 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), 2009 stats., in 2010.

8           **SECTION 1359.** 79.05 (1) (am) of the statutes is amended to read:

9           79.05 (1) (am) “Inflation factor” means a percentage equal to the average  
10 annual percentage change in the U.S. consumer price index for all urban consumers,  
11 U.S. city average, as determined by the U.S. department of labor, for the 12 months  
12 ending on September 30 of the year before the statement under s. 79.015, except that  
13 the percentage under this paragraph shall not be less than ~~3 percent~~ zero.

14           **SECTION 2195g.** 79.058 of the statutes is repealed.

15           **SECTION 2195k.** 79.06 of the statutes is repealed.

16           **SECTION 2195L.** 79.07 of the statutes is repealed.

17           **SECTION 2195m.** 83.015 (2) (b) of the statutes is amended to read:

18           83.015 (2) (b) In any county with a highway commissioner appointed under s.  
19 83.01 (1) (b) or (c), the county highway committee shall be only a policy-making body  
20 determining the broad outlines and principles governing administration and the  
21 county highway commissioner shall have the administrative powers and duties  
22 prescribed for the county highway committee under par. (a), sub. (3) (a) and ss.  
23 27.065 (4) (b) and (13), 32.05 (1) (a), 82.08, 83.01 (6), 83.013, 83.018, 83.025 (1) and  
24 (3), 83.026, 83.035, 83.04, 83.05 (1), 83.07 to 83.09, 83.12, 83.14 (6), 83.17, 83.18,  
25 83.42 (3) and (4), 84.01 (5), ~~84.06 (3)~~, 84.07 (1) and (2), 84.09 (1), (3) (a) to (c) and (4),

1 84.10 (1), 86.04 (1) and (2), 86.07 (2), 86.19 (3), 86.34 (1), 114.33 (5), 349.07 (2), 349.11  
2 (4) and (10) and 349.15 (2). No statutory power, duty or function specified elsewhere  
3 for the county highway commissioner may be deemed impliedly repealed for the sole  
4 reason that reference to it has been omitted in this paragraph.

5 **SECTION 1360.** 84.01 (6m) (b) (intro.) of the statutes is amended to read:

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

9 **SECTION 1361.** 84.01 (11m) (title) of the statutes is amended to read:

10 84.01 (11m) (title) ECONOMIC DEVELOPMENT ASSISTANCE COORDINATION AND  
11 REPORTING.

12 **SECTION 1362.** 84.01 (11m) of the statutes is renumbered 84.01 (11m) (b) and  
13 amended to read:

14 84.01 (11m) (b) Annually, no later than October 1, the department shall submit  
15 to the joint legislative audit committee and to the appropriate standing committees  
16 of the legislature under s. 13.172 (3) a comprehensive report assessing economic  
17 development programs, as defined in sub. (6m) (a), administered by the department.  
18 The report shall include all of the information required under s. 560.01 (2) (am)  
19 238.07 (2). The department shall collaborate with the ~~department of commerce~~  
20 Wisconsin Economic Development Corporation to make readily accessible to the  
21 public on an Internet-based system the information required under this subsection.

22 **SECTION 1363.** 84.01 (11m) (a) of the statutes is created to read:

23 84.01 (11m) (a) The department shall coordinate any economic development  
24 assistance with the Wisconsin Economic Development Corporation.

25 **SECTION 2200m.** 84.01 (18) of the statutes is created to read:

1           **84.01 (18)** PLAN FOR TRANSPORTATION FINANCING FOR NEXT 10 YEARS. In each  
2 even-numbered year, with the information submitted by the department under s.  
3 16.42 (1), the department shall submit a 10-year plan that includes an estimate of  
4 total transportation fund revenues, proposed bonding, and estimated debt service for  
5 each year of the 10-year period covered by the plan. The plan shall include various  
6 scenarios with different levels of transportation spending, from bond or cash sources,  
7 and different levels of revenues, with at least one scenario resulting in achieving a  
8 stable debt service percentage by the end of the 10-year period. For any scenario  
9 resulting in an increasing debt service percentage, the plan shall identify the  
10 potential consequences for specific transportation programs of reduced net revenues.

11           **SECTION 1364.** 84.01 (33) (c) of the statutes is repealed.

12           **SECTION 1365.** 84.013 (1) (a) (intro.) of the statutes is amended to read:

13           **84.013 (1)** (a) (intro.) “Major highway project” means a project, except a project  
14 providing an approach to a bridge over a river that forms a boundary of the state, a  
15 high-cost state highway bridge project under s. 84.017, or a southeast Wisconsin  
16 freeway rehabilitation project under s. 84.014, ~~which~~ megaproject under s. 84.0145,  
17 that satisfies any of the following:

18           1m. The project has a total cost of more than \$5,000,000 ~~\$30,000,000~~, subject  
19 to adjustment under sub. (2m), and ~~which~~ involves any of the following:

20           **SECTION 1366.** 84.013 (1) (a) 1. of the statutes is renumbered 84.013 (1) (a) 1m.

21 a.

22           **SECTION 1367.** 84.013 (1) (a) 2. (intro.), a. and b. of the statutes are  
23 consolidated, renumbered 84.013 (1) (a) 1m. b. and amended to read:

24           **84.013 (1)** (a) 1m. b. Reconstructing or reconditioning an existing highway by  
25 either ~~of the following:~~ a. ~~Relocating~~ relocating 2.5 miles or more of the existing

1 highway. ~~b. Adding or adding~~ one or more lanes 5 miles or more in length to the  
2 existing highway.

3 **SECTION 1368.** 84.013 (1) (a) 2m. of the statutes is created to read:

4 84.013 (1) (a) 2m. The project has a total cost of more than \$75,000,000, subject  
5 to adjustment under sub. (2m), and is not described in subd. 1m.

6 **SECTION 1369.** 84.013 (1) (a) 3. of the statutes is renumbered 84.013 (1) (a) 1m.

7 c.

8 **SECTION 1370.** 84.013 (2) (a) of the statutes is amended to read:

9 84.013 (2) (a) Subject to ss. ~~84.014 (6) (b)~~, 84.555, and 86.255, major highway  
10 projects shall be funded from the appropriations under ss. 20.395 (3) (bq) to (bx) and  
11 (ct) and (4) (jq) and 20.866 (2) (ur) to (uum) and (uus).

12 **SECTION 1371.** 84.013 (2) (b) of the statutes is amended to read:

13 84.013 (2) (b) Except as provided in ss. ~~84.014~~, 84.017, 84.03 (3), and 84.555,  
14 and subject to s. 84.014 (6) (c) and 86.255, reconditioning, reconstruction and  
15 resurfacing of highways shall be funded from the appropriations under ss. 20.395 (3)  
16 (cq) to (cx) and 20.866 (2) (uur) and (uut).

17 **SECTION 1372.** 84.013 (2m) of the statutes is created to read:

18 84.013 (2m) The department shall annually adjust the amounts specified in  
19 sub. (1) (a) 1m. and 2m. to reflect the annual change in the Wisconsin Department  
20 of Transportation Price Index, Yearly Moving Average, as maintained by the  
21 department or, if at any time the department no longer maintains this index, another  
22 suitable index as determined by the department. Beginning in 2012, prior to October  
23 1 of each year, the department shall compute the annual adjustment required under  
24 this subsection and shall publish the new adjusted amount applicable under sub. (1)  
25 (a) 1m. and 2m., which amount shall become effective on October 1 of that year. The

1 department may not adjust the amounts specified in sub. (1) (a) 1m. and 2m. to an  
2 amount less than that specified in sub. (1) (a) 1m. and 2m.

3 **SECTION 1373.** 84.013 (3) (ad) of the statutes is created to read:

4 84.013 (3) (ad) Notwithstanding s. 13.489 (4) (c), any project approved by the  
5 transportation projects commission under s. 13.489 (4m) (b).

6 **SECTION 1374.** 84.013 (3) (bd) of the statutes is created to read:

7 84.013 (3) (bd) I 39/90 extending approximately 45 miles from USH 12/18 in  
8 Dane County to the Illinois–Wisconsin state line in Rock County.

9 **SECTION 1375.** 84.013 (3) (bh) of the statutes is created to read:

10 84.013 (3) (bh) STH 38 extending approximately 9 miles from CTH “K” in  
11 Racine County to Oakwood Road in Milwaukee County.

12 **SECTION 1376.** 84.013 (3) (bp) of the statutes is created to read:

13 84.013 (3) (bp) USH 10 and USH 10/STH 441 extending approximately 5 miles  
14 from CTH “CB” in Winnebago County to Oneida Street in Calumet County.

15 **SECTION 1377.** 84.013 (3) (bt) of the statutes is created to read:

16 84.013 (3) (bt) STH 15 extending approximately 11 miles from STH 76 to USH  
17 45, near New London, in Outagamie County.

18 **SECTION 1378.** 84.013 (4) (a) of the statutes is amended to read:

19 84.013 (4) (a) Subject to s. 13.489 (1m), in preparation for future major highway  
20 projects, the department may perform preliminary engineering and design work and  
21 studies for possible major highway projects not listed under sub. (3), but no major  
22 highway may be constructed unless the project is listed under sub. (3) or approved  
23 under sub. (6).

24 **SECTION 1379.** 84.013 (9) of the statutes is amended to read:



1           **84.013 (9)** If the department, ~~in consultation with the department of commerce,~~  
2 determines that a business development having a payroll exceeding \$10,000,000 in  
3 a calendar year is being located within a 3-mile radius of the intersection of I 90 and  
4 Town Line Road in Rock County, the department shall construct an interchange  
5 funded from the appropriations under s. 20.395 (3) (cq) to (cx) off of I 90 to Town Line  
6 Road.

7           **SECTION 1380.** 84.014 (2) of the statutes is amended to read:

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

13           **SECTION 1381.** 84.014 (6) of the statutes is created to read:

14           **84.014 (6) (a)** A southeast Wisconsin freeway rehabilitation project under this  
15 section may not simultaneously be considered a southeast Wisconsin freeway  
16 megaproject under s. 84.0145.

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

22           (c) Notwithstanding sub. (5m), a southeast Wisconsin freeway rehabilitation  
23 project under this section may also be eligible for funding under s. 84.013 (2) (b) if  
24 the project is not considered a southeast Wisconsin freeway megaproject under s.  
25 84.0145 or a major highway project under s. 84.013.

1           **SECTION 1382.** 84.0145 of the statutes is created to read:

2           **84.0145 Southeast Wisconsin freeway megaprojects. (1)** In this section:

3           (a) “I 94 north–south corridor” has the meaning given in s. 84.014 (5m) (ag) 1.

4           (b) “Southeast Wisconsin freeway” has the meaning given in s. 84.014 (1) (e).

5           (c) “Southeast Wisconsin freeway megaproject” means any project on a  
6 southeast Wisconsin freeway having a total cost of more than \$500 million, subject  
7 to adjustment under sub. (4).

8           (d) “Zoo interchange” has the meaning given in s. 84.014 (5m) (ag) 2.

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

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

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

17           1. The I 94 north–south corridor project.

18           2. The Zoo interchange project.

19           **(4)** The department shall annually adjust the amount specified in sub. (1) (c)  
20 to reflect the annual change in the Wisconsin Department of Transportation Price  
21 Index, Yearly Moving Average, as maintained by the department or, if at any time  
22 the department no longer maintains this index, another suitable index as  
23 determined by the department. Beginning in 2012, prior to October 1 of each year,  
24 the department shall compute the annual adjustment required under this subsection  
25 and shall publish the new adjusted amount applicable under sub. (1) (c), which

1 amount shall become effective on October 1 of that year. The department may not  
2 adjust the amount specified in sub. (1) (c) to an amount less than that specified in sub.  
3 (1) (c).

4 **SECTION 1383.** 84.016 (2) of the statutes is amended to read:

5 84.016 (2) Notwithstanding ss. 84.013, 84.51, 84.52, 84.53, 84.555, and 84.95,  
6 but subject to sub. ~~(3)~~ and s. 86.255, this state's share of costs for any major interstate  
7 bridge project, including preliminary design work for the project, may be funded only  
8 from the appropriations under ss. 20.395 (3) (dq), (dv), and (dx) and 20.866 (2) (ugm).

9 **SECTION 1384.** 84.016 (3) of the statutes is repealed.

10 **SECTION 2221am.** 84.017 of the statutes is created to read:

11 **84.017 High-cost state highway bridge projects. (1)** In this section,  
12 "high-cost state highway bridge project" means a project involving the construction  
13 or rehabilitation of a bridge on the state trunk highway system, including  
14 approaches, that has a total estimated cost of more than \$150,000,000, but does not  
15 include any major interstate bridge project, as defined in s. 84.016 (1), or any project  
16 involving a bridge that is part of a southeast Wisconsin freeway megaproject  
17 enumerated under s. 84.0145 (3) (b).

18 **(2)** Subject to sub. (3) and s. 86.255, any high-cost state highway bridge project  
19 may be funded only from the appropriations under s. 20.395 (3) (dr), (dw), and (dy).

20 **(3)** During the 2011–13 fiscal biennium, the department may encumber or  
21 expend moneys from any of the appropriations under s. 20.395 (3) (aq), (av), (ax), (br),  
22 (bq), (bv), (bx), (cq), (cv), and (cx) for preliminary costs associated with the  
23 reconstruction of the Hoan Bridge and approaches to the east bank of the Milwaukee  
24 River on I–794 in Milwaukee County.

1           **(4)** A high–cost state highway bridge project under this section may not be  
2 considered a southeast Wisconsin freeway megaproject under s. 84.0145.

3           **SECTION 2221b.** 84.04 (1) (cm) of the statutes is created to read:

4           **84.04 (1) (cm)** “Special maintenance activities” include the restoration,  
5 reinforcement, complete repair, or other activities which the department deems are  
6 necessary on an individual basis for specified portions of the state trunk system.

7           **SECTION 2221c.** 84.04 (2) of the statutes is amended to read:

8           **84.04 (2)** The department may construct and maintain parking areas,  
9 including car pool parking areas, waysides, overlooks, windbreak hedges, turnouts  
10 and carry on roadside improvement along, or in close proximity with state trunk  
11 highways. These activities may be performed within highway rights–of–way and  
12 upon lands otherwise publicly owned or controlled, or on lands acquired in proximity  
13 therewith. The department may acquire lands needed for such purposes. The  
14 activities authorized under this subsection include special maintenance activities.

15           **SECTION 2221cb.** 84.06 (2) of the statutes, as affected by 2011 Wisconsin Act  
16 .... (this act), is amended to read:

17           **84.06 (2)** All such highway improvements shall be executed by contract based  
18 on bids unless sub. (3) applies or unless the department finds that another method  
19 as provided in sub. ~~(3)~~ ~~or~~ (4) would be more feasible and advantageous. Bids shall  
20 be advertised for in the manner determined by the department. Except as provided  
21 in s. 84.075, the contract shall be awarded to the lowest competent and responsible  
22 bidder as determined by the department. If the bid of the lowest competent bidder  
23 is determined by the department to be in excess of the estimated reasonable value  
24 of the work or not in the public interest, all bids may be rejected. The department  
25 shall, so far as reasonable, follow uniform methods of advertising for bids and may

1 prescribe and require uniform forms of bids and contracts. The department may  
2 employ an accelerated bidding process if an improvement project is unexpectedly  
3 needed and the normal timelines and bidding documents allow insufficient time to  
4 follow uniform methods. The secretary shall enter into the contract on behalf of the  
5 state. Every such contract is exempted from ss. 16.70 to 16.75, 16.755 to 16.82, 16.87  
6 and 16.89, but ss. 16.528, 16.752, 16.753, and 16.754 apply to the contract. Any such  
7 contract involving an expenditure of \$1,000 or more shall not be valid until approved  
8 by the governor. The secretary may require the attorney general to examine any  
9 contract and any bond submitted in connection with the contract and report on its  
10 sufficiency of form and execution. The bond required by s. 779.14 (1m) is exempt from  
11 approval by the governor and shall be subject to approval by the secretary. This  
12 subsection also applies to contracts with private contractors based on bids for  
13 maintenance under s. 84.07.

14 **SECTION 2221cf.** 84.06 (2) (a) of the statutes is renumbered 84.06 (2) and  
15 amended to read:

16 **84.06 (2)** All such highway improvements shall be executed by contract based  
17 on bids unless the department finds that another method as provided in sub. (3) or  
18 (4) would be more feasible and advantageous. Bids shall be advertised for in the  
19 manner determined by the department. Except as provided in s. 84.075, the contract  
20 shall be awarded to the lowest competent and responsible bidder as determined by  
21 the department. If the bid of the lowest competent bidder is determined by the  
22 department to be in excess of the estimated reasonable value of the work or not in  
23 the public interest, all bids may be rejected. The department shall, so far as  
24 reasonable, follow uniform methods of advertising for bids and may prescribe and  
25 require uniform forms of bids and contracts. ~~Except as provided in par. (b), the~~ The

1 department may employ an accelerated bidding process if an improvement project  
2 is unexpectedly needed and the normal timelines and bidding documents allow  
3 insufficient time to follow uniform methods. The secretary shall enter into the  
4 contract on behalf of the state. Every such contract is exempted from ss. 16.70 to  
5 16.75, 16.755 to 16.82, 16.87 and 16.89, but ss. 16.528, 16.752, 16.753, and 16.754  
6 apply to the contract. Any such contract involving an expenditure of \$1,000 or more  
7 shall not be valid until approved by the governor. The secretary may require the  
8 attorney general to examine any contract and any bond submitted in connection with  
9 the contract and report on its sufficiency of form and execution. The bond required  
10 by s. 779.14 (1m) is exempt from approval by the governor and shall be subject to  
11 approval by the secretary. This subsection also applies to contracts with private  
12 contractors based on bids for maintenance under s. 84.07.

13 **SECTION 2221d.** 84.06 (2) (b) of the statutes is repealed.

14 **SECTION 2221e.** 84.06 (3) of the statutes is amended to read:

15 **84.06 (3)** ~~CONTRACTS WITH COUNTY OR MUNICIPALITY; DIRECT LABOR; MATERIALS FOR~~  
16 ~~EMERGENCY PROJECTS.~~ If the department finds that it would be more feasible and  
17 advantageous to have the improvement performed by the county in which the  
18 proposed improvement is located and without bids, For any improvement  
19 determined by the department to be an emergency and for which no private  
20 contractors are available to perform the work, the department may, by arrangement  
21 with the county highway committee of the county, without competitive bidding, enter  
22 into a contract satisfactory to the department with a county, city, village, or town to  
23 have the work done by the county forces and equipment of the county, city, village,  
24 or town. In such contract the department may authorize the county, city, village, or  
25 town to purchase, deliver, and store materials and may fix the rental rates of small

1 tools and equipment. ~~The contract shall be between the county and the state and~~  
2 ~~shall not be based on bids, and may be entered into on behalf of the county by the~~  
3 ~~county highway committee and on behalf of the state by the secretary.~~ Such contract  
4 is exempted from s. 779.14 and from all provisions of chs. 16 and 230, except ss.  
5 16.753 and 16.754. If the total estimated indebtedness to be incurred exceeds \$5,000  
6 the contract shall not be valid until approved by the governor. ~~The provisions of this~~  
7 ~~subsection relating to agreements between a county and the state shall also~~  
8 ~~authorize and apply to such arrangements between a city, town, or a village and the~~  
9 ~~state. In such cases, the governing body of the city, town, or village shall enter into~~  
10 ~~the agreement on behalf of the municipality.~~

11 **SECTION 2221ed.** 84.07 (1) of the statutes is renumbered 84.07 (1) (a) and  
12 amended to read:

13 84.07 (1) (a) The state trunk highway system shall be maintained by the state  
14 at state expense. The department shall prescribe by rule specifications for such  
15 maintenance and,

16 (b) 1. Subject to subd. 2., the department may contract with any county  
17 highway committee or municipality to have all or certain parts of the work of  
18 maintaining the state trunk highways within or beyond the limits of the county or  
19 municipality, including interstate bridges, performed by the county or municipality,  
20 and any county or municipality may enter into such contract. ~~General~~

21 (c) For purposes of this section, maintenance activities include the all of the  
22 following:

23 1. The application of protective coatings, the,

24 2. The removal and control of snow, the,

25 3. The removal, treatment, and sanding of ice, interim,

1           ~~4. Interim~~ repair of highway surfaces and adjacent structures, ~~and all.~~

2           ~~9. All~~ other operations, activities, and processes required on a continuing basis  
3 for the preservation of the highways on the state trunk system, ~~and including the.~~

4           ~~5. The~~ care and protection of trees and other roadside vegetation and suitable  
5 planting to prevent soil erosion or to beautify highways pursuant to s. 66.1037, ~~and~~  
6 ~~all measures deemed necessary to provide adequate traffic service. Special~~  
7 ~~maintenance activities include the restoration.~~

8           ~~8. The preservation, reinforcement, complete and repair of travel surfaces,~~  
9 ~~shoulders, roadsides and traffic weigh stations, park and ride lots, drainage~~  
10 ~~facilities, bridges, and tunnels,~~ or other activities which the department deems are  
11 necessary on an individual basis for specified portions of the state trunk system.  
12 ~~Maintenance activities also include the.~~

13           ~~6. The~~ installation, replacement, rehabilitation, or maintenance of highway  
14 signs, traffic control signals, highway lighting, pavement markings, and intelligent  
15 transportation systems.

16           ~~(e) The department may contract with a private entity for services or materials~~  
17 ~~or both associated with the installation, replacement, rehabilitation, or maintenance~~  
18 ~~of highway signs, traffic control signals, highway lighting, pavement markings, and~~  
19 ~~intelligent transportation systems under this subsection.~~

20           **SECTION 2221em.** 84.07 (1) (b) 2. of the statutes is created to read:

21           **84.07 (1) (b) 2.** The department may contract with a county highway committee  
22 or municipality to have maintenance work performed under subd. 1. beyond the  
23 limits of the county or municipality only as follows:

24           a. If a short segment of highway passes through a county and there is no access  
25 or only limited access to that short highway segment from other parts of the county,



1 the department may contract with an adjoining county to maintain that short  
2 highway segment.

3 b. The department may deploy county and municipal maintenance resources  
4 across county lines for winter maintenance such as snow plowing, salting, and  
5 deicing, for pothole filling, and for incidents such as pavement and deck failures,  
6 incident response, and bridge hits.

7 **SECTION 2221f.** 84.07 (1) (c) 7. of the statutes is created to read:

8 84.07 (1) (c) 7. Restoring material losses, patching, mudjacking, joint filling,  
9 crack sealing, and interim short resurfacing projects that are less than 500 feet in  
10 length, less than three-fourths of an inch thick, and cost less than \$25,000.

11 **SECTION 2221g.** 84.07 (1) (d) of the statutes is created to read:

12 84.07 (1) (d) For purposes of this section, maintenance activities do not include  
13 any of the following:

- 14 1. A highway improvement, as defined in s. 84.06 (1).
- 15 2. A repair that is a capital investment which will improve a highway facility  
16 for at least 10 years.

17 **SECTION 2221h.** 84.07 (2) of the statutes is amended to read:

18 84.07 (2) REPAYMENT FOR STATE WORK. When any county or municipality  
19 maintains the state trunk highways within or beyond the limits of the county or  
20 municipality, including interstate bridges, in compliance with the arrangement with  
21 the department but subject to sub. (1) (b) 2., the department shall pay the actual cost  
22 of the maintenance, including the allowance for materials and the use of county or  
23 municipal machinery and overhead expenses agreed upon in advance. The  
24 payments shall be made upon presentation by the county highway committee or  
25 municipal clerk of a properly itemized and verified account. The county highway

1 committee or municipal clerk shall present the itemized accounts for general  
2 maintenance work no later than one month following the period during which the  
3 work is performed.

4 **SECTION 2221i.** 84.07 (5) of the statutes is created to read:

5 **84.07 (5) COUNTY HIGHWAY DEPARTMENT MAINTENANCE CAPACITY AND FUNDING.** (a)

6 The department shall work cooperatively with county highway departments to  
7 determine an appropriate level of state work sufficient to fully utilize manpower and  
8 equipment needed for winter maintenance.

9 (b) Notwithstanding s. 16.42 (1) (e), in submitting information under s. 16.42  
10 for purposes of each biennial budget bill, if the department determines that funding  
11 for counties to perform needed maintenance activities is inadequate, the department  
12 shall include a funding proposal for maintenance activities performed by counties  
13 that is no less than the amount appropriated and allocated for this purpose for the  
14 second fiscal year of the fiscal biennium in which the information is submitted and  
15 that also includes an inflationary adjustment.

16 **SECTION 1385.** 84.075 (1c) (a) of the statutes is amended to read:

17 **84.075 (1c) (a)** “Disabled veteran–owned business” means a business certified  
18 by the department of commerce administration under s. 560.0335 16.283 (3).

19 **SECTION 1386.** 84.075 (1c) (b) of the statutes is amended to read:

20 **84.075 (1c) (b)** “Minority business” means a business certified by the  
21 department of commerce administration under s. 560.036 16.287 (2).

22 **SECTION 1387.** 84.075 (3) of the statutes is amended to read:

23 **84.075 (3)** The department shall at least semiannually, or more often if  
24 required by the department of administration, report to the department of  
25 administration the total amount of money it has paid to contractors, subcontractors,

1 and vendors that are minority businesses and that are disabled veteran-owned  
2 businesses under ss. 84.01 (13), 84.06, and 84.07 and the number of contacts with  
3 minority businesses and disabled veteran-owned businesses in connection with  
4 proposed purchases and contracts. In its reports, the department shall include only  
5 amounts paid to businesses certified by the department of ~~commerce~~ safety and  
6 professional services as minority businesses or disabled veteran-owned businesses.

7 **SECTION 1388.** 84.076 (1) (c) of the statutes is amended to read:

8 84.076 (1) (c) “Minority business” has the meaning given under s. ~~560.036~~  
9 16.287 (1) (e) 1.

10 **SECTION 1389.** 84.076 (1) (d) of the statutes is amended to read:

11 84.076 (1) (d) “Minority group member” has the meaning given under s.  
12 ~~560.036~~ 16.287 (1) (f).

13 **SECTION 1390.** 84.09 (5) (a) of the statutes is amended to read:

14 84.09 (5) (a) Subject to pars. (b) and (c) and to the approval of the governor, the  
15 department may sell at public or private sale property of whatever nature owned by  
16 the state and under the jurisdiction of the department when the department  
17 determines that the property is no longer necessary for the state’s use for  
18 transportation purposes and, if real property, the real property is not the subject of  
19 a petition under s. ~~568.9810~~ 16.310 (2). The department shall present to the governor  
20 a full and complete report of the property to be sold, the reason for the sale, and the  
21 minimum price for which the same should be sold, together with an application for  
22 the governor’s approval of the sale. The governor shall thereupon make such  
23 investigation as he or she may deem necessary and approve or disapprove the  
24 application. Upon such approval and receipt of the full purchase price, the  
25 department shall by appropriate deed or other instrument transfer the property to

1 the purchaser. The approval of the governor is not required for public or private sale  
2 of property having an appraised value at the time of sale of not more than \$15,000,  
3 for the transfer of surplus state real property to the department of administration  
4 under s. ~~560.9810~~ 16.310, or for the transfer of surplus state personal property to the  
5 department of tourism under sub. (5s). The funds derived from sales under this  
6 subsection shall be deposited in the transportation fund, and the expense incurred  
7 by the department in connection with the sale shall be paid from such fund.

8 **SECTION 1391.** 84.09 (5) (b) of the statutes is amended to read:

9 84.09 (5) (b) Subject to the approval of the governor in the manner, scope, and  
10 form specified in par. (a), with respect to the sale of property acquired by the  
11 department for a project that is completed after May 25, 2006, the department shall,  
12 and with respect to the sale of property acquired by the department for a project that  
13 is completed before May 25, 2006, the department may offer for sale or transfer  
14 ownership of the property that the department determines is no longer necessary for  
15 the state's use for transportation purposes, if the property is not the subject of a  
16 petition under s. ~~560.9810~~ 16.310 (2). This disposition process shall take place within  
17 24 months of the completion of the transportation project for which the property was  
18 acquired. Except as provided in par. (c) 3., the department shall offer limited and  
19 general marketable properties at appraised value, as determined by a state-certified  
20 or licensed appraiser, for not less than 12 months. If the department does not sell  
21 the property at or above its appraised value, the department shall offer the property  
22 for sale by means of sealed bids or public auction. For the purposes of this paragraph,  
23 a project is completed when final payment is made under the contract for the project.

24 **SECTION 1392.** 84.09 (5r) of the statutes is amended to read:

1           **84.09 (5r)** In lieu of the sale or conveyance of property under sub. (5) or (5m),  
2 the department may, subject to the approval of the governor, donate real property  
3 that is adjacent to the veterans memorial site located at The Highground in Clark  
4 County and owned by the state and under the jurisdiction of the department to the  
5 Wisconsin Vietnam Veterans Memorial Project, Inc., for the purpose of the veterans  
6 memorial site located at The Highground in Clark County for the purpose of a  
7 memorial hall specified in s. 70.11 (9). The department may donate property under  
8 this subsection only when the department determines that the property is no longer  
9 necessary for the state's use for transportation purposes and is not the subject of a  
10 petition under s. ~~560.9810~~ 16.310 (2) and is transferred with a restriction that the  
11 donee may not subsequently transfer the real property to any person except to this  
12 state, which shall not be charged for any improvements thereon. Such restriction  
13 shall be recorded in the office of the register of deeds in the county in which the  
14 property is located. The department shall present to the governor a full and complete  
15 report of the property to be donated, the reason for the donation, and the minimum  
16 price for which the property could likely be sold under sub. (5), together with an  
17 application for the governor's approval of the donation. The governor shall  
18 thereupon make such investigation as he or she considers necessary and approve or  
19 disapprove the application. Upon such approval, the department shall by  
20 appropriate deed or other instrument transfer the property to the donee. The  
21 approval of the governor is not required for donation of property having an appraised  
22 value at the time of donation of not more than \$15,000. Any expense incurred by the  
23 department in connection with the donation shall be paid from the transportation  
24 fund.

25           **SECTION 1393.** 84.185 (1) (a) of the statutes is amended to read:

1           84.185 (1) (a) “Business” ~~has the meaning given in s. 560.60 (2)~~ means a  
2 company located in this state, a company that has made a firm commitment to locate  
3 a facility in this state, or a group of companies at least 80 percent of which are located  
4 in this state.

5           **SECTION 1394.** 84.185 (1) (b) of the statutes is amended to read:

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

9           **SECTION 1395.** 84.185 (1) (ce) of the statutes 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           **SECTION 2233g.** 84.28 (1) of the statutes is amended to read:

14           84.28 (1) Moneys from the appropriation under s. 20.370 (7) (mc) may be  
15 expended for the renovation, marking and maintenance of a town or county highway  
16 located within the boundaries of any state park, state forest or other property under  
17 the jurisdiction of the department of natural resources. Moneys from the  
18 appropriation under s. 20.370 (7) (mc) may be expended for the renovation, marking  
19 and maintenance of a town or county highway located in the lower Wisconsin state  
20 riverway as defined in s. 30.40 (15). Outside the lower Wisconsin state riverway as  
21 defined in s. 30.40 (15), or outside the boundaries of these parks, forests or property,  
22 moneys from the appropriation under s. 20.370 (7) (mc) may be expended for the  
23 renovation, marking and maintenance of roads which the department of natural  
24 resources certifies are utilized by a substantial number of visitors to state parks,  
25 state forests or other property under the jurisdiction of the department of natural

1 resources. The department of natural resources shall authorize expenditures under  
2 this subsection. The department of natural resources shall rank projects eligible for  
3 assistance under a priority system and funding may be restricted to those projects  
4 with highest priority. In ranking projects, the department of natural resources shall  
5 consider whether the project is for the renovation, marking, or maintenance of roads  
6 used for forestry management on property under the jurisdiction of the department  
7 of natural resources.

8 **SECTION 2233m.** 84.30 (5r) of the statutes is created to read:

9 **84.30 (5r)** SIGNS NONCONFORMING UNDER LOCAL ORDINANCES THAT ARE REALIGNED  
10 BECAUSE OF STATE HIGHWAY PROJECTS. (a) In this subsection, “realignment” means  
11 relocation on the same site.

12 (b) If a highway project of the department causes the realignment of a sign that  
13 does not conform to a local ordinance, the realignment shall not affect the sign’s  
14 nonconforming status under the ordinance.

15 (c) If in connection with a highway project of the department the department  
16 proposes the realignment of a sign that does not conform to a local ordinance, the  
17 department shall notify the governing body of the municipality or county where the  
18 sign is located and which adopted the ordinance of the sign’s proposed realignment.  
19 Upon receiving this notice, the governing body may petition the department to  
20 acquire the sign and any real property interest of the sign owner. If the department  
21 succeeds in condemning the sign, the governing body that made the petition to the  
22 department shall pay to the department an amount equal to the condemnation  
23 award, less relocation costs for the sign that would have been paid by the department  
24 if the sign had been realigned rather than condemned. Notwithstanding s. 86.30 (2)  
25 (a) 1. and (b) 1., 1g., and 1r., if the governing body fails to pay this amount, the

1 department may reduce the municipality's or county's general transportation aid  
2 payment under s. 86.30 by an equal amount.

3 (d) This subsection does not permit the alteration or movement of a sign that  
4 is nonconforming under this section.

5 **SECTION 1396.** 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.

14 **SECTION 1397.** 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 (2e), and (2m), 341.17 (8), 341.19 (1) (a), 341.25, 341.255 (1), (2) (a), (b), and (c), and  
20 (5), 341.26 (1), (2), (2m) (am) and (b), (3), (3m), (4), (5), and (7), 341.264 (1), 341.265  
21 (1), 341.266 (2) (b) and (3), 341.268 (2) (b) and (3), 341.269 (2) (b), 341.30 (3), 341.305  
22 (3), 341.307 (4) (a), 341.308 (3), 341.36 (1) and (1m), 341.51 (2), and 342.14, ~~except~~  
23 ~~s. 342.14 (1r)~~, and from any payments received with respect to agreements or  
24 ancillary arrangements entered into under s. 18.55 (6) with respect to revenue  
25 obligations issued under this section. The revenues deposited are the trustee's



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

7 **SECTION 1398.** 84.59 (6) of the statutes is amended to read:

8 **84.59 (6)** The building commission may contract revenue obligations when it  
9 reasonably appears to the building commission that all obligations incurred under  
10 this section can be fully paid from moneys received or anticipated and pledged to be  
11 received on a timely basis. Except as provided in this subsection, the principal  
12 amount of revenue obligations issued under this section may not exceed  
13 ~~\$3,009,784,200~~ \$3,351,547,300, excluding any obligations that have been defeased  
14 under a cash optimization program administered by the building commission, to be  
15 used for transportation facilities under s. 84.01 (28) and major highway projects for  
16 the purposes under ss. 84.06 and 84.09. In addition to the foregoing limit on principal  
17 amount, the building commission may contract revenue obligations under this  
18 section as the building commission determines is desirable to refund outstanding  
19 revenue obligations contracted under this section, to make payments under  
20 agreements or ancillary arrangements entered into under s. 18.55 (6) with respect  
21 to revenue obligations issued under this section, and to pay expenses associated with  
22 revenue obligations contracted under this section.

23 **SECTION 1399.** 85.05 of the statutes is amended to read:

24 **85.05 Evaluation of proposed major highway projects.** The department  
25 by rule shall establish a procedure for numerically evaluating projects considered for

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

8 **SECTION 2237e.** 85.062 (3) (c) of the statutes is repealed.

9 **SECTION 2237m.** 85.063 (3) (b) 1. of the statutes is amended to read:

10 85.063 (3) (b) 1. Upon completion of a planning study under sub. (2), or, to the  
11 satisfaction of the department, of a study under s. 85.022, a political subdivision in  
12 a county, ~~or a transit authority created under s. 66.1039~~, that includes the urban area  
13 may apply to the department for a grant for property acquisition for an urban rail  
14 transit system.

15 **SECTION 2237o.** 85.064 (1) (b) of the statutes is amended to read:

16 85.064 (1) (b) “Political subdivision” means any city, village, town, county, or  
17 transit commission organized under s. 59.58 (2) or 66.1021 or recognized under s.  
18 66.0301, ~~or transit authority created under s. 66.1039~~ within this state ~~or the~~  
19 ~~southeastern regional transit authority under s. 59.58 (7).~~

20 **SECTION 2237p.** 85.08 (4m) (c) (intro.) of the statutes is amended to read:

21 85.08 (4m) (c) *Railroad facilities acquisition grants and loans.* (intro.) The  
22 department may make grants to eligible applicants for the purpose of preserving  
23 freight rail service through the acquisition of rail property. The grant may be  
24 composed of state funds, federal funds, state property, the use of state property, or  
25 any combination of state funds, federal funds, state property, and the use of state

1 property. No grant for the acquisition of rail property improvements may exceed 80%  
2 of the acquisition cost. No grant for the acquisition of rail property exclusive of rail  
3 property improvements may exceed 100% of the acquisition cost. The department  
4 shall give priority in awarding grants to those projects for which the applicant agrees  
5 to pay greater than 20% of the cost of the acquisition of rail property improvements.

6 A grant may be made to an eligible applicant before or after abandonment of a  
7 railroad line as defined in s. 85.09 (3). The department may permit an eligible  
8 applicant's share of an increase in the acquisition cost of rail property or rail property  
9 improvements to be paid in installments if the increase in acquisition cost is caused  
10 by negotiation or litigation. No grant may be made under this paragraph for the  
11 acquisition of rail property if the acquisition price exceeds an amount deemed  
12 reasonable by the department. If a grant is made to an eligible applicant under this  
13 paragraph, the department may award a loan to the eligible applicant for not more  
14 than 15% of the acquisition cost. A grant of money or a loan made under this  
15 paragraph shall be paid from the appropriation under s. 20.395 (2) (bq), (bu), or (bx)  
16 or 20.866 (2) (uw). The department shall administer this program and shall have all  
17 powers necessary and convenient to implement this paragraph and par. (d),  
18 including the following powers:

19 **SECTION 2237s.** 85.08 (4m) (d) of the statutes is amended to read:

20 **85.08 (4m) (d)** *Railroad rehabilitation and construction grants and loans.* The  
21 department may make grants to eligible applicants for the purpose of rehabilitating  
22 or constructing rail property improvements. Construction shall be limited to that  
23 which is required to continue rail service on a particular line or to provide alternative  
24 rail service when a line has been abandoned. A grant under this paragraph may be  
25 composed of state funds, federal funds, state property, the use of state property,

1 technical assistance, or any combination of state funds, federal funds, state property,  
2 the use of state property, and technical assistance. The value of a grant may not  
3 exceed 80% of the costs of rehabilitation or construction. The department shall give  
4 priority in awarding grants to those projects for which the applicant agrees to pay  
5 greater than 20% of the costs of rehabilitation or construction. If a grant is made to  
6 an eligible applicant under this paragraph, the department may award a loan to the  
7 eligible applicant for not more than 15% of the rehabilitation or construction costs.  
8 A grant may be made before or after abandonment of a railroad line as defined in s.  
9 85.09 (3). A grant or loan made under this paragraph shall be paid from the  
10 appropriation under s. 20.395 (2) (bq), (bu), or (bx) or 20.866 (2) (uw).

11 **SECTION 1400.** 85.09 (4i) of the statutes is 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. ~~568.9810~~ 16.310 (2). Upon  
16 receipt of 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 **SECTION 1401.** 85.09 (4m) of the statutes is amended to read:

23 **85.09 (4m) RELOCATION PLAN.** The department is exempt from s. 32.25 (1) if the  
24 department determines that acquiring rail property under this section will not result  
25 in any displaced persons as defined in s. 32.19 (2) (e). The department shall file a

1 statement of its determinations with the ~~department of commerce~~ Wisconsin  
2 Housing and Economic Development Authority.

3 **SECTION 2240m.** 85.095 (2) (b) of the statutes is amended to read:

4 85.095 (2) (b) To establish criteria for evaluating applications for harbor  
5 assistance grants in order to provide for the disbursement of grants. In establishing  
6 these criteria, the department ~~shall consult with the department of commerce and~~  
7 shall give priority to applicants based on the amount of tonnage and waterborne  
8 transportation handled in the harbor.

9 **SECTION 1402.** 85.11 of the statutes is repealed.

10 **SECTION 1403.** 85.14 (title) of the statutes is amended to read:

11 **85.14 (title) ~~Payments of fees and deposits by credit card, debit card,~~**  
12 **~~or other electronic payment mechanism; electronic transactions.~~**

13 **SECTION 1404.** 85.14 (1) (a) of the statutes is amended to read:

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

1           **SECTION 1405.** 85.14 (3) of the statutes is created to read:

2           85.14 (3) The department may establish procedures for conducting any  
3 transaction in an electronic format or using an electronic process. Any form  
4 prescribed by the department may be prescribed in an automated format to facilitate  
5 the department’s authority under this subsection.

6           **SECTION 1406.** 85.14 (4) of the statutes is created to read:

7           85.14 (4) The department may promulgate rules requiring a person to pay an  
8 additional fee for conducting an in–person, telephone, or paper transaction in lieu  
9 of using an electronic filing or submission option when the department has made an  
10 electronic filing or submission option available. These rules providing for an  
11 additional fee shall not apply to individuals unless the department offered an  
12 electronic filing or submission option in connection with a service on the effective  
13 date of this subsection .... [LRB inserts date], and the department charged an  
14 additional fee to individuals for electing this option as of that date. These rules may  
15 provide for exemptions from the additional fee for designated categories of persons  
16 or transactions. The fee authorized under this subsection is in addition to any other  
17 fee that may be imposed by the department.

18           **SECTION 2245k.** 85.193 of the statutes is created to read:

19           **85.193 Borrow and material disposal sites for transportation projects.**

20           **(1) DEFINITIONS.** In this section:

21           (a) “Borrow” means soil or a mixture of soil and stone, gravel, or other material  
22 suitable for use in the construction of embankments or other similar earthworks  
23 constructed as part of a transportation project.

24           (b) “Borrow site” means a site off of the transportation project property from  
25 which borrow is excavated for use in a transportation project.

1           (c) “Material disposal site” means a site off of the transportation project  
2 property used for the lawful disposal of surplus materials from a transportation  
3 project and that is under the direct control of the transportation project contractor  
4 or a transportation project subcontractor. “Material disposal site” does not include  
5 a private landfill that is not managed by the transportation project contractor or a  
6 transportation project subcontractor or a landfill that is owned or directly controlled  
7 by a political subdivision.

8           (d) “Political subdivision” means a city, village, town, or county.

9           (e) “Transportation project” means a construction or maintenance project  
10 directed and supervised by the department that relates to an airport, railroad,  
11 highway, bridge, or other transportation facility and that is subject to an agreement  
12 under s. 30.2022.

13           **(2) EXEMPTION FROM LOCAL ZONING.** No zoning ordinance enacted under s. 59.69,  
14 60.61, 60.62, 61.35, or 62.23 may apply to a borrow site or material disposal site if  
15 all of the following apply:

16           (a) The owner of the property consents to the establishment of a site on his or  
17 her property.

18           (b) The department determines that the site is not a commercial establishment  
19 that has a fixed place of business from which the establishment regularly supplies  
20 processed or manufactured materials or products.

21           (c) The transportation project contractor assumes sole responsibility for the  
22 operation of the site.

23           (d) The site is used solely for the specified transportation project and solely  
24 during the period of construction of the specified transportation project.

1 (e) The transportation project contractor or a transportation project  
2 subcontractor does not crush, screen, wash, blast, or apply another manufacturing  
3 process to mineral aggregate from the borrow site, on or off the borrow site, to  
4 produce finished aggregate products.

5 (g) The transportation project contractor complies with all of the following:

6 1. Any applicable noise limit standards for mine and quarry operations  
7 established under s. 101.15 (2) (e).

8 2. Any applicable restoration requirements for construction site erosion control  
9 established under s. 85.19 (1) and any applicable restoration requirements  
10 established under an agreement under s. 30.2022.

11 **SECTION 1407.** 85.20 (4m) (a) 6. cm. of the statutes is amended to read:

12 85.20 **(4m)** (a) 6. cm. From the appropriation under s. 20.395 (1) (ht), the  
13 department shall pay ~~\$63,784,700 for aid payable for calendar year 2008,~~  
14 ~~\$65,299,200 for aid payable for calendar year 2009,~~ \$66,585,600 for aid payable for  
15 calendar year 2010, and \$68,583,200 for aid payable for calendar year 2011, and  
16 \$61,724,900 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 of \$80,000,000 or more. If  
19 the eligible applicant that receives aid under this subd. 6. cm. is served by more than  
20 one urban mass transit system, the eligible applicant may allocate the aid between  
21 the urban mass transit systems in any manner the eligible applicant considers  
22 desirable.

23 **SECTION 1408.** 85.20 (4m) (a) 6. d. of the statutes is amended to read:

24 85.20 **(4m)** (a) 6. d. From the appropriation under s. 20.395 (1) (hu), the  
25 department shall pay ~~\$16,754,000 for aid payable for calendar year 2008,~~



1     ~~\$17,158,400 for aid payable for calendar year 2009,~~ \$17,496,400 for aid payable for  
2     calendar year 2010, ~~and \$18,021,300 for aid payable for calendar year 2011, and~~  
3     \$16,219,200 for aid payable for calendar year 2012 and thereafter, to the eligible  
4     applicant that pays the local contribution required under par. (b) 1. for an urban  
5     mass transit system that has annual operating expenses in excess of \$20,000,000 but  
6     less than \$80,000,000. If the eligible applicant that receives aid under this subd. 6.  
7     d. is served by more than one urban mass transit system, the eligible applicant may  
8     allocate the aid between the urban mass transit systems in any manner the eligible  
9     applicant considers desirable.

10        **SECTION 1409.** 85.20 (4m) (a) 7. b. of the statutes is amended to read:

11        85.20 **(4m)** (a) 7. b. For the purpose of making allocations under subd. 7. a., the  
12     amounts for aids are ~~\$24,034,400 in calendar year 2008, \$24,614,500 in calendar~~  
13     ~~year 2009,~~ \$25,099,500 in calendar year 2010, ~~and \$25,852,500 in calendar year~~  
14     \$23,267,200 in calendar year 2012 and thereafter. These amounts, to the  
15     extent practicable, shall be used to determine the uniform percentage in the  
16     particular calendar year.

17        **SECTION 1410.** 85.20 (4m) (a) 8. b. of the statutes is amended to read:

18        85.20 **(4m)** (a) 8. b. For the purpose of making allocations under subd. 8. a., the  
19     amounts for aids are ~~\$5,440,500 in calendar year 2008, \$5,571,800 in calendar year~~  
20     ~~2009,~~ \$5,681,600 in calendar year 2010, ~~and \$5,852,200 in calendar year 2011, and~~  
21     \$5,267,000 in calendar year 2012 and thereafter. These amounts, to the extent  
22     practicable, shall be used to determine the uniform percentage in the particular  
23     calendar year.

24        **SECTION 2255m.** 85.205 of the statutes is created to read:

25        **85.205 Paratransit aids. (1) DEFINITIONS.** In this section:

1 (a) “Eligible applicant” has the meaning given in s. 85.20 (1) (b).

2 (b) “Paratransit service” means comparable transportation service required by  
3 the federal Americans with Disabilities Act for individuals with disabilities who are  
4 unable to use fixed route transportation services.

5 (c) “Urban mass transit system” has the meaning given in s. 85.20 (1) (L).

6 **(2)** ADMINISTRATION. (a) From the appropriation under s. 20.395 (1) (hq), the  
7 department shall provide aid payments to eligible applicants that receive state aid  
8 payments under s. 85.20 (4m) and that are served by an urban mass transit system  
9 that provides paratransit service to assist those eligible applicants in providing  
10 paratransit service.

11 (b) In awarding grants under par. (a), the department shall do all of the  
12 following:

13 1. Maximize the level of paratransit service provided by urban mass transit  
14 systems serving eligible applicants.

15 2. Give priority to eligible applicants for maintaining paratransit service  
16 provided by urban mass transit systems on the effective date of this subdivision ....  
17 [LRB inserts date].

18 **SECTION 1411.** 85.25 (2) (c) 1m. b. of the statutes is amended to read:

19 85.25 **(2)** (c) 1m. b. It is currently performing a useful business function as  
20 defined in s. ~~560.036~~ 16.287 (1) (h).

21 **SECTION 2267x.** 86.25 (4) of the statutes is amended to read:

22 86.25 **(4)** Sections 61.54, 62.15 and 66.0901 (1) and (2) to (9) shall not apply to  
23 funds provided or agreements made pursuant to this section.

24 **SECTION 1412.** 86.30 (2) (a) 3. of the statutes is amended to read:

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

5           **SECTION 1413.** 86.30 (2) (b) 1. of the statutes is amended to read:

6           86.30 (2) (b) 1. Except as provided under par. (d) and s. 86.303 (5), no  
7           municipality whose aid is determined under par. (a) 2. may receive an increase in its  
8           annual transportation aid payment in excess of 15% of its last previous calendar year  
9           aid payment or a decrease in its annual transportation aid payment in excess of 5%  
10          10 percent of its last previous calendar year transportation aid payment.

11          **SECTION 1414.** 86.30 (2) (b) 1g. of the statutes is amended to read:

12          86.30 (2) (b) 1g. Except as provided under par. (d) and s. 86.303 (5), no  
13          municipality whose aid is determined under par. (a) 3. may receive a decrease in its  
14          annual transportation aid payment in excess of 5% 10 percent of its last previous  
15          calendar year transportation aid payment.

16          **SECTION 1415.** 86.30 (2) (b) 1r. of the statutes is amended to read:

17          86.30 (2) (b) 1r. Except as provided under s. 86.303, no county may receive an  
18          increase in its annual transportation aid payment in excess of 15% of its last previous  
19          calendar year aid payment. Except as provided under par. (dm) and s. 86.303, no  
20          county may receive a decrease in its annual transportation aid payment in excess of  
21          ~~2%~~ 10 percent of its last previous calendar year transportation aid payment.

22          **SECTION 2271m.** 86.30 (2) (dr) of the statutes is created to read:

23          86.30 (2) (dr) *Aid reduction related to outdoor advertising sign condemnation.*  
24          The department may reduce aids paid to a county or municipality under par. (e) as  
25          provided in s. 84.30 (5r) (c).

1           **SECTION 1416.** 86.30 (9) (b) of the statutes is amended to read:

2           86.30 (9) (b) For the purpose of calculating and distributing aids under sub. (2),  
3 the amounts for aids to counties are ~~\$96,492,900 in calendar year 2008, \$99,387,700~~  
4 ~~in calendar year 2009~~, \$101,375,500 in calendar year 2010, and \$104,416,800 in  
5 calendar year 2011, and \$102,615,600 in calendar year 2012 and thereafter. These  
6 amounts, to the extent practicable, shall be used to determine the statewide county  
7 average cost-sharing percentage in the particular calendar year.

8           **SECTION 1417.** 86.30 (9) (c) of the statutes is amended to read:

9           86.30 (9) (c) For the purpose of calculating and distributing aids under sub. (2),  
10 the amounts for aids to municipalities are ~~\$303,578,100 in calendar year 2008,~~  
11 ~~\$312,685,400 in calendar year 2009~~, \$318,939,100 in calendar year 2010, and  
12 ~~\$328,507,300 in calendar year 2011~~, and \$308,904,300 in calendar year 2012 and  
13 thereafter. These amounts, to the extent practicable, shall be used to determine the  
14 statewide municipal average cost-sharing percentage in the particular calendar  
15 year.

16           **SECTION 2278d.** 86.31 (2) (a) of the statutes is amended to read:

17           86.31 (2) (a) The department shall administer a local roads improvement  
18 program to accelerate the improvement of seriously deteriorating local roads by  
19 reimbursing political subdivisions for improvements. The selection of improvements  
20 that may be funded under the program shall be performed by officials of each political  
21 subdivision, consistent with par. (h) and the requirements of subs. (3), (3g), (3m), and  
22 (3r). The department shall notify each county highway commissioner of any deadline  
23 that affects eligibility for reimbursement under the program no later than 15 days  
24 before such deadline.

25           **SECTION 2278e.** 86.31 (2) (b) of the statutes is amended to read:

1           86.31 (2) (b) Except as provided in par. ~~(d)~~ (g), improvements for highway  
2 construction projects funded under the program shall be under contracts. Such  
3 contracts shall be awarded on the basis of competitive bids and shall be awarded to  
4 the lowest responsible bidder. ~~If a city or village does not receive a responsible bid~~  
5 ~~for an improvement, the city or village may contract with a county for the~~  
6 ~~improvement.~~ A town may contract with a county for the an improvement subject  
7 to the criteria and procedures promulgated as rules under sub. (6) (h).

8           **SECTION 2278f.** 86.31 (2) (d) of the statutes is repealed.

9           **SECTION 2278g.** 86.31 (2) (f) of the statutes is created to read:

10           86.31 (2) (f) Notwithstanding par. (d), if a county has prepared a written and  
11 sealed estimate of the cost of an improvement in connection with or anticipation of  
12 competitive bidding for the award of a contract for the improvement, the county may  
13 not itself perform the work on the improvement.

14           **SECTION 2278h.** 86.31 (2) (f) of the statutes, as created by 2011 Wisconsin Act  
15 .... (this act), is amended to read:

16           86.31 (2) (f) ~~Notwithstanding par. (d), if~~ If a county has prepared a written and  
17 sealed estimate of the cost of an improvement in connection with or anticipation of  
18 competitive bidding for the award of a contract for the improvement, the county may  
19 not itself perform the work on the improvement.

20           **SECTION 2278i.** 86.31 (2) (g) of the statutes is created to read:

21           86.31 (2) (g) 1. Except as provided in par. (f), if the cost of an improvement on  
22 a county trunk highway is less than \$100,000, the county having jurisdiction over  
23 the highway may perform the work on the improvement itself.

1           2. If the cost of an improvement on a street is less than \$100,000, the city or  
2 village having jurisdiction over the street may contract with the county in which the  
3 street is located to perform the work on the improvement.

4           **SECTION 2278j.** 86.31 (2) (h) of the statutes is created to read:

5           86.31 (2) (h) A double seal coat project on a town road may be funded under the  
6 program if it has a projected life of at least 10 years, similar projects in the same  
7 geographic area have performed satisfactorily, and the county highway  
8 commissioner of the county in which the project is located approves the project's  
9 eligibility for funding.

10          **SECTION 2278k.** 86.31 (3g) of the statutes is amended to read:

11          86.31 (3g) COUNTY TRUNK HIGHWAY IMPROVEMENTS — DISCRETIONARY GRANTS.  
12 From the appropriation under s. 20.395 (2) (ft), the department shall allocate  
13 \$5,355,000 in fiscal year 2007–08, \$5,462,100 in fiscal year 2008–09, and \$5,127,000  
14 in fiscal year 2009–10 and in fiscal year 2010–11, and \$10,127,000 in fiscal year  
15 2011–12 and each fiscal year thereafter, to fund county trunk highway  
16 improvements with eligible costs totaling more than \$250,000. The funding of  
17 improvements under this subsection is in addition to the allocation of funds for  
18 entitlements under sub. (3).

19          **SECTION 2278m.** 86.31 (3m) of the statutes is amended to read:

20          86.31 (3m) TOWN ROAD IMPROVEMENTS — DISCRETIONARY GRANTS. From the  
21 appropriation under s. 20.395 (2) (ft), the department shall allocate \$765,000 in fiscal  
22 year 2007–08, \$780,300 in fiscal year 2008–09, and \$732,500 in fiscal year 2009–10  
23 and in fiscal year 2010–11, and \$5,732,500 in fiscal year 2011–12 and each fiscal year  
24 thereafter, to fund town road improvements with eligible costs totaling \$100,000 or

1 more. The funding of improvements under this subsection is in addition to the  
2 allocation of funds for entitlements under sub. (3).

3 **SECTION 2278n.** 86.31 (6) (g) of the statutes is repealed.

4 **SECTION 1418.** 91.04 (2) (j) of the statutes is amended to read:

5 91.04 (2) (j) Rezoning of land out of farmland preservation zoning districts  
6 under s. 91.48, ~~including the amounts of conversion fees paid to political subdivisions~~  
7 ~~under s. 91.48 (1) (b).~~

8 **SECTION 1419.** 91.48 (1) (intro.) of the statutes is amended to read:

9 91.48 (1) (intro.) A political subdivision with a certified farmland preservation  
10 zoning ordinance may rezone land out of a farmland preservation zoning district  
11 without having the rezoning certified under s. 91.36, if ~~all of the following apply the~~  
12 political subdivision finds all of the following, after public hearing:

13 **SECTION 1420.** 91.48 (1) (a) (intro.) of the statutes is repealed.

14 **SECTION 1421.** 91.48 (1) (a) 1. to 4. of the statutes are renumbered 91.48 (1) (a)  
15 to (d).

16 **SECTION 1422.** 91.48 (1) (b) of the statutes is repealed.

17 **SECTION 1423.** 91.48 (2) (intro.) and (a) of the statutes are consolidated,  
18 renumbered 91.48 (2) and amended to read:

19 91.48 (2) A political subdivision shall by March of 1 of each year provide ~~all of~~  
20 ~~the following~~ to the department: ~~(a) A~~ a report of the number of acres that the  
21 political subdivision has rezoned out of a farmland preservation zoning district  
22 under sub. (1) during the previous year and a map that clearly shows the location of  
23 those acres.

24 **SECTION 1424.** 91.48 (2) (b) and (c) of the statutes are repealed.

25 **SECTION 1425.** 91.48 (3) of the statutes is amended to read:

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

4           **SECTION 1426.** 91.49 of the statutes is repealed.

5           **SECTION 1427.** 92.07 (15) of the statutes is amended to read:

6           92.07 (15) ADMINISTRATION AND ENFORCEMENT OF ORDINANCES. A land  
7 conservation committee may, if authorized by the county board, administer and  
8 enforce those provisions of an ordinance enacted under s. 101.65 (1) (a) related to  
9 construction site erosion, a zoning ordinance enacted under s. 59.693 or an ordinance  
10 enacted under authority granted under s. ~~281.33 (3m)~~ 101.1206.

11          **SECTION 1428.** 93.07 (3) of the statutes is amended to read:

12          93.07 (3) PROMOTION OF AGRICULTURE. To promote the interests of agriculture,  
13 dairying, horticulture, manufacturing, commercial fishing and the domestic arts and  
14 to advertise Wisconsin and its dairy, food, and agricultural products by conducting  
15 campaigns of education throughout the United States and in foreign markets. Such  
16 campaigns shall include the distribution of educational and advertising material  
17 concerning Wisconsin and its plant, animal, food, and dairy products. The  
18 department shall coordinate efforts by the state to advertise and promote  
19 agricultural products of this state, with the ~~department of commerce~~ Wisconsin  
20 Economic Development Corporation where appropriate. The department shall  
21 submit its request and plan for market development program expenditures for each  
22 biennium with its biennial budget request. The plan shall include the identification  
23 and priority of expenditures for each market development program activity.

24          **SECTION 1429.** 93.07 (18) (b) (intro.) of the statutes is amended to read:



1           93.07 (18) (b) (intro.) In consultation with the ~~department of commerce~~  
2 Wisconsin Economic Development Corporation, to do all of the following for each  
3 economic development program administered by the department of agriculture,  
4 trade and consumer protection:

5           **SECTION 1430.** 93.07 (20) (title) of the statutes is amended to read:

6           93.07 (20) (title) ECONOMIC DEVELOPMENT ASSISTANCE COORDINATION AND  
7 REPORTING.

8           **SECTION 1431.** 93.07 (20) of the statutes is renumbered 93.07 (20) (b) and  
9 amended to read:

10          93.07 (20) (b) Annually, no later than October 1, to submit to the joint  
11 legislative audit committee and to the appropriate standing committees of the  
12 legislature under s. 13.172 (3) a comprehensive report assessing economic  
13 development programs, as defined in sub. (18) (a), administered by the department.  
14 The report shall include all of the information required under s. ~~560.01 (2) (am)~~  
15 238.07 (2). The department shall collaborate with the ~~department of commerce~~  
16 Wisconsin Economic Development Corporation to make readily accessible to the  
17 public on an Internet-based system the information required under this subsection.

18          **SECTION 1432.** 93.07 (20) (a) of the statutes is created to read:

19          93.07 (20) (a) The department shall coordinate any economic development  
20 assistance with the Wisconsin Economic Development Corporation.

21          **SECTION 1433.** 93.07 (26) of the statutes is amended to read:

22          93.07 (26) ALTERNATIVE FUEL REFUELING FACILITIES. To pursue ~~in cooperation~~  
23 ~~with the office of energy independence~~, the establishment and maintenance of  
24 sufficient alternative fuel refueling facilities at public retail outlets to meet the  
25 traveling needs of the public.

1           **SECTION 1434.** 93.33 (5) (intro.) of the statutes is amended to read:

2           93.33 (5) ANNUAL REPORT. (intro.) In September of each year, the council shall  
3 submit a report to the appropriate standing committees of the legislature as  
4 determined by the speaker of the assembly and the president of the senate, under s.  
5 13.172 (3), the governor, the secretary of agriculture, trade and consumer protection,  
6 the state superintendent of public instruction, the secretary of workforce  
7 development, the secretary of natural resources, the ~~secretary of commerce~~ chief  
8 executive officer of the Wisconsin Economic Development Corporation, the president  
9 of the University of Wisconsin System, the director of the technical college system,  
10 the chancellor of the University of Wisconsin–Extension, the chancellor of the  
11 University of Wisconsin–Madison, the chancellor of the University of  
12 Wisconsin–Platteville, the chancellor of the University of Wisconsin–River Falls,  
13 and the chancellor of the University of Wisconsin–Stevens Point. The council shall  
14 include all of the following in the report:

15           **SECTION 2299r.** 93.40 (1) (g) of the statutes is amended to read:

16           93.40 (1) (g) Promote the growth of the dairy industry through research,  
17 planning, and assistance, including grants and loans to dairy producers.

18           **SECTION 1435.** 93.42 (1) (e) of the statutes is amended to read:

19           93.42 (1) (e) Cooperating with the ~~department of commerce~~ Wisconsin  
20 Economic Development Corporation in promoting the state's products through the  
21 state's foreign trade offices.

22           **SECTION 1436.** 93.42 (3) of the statutes is repealed.

23           **SECTION 1437.** 93.46 (1) (am) of the statutes is repealed.

24           **SECTION 1438.** 93.46 (2) (d) of the statutes is repealed.

25           **SECTION 2305c.** 93.46 (2) (e) of the statutes is amended to read:

1           93.46 (2) (e) The department may not make a grant under this subsection that  
2 exceeds ~~75~~ 67 percent of project costs.

3           **SECTION 2307c.** 93.73 (2) (b) of the statutes is amended to read:

4           93.73 (2) (b) The department, after consultation with the council under sub.  
5 (13), shall solicit applications under sub. (3) ~~at least annually~~. The department shall  
6 issue each solicitation in writing and shall publish a notice announcing the  
7 solicitation. In soliciting applications, the department may specify the total amount  
8 of funds available, application deadlines, application requirements and procedures,  
9 preliminary criteria for evaluating applications, and other relevant information.

10          **SECTION 1439.** 93.80 of the statutes is amended to read:

11          **93.80 Arsenic in wood.** The department, jointly with the department of  
12 commerce ~~safety and professional services~~, shall review scientific evidence to  
13 determine whether there is a substantial likelihood that wood treated with copper,  
14 chromium, and arsenic is harmful to the environment or to human health.

15          **SECTION 2308m.** 94.64 (4) (c) 3. of the statutes is amended to read:

16          94.64 (4) (c) 3. The department shall ~~credit~~ pay the fee fees collected under par.  
17 (a) 3. to the ~~appropriation account under s. 20.285 (1) (hm)~~ Board of Regents of the  
18 University of Wisconsin System to be used for University of Wisconsin–Extension  
19 outreach services.

20          **SECTION 1440.** 96.01 (4m) of the statutes is amended to read:

21          96.01 (4m) “Bioenergy feedstock” ~~has the meaning given in s. 16.954 (1) (b)~~  
22 means biomass used to produce energy, including transportation fuel, heat, or  
23 electricity.

24          **SECTION 2309g.** 97.60 of the statutes is repealed.

25          **SECTION 1441.** 100.14 (2) of the statutes is amended to read:

1           100.14 (2) The ~~secretary of state~~ department of financial institutions shall,  
2 upon application of the department of agriculture, trade and consumer protection,  
3 record any such label or trademark under ss. 132.01 to 132.11. The department of  
4 agriculture, trade and consumer protection shall be entitled to protect such label or  
5 trademark under said sections and in any other manner authorized by law.

6           **SECTION 2311f.** 100.27 (4) of the statutes is created to read:

7           100.27 (4) MERCURIC OXIDE BUTTON CELL BATTERIES. No person may sell or offer  
8 for sale a mercuric oxide button cell battery.

9           **SECTION 2311g.** 100.27 (5) (title) of the statutes is amended to read:

10           100.27 (5) (title) ~~MERCURIC~~ OTHER MERCURIC OXIDE BATTERIES.

11           **SECTION 1442.** 100.60 (1) (b) 2. of the statutes is amended to read:

12           100.60 (1) (b) 2. Any other fuel that can substitute for petroleum–based diesel  
13 fuel, that is derived from a renewable resource, that meets all of the applicable  
14 requirements of the American Society for Testing and Materials for that fuel, and  
15 that the department of ~~commerce~~ safety and professional services designates as a  
16 diesel–replacement renewable fuel under sub. (7) (a).

17           **SECTION 1443.** 100.60 (1) (c) 2. of the statutes is amended to read:

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

23           **SECTION 1444.** 100.60 (3) (a) of the statutes is amended to read:

24           100.60 (3) (a) Annually, beginning in 2011, the department, in cooperation with  
25 and with assistance from the department of ~~commerce~~, safety and professional

1 services and the department of revenue, and the office of energy independence, shall  
2 determine whether the annual goals for sales of renewable fuels in sub. (2) (b) and  
3 (c), for the previous year, were met in the state in that year.

4 **SECTION 1445.** 100.60 (6) (a) of the statutes is amended to read:

5 100.60 (6) (a) The department shall consult with the department of ~~commerce,~~  
6 safety and professional services and the department of revenue, ~~and the office of~~  
7 ~~energy independence~~ to determine if information necessary to make a determination  
8 under sub. (3) (a) or an assessment under sub. (4) is being collected by these agencies  
9 under laws in effect on June 2, 2010. If the information is not being collected, the  
10 department may request the department of ~~commerce,~~ safety and professional  
11 services and the department of revenue, ~~or the office of energy independence~~ to  
12 collect the information if collection by one of these agencies is more cost-effective for  
13 state government and less burdensome for the persons subject to the reporting  
14 requirements than collection of the information by the department.

15 **SECTION 1446.** 100.60 (7) (title) of the statutes is amended to read:

16 100.60 (7) (title) DEPARTMENT OF ~~COMMERCE~~ SAFETY AND PROFESSIONAL SERVICES  
17 AUTHORITY.

18 **SECTION 1447.** 100.60 (7) (a) of the statutes is amended to read:

19 100.60 (7) (a) The department of ~~commerce~~ safety and professional services  
20 may promulgate a rule designating a fuel that can substitute for petroleum-based  
21 diesel fuel, that is derived from a renewable resource, and that meets all of the  
22 applicable requirements of the American Society for Testing and Materials for that  
23 fuel as a diesel-replacement renewable fuel for the purposes of this section.

24 **SECTION 1448.** 100.60 (7) (b) of the statutes is amended to read:



1           **SECTION 1453.** 101.02 (20) (a) of the statutes is amended to read:

2           101.02 **(20)** (a) For purposes of this subsection, “license” means a license,  
3 permit, or certificate of certification or registration issued by the department under  
4 ss. 101.09 (3) (c), 101.122 (2) (c), ~~101.136~~, 101.143 (2) (g), 101.147, 101.15 (2) (e),  
5 101.16 (3g), 101.17, 101.177 (4) (a), 101.178 (2) or (3) (a), 101.63 (2) or (2m), 101.653,  
6 101.73 (5) or (6), 101.82 (1m), (1v), and (2), 101.935, 101.95, 101.951, 101.952,  
7 101.985 (1) to (3), 145.02 (4), 145.035, 145.045, 145.15, 145.16, 145.165, 145.17,  
8 145.175, 145.18, or 167.10 (6m).

9           **SECTION 1454.** 101.02 (20) (b) of the statutes is amended to read:

10           101.02 **(20)** (b) Except as provided in par. (e), the department of ~~commerce~~  
11 safety and professional services may not issue or renew a license unless each  
12 applicant who is an individual provides the department of ~~commerce~~ safety and  
13 professional services with his or her social security number and each applicant that  
14 is not an individual provides the department of ~~commerce~~ safety and professional  
15 services with its federal employer identification number. The department of  
16 ~~commerce~~ safety and professional services may not disclose the social security  
17 number or the federal employer identification number of an applicant for a license  
18 or license renewal except to the department of revenue for the sole purpose of  
19 requesting certifications under s. 73.0301.

20           **SECTION 1455.** 101.02 (20) (c) of the statutes is amended to read:

21           101.02 **(20)** (c) The department of ~~commerce~~ safety and professional services  
22 may not issue or renew a license if the department of revenue certifies under s.  
23 73.0301 that the applicant or licensee is liable for delinquent taxes.

24           **SECTION 1456.** 101.02 (20) (d) of the statutes is amended to read:

1           101.02 **(20)** (d) The department of ~~commerce~~ safety and professional services  
2 shall revoke a license if the department of revenue certifies under s. 73.0301 that the  
3 licensee is liable for delinquent taxes.

4           **SECTION 1457.** 101.02 (20) (e) 1. of the statutes is amended to read:

5           101.02 **(20)** (e) 1. If an applicant who is an individual does not have a social  
6 security number, the applicant, as a condition of applying for or applying to renew  
7 a license shall submit a statement made or subscribed under oath or affirmation to  
8 the department of ~~commerce~~ safety and professional services that the applicant does  
9 not have a social security number. The form of the statement shall be prescribed by  
10 the department of children and families.

11          **SECTION 1458.** 101.02 (21) (a) of the statutes is amended to read:

12          101.02 **(21)** (a) In this subsection, “license” means a license, permit, or  
13 certificate of certification or registration issued by the department under s. 101.09  
14 (3) (c), 101.122 (2) (c), ~~101.136~~, 101.143 (2) (g), 101.147, 101.15 (2) (e), 101.16 (3g),  
15 101.17, 101.177 (4) (a), 101.178 (2) or (3) (a), 101.63 (2), 101.653, 101.73 (5) or (6),  
16 101.82 (1m), (1v), and (2), 101.935, 101.95, 101.951, 101.952, 101.985 (1) to (3),  
17 145.02 (4), 145.035, 145.045, 145.15, 145.16, 145.165, 145.17, 145.175, 145.18, or  
18 167.10 (6m).

19          **SECTION 1459.** 101.02 (21) (b) of the statutes is amended to read:

20          101.02 **(21)** (b) As provided in the memorandum of understanding under s.  
21 49.857 and except as provided in par. (e), the department of ~~commerce~~ safety and  
22 professional services may not issue or renew a license unless the applicant provides  
23 the department of ~~commerce~~ safety and professional services with his or her social  
24 security number. The department of ~~commerce~~ safety and professional services may  
25 not disclose the social security number except that the department of ~~commerce~~



1 safety and professional services may disclose the social security number of an  
2 applicant for a license under par. (a) or a renewal of a license under par. (a) to the  
3 department of children and families for the sole purpose of administering s. 49.22.

4 **SECTION 1460.** 101.02 (21) (e) 1. of the statutes is amended to read:

5 101.02 **(21)** (e) 1. If an applicant who is an individual does not have a social  
6 security number, the applicant, as a condition of applying for or applying to renew  
7 a license shall submit a statement made or subscribed under oath or affirmation to  
8 the department of ~~commerce~~ safety and professional services that the applicant does  
9 not have a social security number. The form of the statement shall be prescribed by  
10 the department of children and families.

11 **SECTION 2330c.** 101.09 (1) (cm) of the statutes is created to read:

12 101.09 **(1)** (cm) “Secondary containment” means a barrier, approved by the  
13 department, that is installed around a storage tank system and that is designed to  
14 prevent a leak from a primary tank or piping from contacting the surrounding earth  
15 or waters of the state.

16 **SECTION 2330g.** 101.09 (3m) of the statutes is created to read:

17 101.09 **(3m)** SECONDARY CONTAINMENT REQUIREMENTS. (a) In this subsection,  
18 “hazardous substance” means a combustible liquid, a flammable liquid, or a federally  
19 regulated hazardous substance.

20 (b) The department may not impose any requirement that specifies that pipe  
21 connections at the top of a storage tank and beneath all freestanding pumps and  
22 dispensers that routinely contain a hazardous substance be placed within secondary  
23 containment sumps, if the pipe connections were installed or in place on or before  
24 February 1, 2009. This subsection does not apply after December 31, 2020.

25 **SECTION 1461.** 101.1206 (title) of the statutes is created to read:

1           **101.1206** (title) **Erosion control; construction of public buildings and**  
2 **buildings that are places of employment.**

3           **SECTION 1462.** 101.136 of the statutes is repealed.

4           **SECTION 1463.** 101.143 (2) (d) of the statutes is amended to read:

5           101.143 **(2)** (d) The department shall reserve a portion, not to exceed 20%, of  
6 the amount annually appropriated under s. ~~20.143(3)~~ 20.165(2) (v) for awards under  
7 this section to be used to fund emergency remedial action and claims that exceed the  
8 amount initially anticipated.

9           **SECTION 1464.** 101.143 (2) (h) (intro.) of the statutes is amended to read:

10           101.143 **(2)** (h) (intro.) The department of ~~commerce~~ safety and professional  
11 services and the department of natural resources, jointly, shall promulgate rules  
12 designed to facilitate effective and cost-efficient administration of the program  
13 under this section that specify all of the following:

14           **SECTION 1465.** 101.143 (2) (i) (intro.) of the statutes is amended to read:

15           101.143 **(2)** (i) (intro.) The department of ~~commerce~~ safety and professional  
16 services and the department of natural resources, jointly, shall promulgate rules  
17 specifying procedures for evaluating remedial action plans and procedures to be used  
18 by employees of the department of ~~commerce~~ safety and professional services and the  
19 department of natural resources while remedial actions are being conducted. The  
20 departments shall specify procedures that include all of the following:

21           **SECTION 1466.** 101.143 (2) (j) (intro.) of the statutes is amended to read:

22           101.143 **(2)** (j) (intro.) The department of ~~commerce~~ safety and professional  
23 services and the department of natural resources, jointly, shall promulgate rules  
24 specifying all of the following:

25           **SECTION 1467.** 101.143 (2) (k) of the statutes is amended to read:

1           101.143 (2) (k) In promulgating rules under pars. (h) to (j), the department of  
2       ~~commerce~~ safety and professional services and the department of natural resources  
3       shall attempt to reach an agreement that is consistent with those provisions. If the  
4       department of ~~commerce~~ safety and professional services and the department of  
5       natural resources are unable to reach an agreement, they shall refer the matters on  
6       which they are unable to agree to the secretary of administration for resolution. The  
7       secretary of administration shall resolve any matters on which the departments  
8       disagree in a manner that is consistent with pars. (h) to (j). The department of  
9       ~~commerce~~ safety and professional services and the department of natural resources,  
10      jointly, shall promulgate rules incorporating any agreement between the  
11      department of ~~commerce~~ safety and professional services and the department of  
12      natural resources under this paragraph and any resolution of disagreements  
13      between the departments by the secretary of administration under this paragraph.

14           **SECTION 1468.** 101.143 (2) (L) of the statutes is amended to read:

15           101.143 (2) (L) The department may promulgate rules for the assessment and  
16      collection of fees to recover its costs for providing approval under sub. (3) (c) 4. and  
17      for providing other assistance requested by applicants under this section. Any  
18      moneys collected under this paragraph shall be credited to the appropriation account  
19      under s. ~~20.143 (3)~~ 20.165 (2) (Lm).

20           **SECTION 1469.** 101.143 (2e) (a) of the statutes is amended to read:

21           101.143 (2e) (a) The department of ~~commerce~~ safety and professional services  
22      and the department of natural resources shall attempt to agree on a method, which  
23      shall include individualized consideration of the routes for migration of petroleum  
24      product contamination at each site, for determining the risk to public health, safety  
25      and welfare and to the environment posed by discharges for which the department

1 of ~~commerce~~ safety and professional services receives notification under sub. (3) (a)  
2 3.

3 **SECTION 1470.** 101.143 (2e) (b) of the statutes is amended to read:

4 101.143 (2e) (b) If the department of ~~commerce~~ safety and professional services  
5 and the department of natural resources are unable to reach an agreement under  
6 par. (a), they shall refer the matters on which they are unable to agree to the  
7 secretary of administration for resolution. The secretary of administration shall  
8 resolve any matters on which the departments disagree in a manner that is  
9 consistent with par. (a). The department of ~~commerce~~ safety and professional  
10 services and the department of natural resources, jointly, shall promulgate rules  
11 incorporating any agreement between the department of ~~commerce~~ safety and  
12 professional services and the department of natural resources under par. (a) and any  
13 resolution of disagreements between the departments by the secretary of  
14 administration under this paragraph.

15 **SECTION 1471.** 101.143 (2e) (c) of the statutes is amended to read:

16 101.143 (2e) (c) The department of natural resources or, if the discharge is  
17 covered under s. 101.144 (2) (b), the department of ~~commerce~~ safety and professional  
18 services shall apply the method in the rules promulgated under par. (b) to determine  
19 the risk posed by a discharge for which the department of ~~commerce~~ safety and  
20 professional services receives notification under sub. (3) (a) 3.

21 **SECTION 1472.** 101.143 (2m) of the statutes is amended to read:

22 101.143 (2m) INTERDEPARTMENTAL COORDINATION. Whenever the department of  
23 ~~commerce~~ safety and professional services receives a notification under sub. (3) (a)  
24 3. or the department of natural resources receives a notification of a petroleum  
25 product discharge under s. 292.11, the department receiving the notification shall

1 contact the other department and shall schedule a meeting of the owner or operator  
2 or person owning a home oil tank system and representatives of both departments.

3 **SECTION 1473.** 101.143 (3) (c) 4. of the statutes is amended to read:

4 101.143 (3) (c) 4. Receive written approval from the department of natural  
5 resources or, if the discharge is covered under s. 101.144 (2) (b), from the department  
6 of ~~commerce~~ safety and professional services that the remedial action activities  
7 performed under subd. 3. meet the requirements of s. 292.11.

8 **SECTION 1474.** 101.143 (3) (cm) of the statutes is amended to read:

9 101.143 (3) (cm) *Monitoring as remedial action.* An owner or operator or person  
10 owning a home oil tank system may, with the approval of the department of natural  
11 resources or, if the discharge is covered under s. 101.144 (2) (b), the department of  
12 ~~commerce~~ safety and professional services, satisfy the requirements of par. (c) 2. and  
13 3. by proposing and implementing monitoring to ensure the effectiveness of natural  
14 attenuation of petroleum product contamination.

15 **SECTION 1475.** 101.143 (3) (cp) 1. of the statutes is amended to read:

16 101.143 (3) (cp) 1. Except as provided in subds. 2. to 5., if the department of  
17 natural resources or, if the site is covered under s. 101.144 (2) (b), the department of  
18 ~~commerce~~ safety and professional services estimates that the cost to complete a site  
19 investigation, remedial action plan and remedial action for an occurrence exceeds  
20 \$60,000, the department of ~~commerce~~ safety and professional services shall  
21 implement a competitive public bidding process to obtain information to assist in  
22 making the determination under par. (cs).

23 **SECTION 1476.** 101.143 (3) (cp) 2. of the statutes is amended to read:

24 101.143 (3) (cp) 2. The department of ~~commerce~~ safety and professional  
25 services or the department of natural resources may waive the requirement under

1 subd. 1. if an enforcement standard is exceeded in groundwater within 1,000 feet of  
2 a well operated by a public utility, as defined in s. 196.01 (5), or within 100 feet of any  
3 other well used to provide water for human consumption.

4 **SECTION 1477.** 101.143 (3) (cp) 5. of the statutes is amended to read:

5 101.143 (3) (cp) 5. The department of ~~commerce~~ safety and professional  
6 services or the department of natural resources may waive the requirement under  
7 subd. 1. after providing notice to the other department.

8 **SECTION 1478.** 101.143 (3) (cp) 6. of the statutes is amended to read:

9 101.143 (3) (cp) 6. The department of ~~commerce~~ safety and professional  
10 services may disqualify a bid received under subd. 1. if, based on information  
11 available to the department and experience with remedial action at other sites, the  
12 bid is unlikely to establish an amount to sufficiently fund remedial action that will  
13 comply with par. (c) 3. and with enforcement standards.

14 **SECTION 1479.** 101.143 (3) (cp) 7. of the statutes is amended to read:

15 101.143 (3) (cp) 7. The department of ~~commerce~~ safety and professional  
16 services may disqualify a person from submitting bids under subd. 1. if, based on past  
17 performance of the bidder, the department determines that the person has  
18 demonstrated an inability to complete remedial action within established cost limits.

19 **SECTION 1480.** 101.143 (3) (cs) 1. of the statutes is amended to read:

20 101.143 (3) (cs) 1. The department of ~~commerce~~ safety and professional  
21 services shall review the remedial action plan for a site that is classified as low or  
22 medium risk under s. 101.144 and shall determine the least costly method of  
23 complying with par. (c) 3. and with enforcement standards. The department shall  
24 notify the owner or operator of its determination of the least costly method and shall

1 notify the owner or operator that reimbursement for remedial action under this  
2 section is limited to the amount necessary to implement that method.

3 **SECTION 1481.** 101.143 (3) (cs) 2. of the statutes is amended to read:

4 101.143 (3) (cs) 2. The department of natural resources and the department of  
5 ~~commerce~~ safety and professional services shall review the remedial action plan for  
6 a site that is classified as high risk under s. 101.144 and shall jointly determine the  
7 least costly method of complying with par. (c) 3. and with enforcement standards.  
8 The departments shall notify the owner or operator of their determination of the  
9 least costly method and shall notify the owner or operator that reimbursement for  
10 remedial action under this section is limited to the amount necessary to implement  
11 that method.

12 **SECTION 1482.** 101.143 (3) (cs) 3. of the statutes is amended to read:

13 101.143 (3) (cs) 3. In making determinations under subds. 1. and 2., the  
14 department of natural resources and the department of ~~commerce~~ safety and  
15 professional services shall determine whether natural attenuation will achieve  
16 compliance with par. (c) 3. and with enforcement standards.

17 **SECTION 1483.** 101.143 (3) (cs) 4. of the statutes is amended to read:

18 101.143 (3) (cs) 4. The department of ~~commerce~~ safety and professional  
19 services may review and modify an amount established under subd. 1. if the  
20 department determines that new circumstances, including newly discovered  
21 contamination at a site, warrant those actions. The department of ~~commerce~~ safety  
22 and professional services and the department of natural resources may review and  
23 modify an amount established under subd. 2. if the departments determine that new  
24 circumstances, including newly discovered contamination at a site, warrant those  
25 actions.

1           **SECTION 1484.** 101.143 (3) (cw) 1. of the statutes is amended to read:

2           101.143 **(3)** (cw) 1. The department of ~~commerce~~ safety and professional  
3 services shall conduct the annual review required under sub. (2) (i) 1. for a site that  
4 is classified as low or medium risk under s. 101.144 and shall determine the least  
5 costly method of completing remedial action at the site in order to comply with par.  
6 (c) 3. and with enforcement standards. The department shall notify the owner or  
7 operator of its determination of the least costly method and shall notify the owner  
8 or operator that reimbursement under this section for any remedial action conducted  
9 after the date of the notice is limited to the amount necessary to implement that  
10 method.

11           **SECTION 1485.** 101.143 (3) (cw) 2. of the statutes is amended to read:

12           101.143 **(3)** (cw) 2. The department of natural resources and the department  
13 of ~~commerce~~ safety and professional services shall conduct the annual review  
14 required under sub. (2) (i) 1. for a site that is classified as high risk under s. 101.144  
15 and shall jointly determine the least costly method of completing remedial action at  
16 the site in order to comply with par. (c) 3. and with enforcement standards. The  
17 departments shall notify the owner or operator of their determination of the least  
18 costly method and shall notify the owner or operator that reimbursement under this  
19 section for remedial action conducted after the date of the notice is limited to the  
20 amount necessary to implement that method.

21           **SECTION 1486.** 101.143 (3) (cw) 3. of the statutes is amended to read:

22           101.143 **(3)** (cw) 3. In making determinations under subds. 1. and 2., the  
23 department of natural resources and the department of ~~commerce~~ safety and  
24 professional services shall determine whether natural attenuation will achieve  
25 compliance with par. (c) 3. and with enforcement standards.



1           **SECTION 1487.** 101.143 (3) (cw) 4. of the statutes is amended to read:

2           101.143 (3) (cw) 4. The department of ~~commerce~~ safety and professional  
3 services may review and modify an amount established under subd. 1. if the  
4 department determines that new circumstances, including newly discovered  
5 contamination at a site, warrant those actions. The department of ~~commerce~~ safety  
6 and professional services and the department of natural resources may review and  
7 modify an amount established under subd. 2. if the departments determine that new  
8 circumstances, including newly discovered contamination at a site, warrant those  
9 actions.

10           **SECTION 1488.** 101.143 (3) (d) of the statutes is amended to read:

11           101.143 (3) (d) *Final review of remedial action activities.* The department of  
12 natural resources or, if the discharge is covered under s. 101.144 (2) (b), the  
13 department of ~~commerce~~ safety and professional services shall complete a final  
14 review of the remedial action activities within 60 days after the claimant notifies the  
15 appropriate department that the remedial action activities are completed.

16           **SECTION 1489.** 101.143 (3) (f) 5. of the statutes is amended to read:

17           101.143 (3) (f) 5. The written approval of the department of natural resources  
18 or the department of ~~commerce~~ safety and professional services under par. (c) 4.

19           **SECTION 1490.** 101.143 (3) (g) of the statutes is amended to read:

20           101.143 (3) (g) *Emergency situations.* Notwithstanding pars. (a) 3. and (c) 1.  
21 and 2., an owner or operator or the person may submit a claim for an award under  
22 sub. (4) after notifying the department under par. (a) 3., without completing an  
23 investigation under par. (c) 1. and without preparing a remedial action plan under  
24 par. (c) 2. if an emergency existed which made the investigation under par. (c) 1. and  
25 the remedial action plan under par. (c) 2. inappropriate and, before conducting

1 remedial action, the owner or operator or person notified the department of  
2 ~~commerce~~ safety and professional services and the department of natural resources  
3 of the emergency and the department of ~~commerce~~ safety and professional services  
4 and the department of natural resources authorized emergency action.

5 **SECTION 1491.** 101.143 (4) (a) 6. of the statutes is amended to read:

6 101.143 (4) (a) 6. In any fiscal year, the department may not award more than  
7 5% of the amount appropriated under s. ~~20.143 (3)~~ 20.165 (2) (v) as awards for  
8 petroleum product storage systems described in par. (ei).

9 **SECTION 1492.** 101.143 (4) (a) 7. of the statutes is amended to read:

10 101.143 (4) (a) 7. In any fiscal year, the department may not award more than  
11 5% of the amount appropriated under s. ~~20.143 (3)~~ 20.165 (2) (v) as awards for  
12 petroleum product storage systems that are owned by school districts and that are  
13 used for storing heating oil for consumptive use on the premises where stored.

14 **SECTION 1493.** 101.143 (4) (cc) 2. b. of the statutes is amended to read:

15 101.143 (4) (cc) 2. b. An applicant that is engaged in the expansion or  
16 redevelopment of brownfields, as defined in s. ~~560.13~~ 238.13 (1) (a), if federal or state  
17 financial assistance other than under this section, has been provided for that  
18 expansion or redevelopment.

19 **SECTION 1494.** 101.143 (4) (ei) 2m. of the statutes is amended to read:

20 101.143 (4) (ei) 2m. The owner or operator of the farm tank has received a letter  
21 or notice from the department of ~~commerce~~ safety and professional services or  
22 department of natural resources indicating that the owner or operator must conduct  
23 a site investigation or remedial action because of a discharge from the farm tank or  
24 an order to conduct such an investigation or remedial action.

25 **SECTION 1495.** 101.143 (4) (es) 1. of the statutes is amended to read:

1           101.143 **(4)** (es) 1. The department shall issue an award for a claim filed after  
2           August 9, 1989, for eligible costs, under par. (b), incurred on or after August 1, 1987,  
3           by an owner or operator or a person owning a home oil tank system in investigating  
4           the existence of a discharge or investigating the presence of petroleum products in  
5           soil or groundwater if the investigation is undertaken at the written direction of the  
6           department of ~~commerce~~ safety and professional services or the department of  
7           natural resources and no discharge or contamination is found.

8           **SECTION 1496.** 101.144 (3) (b) of the statutes is amended to read:

9           101.144 **(3)** (b) The department of ~~commerce~~ safety and professional services  
10          requests the department of natural resources to take the action or issue the order.

11          **SECTION 1497.** 101.144 (3) (c) of the statutes is amended to read:

12          101.144 **(3)** (c) The secretary of natural resources approves the action or order  
13          in advance after notice to the secretary of ~~commerce~~ safety and professional services.

14          **SECTION 1498.** 101.144 (3g) (a) of the statutes is amended to read:

15          101.144 **(3g)** (a) If, on December 1, 1999, more than 35% of sites classified  
16          under this section, excluding sites that are contaminated by a hazardous substance  
17          other than a petroleum product or an additive to a petroleum product, are classified  
18          as high–risk sites, the department of ~~commerce~~ safety and professional services and  
19          the department of natural resources shall attempt to reach an agreement that  
20          specifies standards for determining whether the site of a discharge of a petroleum  
21          product from a petroleum storage tank is classified as high risk. The standards shall  
22          be designed to classify no more than 35% of those sites as high–risk sites and may  
23          not classify all sites at which an enforcement standard is exceeded as high–risk sites.  
24          If the department of ~~commerce~~ safety and professional services and the department  
25          of natural resources are unable to reach an agreement, they shall refer the matters

1 on which they are unable to agree to the secretary of administration for resolution.  
2 The secretary of administration shall resolve any matters on which the departments  
3 disagree in a manner that is consistent with this paragraph. The department of  
4 ~~commerce~~ safety and professional services shall promulgate rules incorporating any  
5 agreement between the department of ~~commerce~~ safety and professional services  
6 and the department of natural resources under this paragraph and any resolution  
7 of disagreements between the departments by the secretary of administration under  
8 this paragraph.

9 **SECTION 1499.** 101.144 (3g) (b) of the statutes is amended to read:

10 101.144 (3g) (b) If, 6 months after rules under par. (a) are in effect, more than  
11 35% of the sites classified under this section, excluding sites that are contaminated  
12 by a hazardous substance other than a petroleum product or an additive to a  
13 petroleum product, are classified as high-risk sites, the department of ~~commerce~~  
14 safety and professional services shall revise the rules using the procedure for  
15 promulgating the rules in par. (a).

16 **SECTION 1500.** 101.144 (3m) (a) (intro.) of the statutes is amended to read:

17 101.144 (3m) (a) (intro.) The department of ~~commerce~~ safety and professional  
18 services and the department of natural resources shall enter into a memorandum of  
19 understanding that does all of the following:

20 **SECTION 1501.** 101.144 (3m) (b) of the statutes is amended to read:

21 101.144 (3m) (b) The department of ~~commerce~~ safety and professional services  
22 and the department of natural resources shall submit a memorandum of  
23 understanding under this subsection to the secretary of administration for review.  
24 A memorandum of understanding under this subsection does not take effect until it  
25 is approved by the secretary of administration.

1           **SECTION 1502.** 101.149 (6) (b) of the statutes is amended to read:

2           101.149 **(6)** (b) The department shall promulgate rules, in consultation with  
3 the department of health services, under which the department of ~~commerce~~ safety  
4 and professional services shall authorize certified heating, ventilating, and air  
5 conditioning inspectors to conduct regular inspections of sealed combustion units, as  
6 required under par. (5) (c), for carbon monoxide emissions in residential buildings  
7 other than hotels, tourist rooming houses, and bed and breakfast establishments.  
8 The rules shall specify conditions under which it may issue orders as specified under  
9 sub. (8) (a). The rules may not require the department of ~~commerce~~ safety and  
10 professional services to authorize inspection of sealed combustion units during the  
11 period in which the sealed combustion units are covered by a manufacturer's  
12 warranty against defects.

13           **SECTION 1503.** 101.149 (8) (a) of the statutes is amended to read:

14           101.149 **(8)** (a) If the department of ~~commerce~~ safety and professional services  
15 or the department of health services determines after an inspection of a building  
16 under this section or s. 254.74 (1g) that the owner of the building has violated sub.  
17 (2) or (3), the respective department shall issue an order requiring the person to  
18 correct the violation within 5 days or within such shorter period as the respective  
19 department determines is necessary to protect public health and safety. If the person  
20 does not correct the violation within the time required, he or she shall forfeit \$50 for  
21 each day of violation occurring after the date on which the respective department  
22 finds that the violation was not corrected.

23           **SECTION 2378m.** 101.19 (1) (k) of the statutes is amended to read:

24           101.19 **(1)** (k) Administering subch. VII, except that the department may not  
25 charge a fee for an emergency elevator mechanic's license under s. 101.985 (2) (c) or

1 a conveyance operation permit under s. 101.983 (2) for a platform lift, stairway chair  
2 lift, or any other lift in a private residence.

3 **SECTION 1504.** 101.563 (2) (b) 1. of the statutes is amended to read:

4 101.563 (2) (b) 1. 'Payments from calendar year 2001 dues.' Notwithstanding  
5 s. 101.573 (3) (a), by the 30th day following July 30, 2002, the department shall  
6 compile the fire department dues paid by all insurers under s. 601.93 and the dues  
7 paid by the state fire fund under s. 101.573 (1) and funds remaining under s. 101.573  
8 (3) (b), subtract the total amount due to be paid under par. (a), withhold 0.5%, and  
9 certify to the secretary of administration the proper amount to be paid from the  
10 appropriation under s. ~~20.143 (3)~~ 20.165 (2) (L) to each city, village, and town entitled  
11 to a proportionate share of fire department dues as provided under sub. (1) (b) and  
12 s. 101.575. If the department has previously certified an amount to the secretary of  
13 administration under s. 101.573 (3) (a) during calendar year 2002, the department  
14 shall recertify the amount in the manner provided under this subdivision. On or  
15 before August 1, 2002, the secretary of administration shall pay the amounts  
16 certified or recertified by the department under this subdivision to each city, village,  
17 and town entitled to a proportionate share of fire department dues as provided under  
18 sub. (1) and s. 101.575. The secretary of administration may combine any payment  
19 due under this subdivision with any amount due to be paid on or before August 1,  
20 2002, to the same city, village, or town under par. (a).

21 **SECTION 1505.** 101.563 (2) (b) 2. of the statutes is amended to read:

22 101.563 (2) (b) 2. 'Payments from dues for calendar years 2002 to 2004.'  
23 Notwithstanding s. 101.573 (3) (a) and except as otherwise provided in this  
24 subdivision, on or before May 1 in each year, the department shall compile the fire  
25 department dues paid by all insurers under s. 601.93 and the dues paid by the state

1 fire fund under s. 101.573 (1) and funds remaining under s. 101.573 (3) (b), withhold  
2 0.5% and certify to the secretary of administration the proper amount to be paid from  
3 the appropriation under s. ~~20.143 (3)~~ 20.165 (2) (L) to each city, village, and town  
4 entitled to a proportionate share of fire department dues as provided under sub. (1)  
5 (b) and s. 101.575. Annually, on or before August 1, the secretary of administration  
6 shall pay the amounts certified by the department to each such city, village, and  
7 town. This paragraph applies only to payment of a proportionate share of fire  
8 department dues collected for calendar years 2002 to 2004.

9 **SECTION 1506.** 101.573 (3) (a) of the statutes is amended to read:

10 101.573 (3) (a) On or before May 1 in each year, the department shall compile  
11 the fire department dues paid by all insurers under s. 601.93 and the dues paid by  
12 the state fire fund under sub. (1) and funds remaining under par. (b), withhold .5%  
13 and certify to the secretary of administration the proper amount to be paid from the  
14 appropriation under s. ~~20.143 (3)~~ 20.165 (2) (L) to each city, village, or town entitled  
15 to fire department dues under s. 101.575. Annually, on or before August 1, the  
16 secretary of administration shall pay the amounts certified by the department to the  
17 cities, villages and towns eligible under s. 101.575.

18 **SECTION 1507.** 101.573 (5) of the statutes is amended to read:

19 101.573 (5) The department shall promulgate a rule defining “administrative  
20 expenses” for purposes of s. ~~20.143 (3)~~ 20.165 (2) (La).

21 **SECTION 1508.** 101.657 (5) of the statutes is amended to read:

22 101.657 (5) From the appropriation under s. ~~20.143 (3)~~ 20.165 (2) (j), beginning  
23 with fiscal year 2005–06, the department shall allocate \$100,000 annually for the  
24 contract required under sub. (2) and at least \$600,000 annually for the contract  
25 required under sub. (3).

1           **SECTION 1509.** 101.935 (2) (e) of the statutes is amended to read:

2           101.935 **(2)** (e) Section 254.69 (2), as it applies to an agent for the department  
3 of health services in the administration of s. 254.47, applies to an agent for the  
4 department of ~~commerce~~ safety and professional services in the administration of  
5 this section.

6           **SECTION 1510.** 101.951 (7) (a) of the statutes is amended to read:

7           101.951 **(7)** (a) The department of ~~commerce~~ safety and professional services  
8 may, without notice, deny the application for a license within 60 days after receipt  
9 thereof by written notice to the applicant, stating the grounds for the denial. Within  
10 30 days after such notice, the applicant may petition the department of  
11 administration to conduct a hearing to review the denial, and a hearing shall be  
12 scheduled with reasonable promptness. The division of hearings and appeals shall  
13 conduct the hearing. This paragraph does not apply to denials of applications for  
14 licenses under s. 101.02 (21).

15           **SECTION 1511.** 101.951 (7) (b) of the statutes is amended to read:

16           101.951 **(7)** (b) No license may be suspended or revoked except after a hearing  
17 thereon. The department of ~~commerce~~ safety and professional services shall give the  
18 licensee at least 5 days' notice of the time and place of the hearing. The order  
19 suspending or revoking such license shall not be effective until after 10 days' written  
20 notice thereof to the licensee, after such hearing has been had; except that the  
21 department of ~~commerce~~ safety and professional services, when in its opinion the  
22 best interest of the public or the trade demands it, may suspend a license upon not  
23 less than 24 hours' notice of hearing and with not less than 24 hours' notice of the  
24 suspension of the license. Matters involving suspensions and revocations brought  
25 before the department of ~~commerce~~ safety and professional services shall be heard



1 and decided upon by the department of administration. The division of hearings and  
2 appeals shall conduct the hearing. This paragraph does not apply to licenses that  
3 are suspended or revoked under s. 101.02 (21).

4 **SECTION 1512.** 101.951 (7) (c) of the statutes is amended to read:

5 101.951 (7) (c) The department of ~~commerce~~ safety and professional services  
6 may inspect the pertinent books, records, letters and contracts of a licensee. The  
7 actual cost of each such examination shall be paid by such licensee so examined  
8 within 30 days after demand therefor by the department, and the department may  
9 maintain an action for the recovery of such costs in any court of competent  
10 jurisdiction.

11 **SECTION 1513.** 101.953 (1) (a) of the statutes is amended to read:

12 101.953 (1) (a) A statement that the manufactured home meets those  
13 standards prescribed by law or administrative rule of the department of  
14 administration or of the department of ~~commerce~~ safety and professional services  
15 that are in effect at the time of the manufacture of the manufactured home.

16 **SECTION 1514.** 101.973 (8) of the statutes is amended to read:

17 101.973 (8) Deposit the moneys received from the fees under sub. (7) in the  
18 appropriation under s. ~~20.143 (3)~~ 20.165 (2) (j).

19 **SECTION 2389g.** 101.981 (1) (c) of the statutes is amended to read:

20 101.981 (1) (c) “Conveyance” means an elevator, an escalator, a dumbwaiter,  
21 a belt manlift, a moving walkway, a platform lift, ~~a personnel hoist, a material hoist~~  
22 and a stairway chair lift, and any other similar device, such as an automated people  
23 mover, used to elevate or move people or things, as provided in the rules of the  
24 department. “Conveyance” does not include a personnel hoist; a material hoist; a  
25 grain elevator; a ski lift or towing device; or; an amusement or thrill ride; or a vertical

1 platform lift, inclined platform lift, or a stairway chair lift that serves an individual  
2 residential dwelling unit.

3 **SECTION 2389m.** 101.983 (2) (c) of the statutes is amended to read:

4 101.983 (2) (c) *Inspections.* The department may not issue or renew a permit  
5 under this subsection unless the department has received an inspection report for  
6 the conveyance issued by an elevator inspector licensed under s. 101.985 (3)  
7 indicating that the conveyance complies with this subchapter and any applicable  
8 rules promulgated under this subchapter. ~~Upon request of the owner of a private~~  
9 ~~residence containing a newly installed platform lift, stairway chair lift, or residential~~  
10 ~~lift or of the new owner of a private residence containing a previously installed~~  
11 ~~platform lift, stairway chair lift, or residential lift, the department shall inspect the~~  
12 ~~lift or equipment for compliance with this subchapter and any applicable rules~~  
13 ~~promulgated under this subchapter.~~ This inspection by the department does not  
14 exempt the owner from the requirement to ensure that the department receives an  
15 inspection report from a licensed elevator inspector. Upon performing this  
16 inspection, the department shall give the owner notice of relevant conveyance safety  
17 requirements and shall instruct the owner as to the procedure for obtaining periodic  
18 inspections and renewing the permit under which the lift or equipment is operated.

19 **SECTION 2389r.** 101.983 (2) (d) of the statutes is amended to read:

20 101.983 (2) (d) *Term and posting requirements.* A permit issued under this  
21 subsection has a term of one year, ~~except that a permit applicable to a platform lift,~~  
22 ~~stairway chair lift, or residential lift in a private residence is valid until ownership~~  
23 ~~of the private residence is transferred, at which time the new owner shall apply for~~  
24 ~~renewal of the permit under par. (b).~~ The owner of the building or residence in which

1 a conveyance is located shall display the permit under par. (a) applicable to the  
2 conveyance on or in the conveyance or, if applicable, in the machinery room.

3 **SECTION 2390b.** 103.24 of the statutes is amended to read:

4 **103.24 Hours of work.** The department shall determine and fix reasonable  
5 hours of employment for minors under 16 years of age in street trades. Except as  
6 provided in this section, the department may not fix hours of employment for minors  
7 under 16 years of age in street trades that exceed the maximum hours per day and  
8 per week specified in s. 103.68 (2) (a) and (b), that exceed the maximum days per  
9 week specified in s. 103.68 (2) (c), or that begin earlier or end later than the hours  
10 specified in s. 103.68 (2) (d) and (e). The department may not limit the hours of  
11 employment for minors 16 years of age or over in street trades or the hours of  
12 employment for minors of any age who are engaged in the delivery of newspapers to  
13 the consumer.

14 **SECTION 2390c.** 103.49 (1) (br) of the statutes is created to read:

15 103.49 (1) (br) “Multiple–trade project of public works” means a project of  
16 public works in which no single trade accounts for 85 percent or more of the total  
17 labor cost of the project.

18 **SECTION 2390d.** 103.49 (1) (em) of the statutes is created to read:

19 103.49 (1) (em) “Single–trade project of public works” means a project of public  
20 works in which a single trade accounts for 85 percent or more of the total labor cost  
21 of the project.

22 **SECTION 2390e.** 103.49 (1m) (intro.) of the statutes is amended to read:

23 103.49 (1m) APPLICABILITY. (intro.) Subject to sub. (3g), this section applies to  
24 any project of public works erected, constructed, repaired, remodeled, or demolished

1 for the state or a state agency, ~~other than a highway, street, or bridge construction~~  
2 ~~or maintenance project~~, including all of the following:

3 **SECTION 2390ed.** 103.49 (1m) (a) of the statutes is amended to read:

4 103.49 **(1m)** (a) A project erected, constructed, repaired, remodeled, or  
5 demolished by one state agency for another state agency under any contract or under  
6 any statute specifically authorizing cooperation between state agencies.

7 **SECTION 2390f.** 103.49 (1m) (b) of the statutes is amended to read:

8 103.49 **(1m)** (b) A project in which the completed facility is leased, purchased,  
9 lease purchased, or otherwise acquired by, or dedicated to, the state in lieu of the  
10 state or a state agency contracting for the erection, construction, repair, remodeling,  
11 or demolition of the facility.

12 **SECTION 2390h.** 103.49 (2m) (b) (intro.) of the statutes is amended to read:

13 103.49 **(2m)** (b) (intro.) ~~Notwithstanding par. (a) 1., a~~ A laborer, worker,  
14 mechanic, or truck driver who is regularly employed to process, manufacture, pick  
15 up, or deliver materials or products from a commercial establishment that has a fixed  
16 place of business from which the establishment regularly supplies processed or  
17 manufactured materials or products or from a facility that is not dedicated  
18 exclusively, or nearly so, to a project of public works that is subject to this section is  
19 not entitled to receive the prevailing wage rate determined under sub. (3) or to  
20 receive at least 1.5 times his or her hourly basic rate of pay for all hours worked in  
21 excess of the prevailing hours of labor unless any of the following applies:

22 **SECTION 2390i.** 103.49 (2m) (b) 1. of the statutes is amended to read:

23 103.49 **(2m)** (b) 1. The laborer, worker, mechanic, or truck driver is employed  
24 to go to the source of mineral aggregate such as sand, gravel, or stone ~~that is to be~~  
25 ~~immediately incorporated into the work, and not stockpiled or further transported~~

1 by truck, ~~pick up that mineral aggregate,~~ and deliver that mineral aggregate to the  
2 site of a project of public works that is subject to this section by depositing the  
3 material ~~substantially in place,~~ directly in final place, from the transporting vehicle  
4 or through spreaders from the transporting vehicle.

5 **SECTION 2390L.** 103.49 (3) (ar) of the statutes is amended to read:

6 103.49 (3) (ar) In determining prevailing wage rates under par. (a) or (am), the  
7 department may not use data from projects that are subject to this section, s. 66.0903,  
8 ~~66.0904, 103.50, or 229.8275,~~ or 40 USC 3142 unless the department determines that  
9 there is insufficient wage data in the area to determine those prevailing wage rates,  
10 in which case the department may use data from projects that are subject to this  
11 section, s. 66.0903, ~~66.0904, 103.50, or 229.8275,~~ or 40 USC 3142. In determining  
12 prevailing wage rates under par. (a) or (am), the department may not use data from  
13 any construction work performed by a state agency or a local governmental unit, as  
14 defined in s. 66.0903 (1) (d).

15 **SECTION 2390m.** 103.49 (3g) (a) of the statutes is amended to read:

16 103.49 (3g) (a) A ~~single-trade~~ project of public works for which the estimated  
17 project cost of completion is less than ~~\$25,000~~ \$48,000 or a ~~multiple-trade~~ project of  
18 public works for which the estimated project cost of completion is less than \$100,000.

19 **SECTION 2390n.** 103.49 (3g) (b) of the statutes is amended to read:

20 103.49 (3g) (b) ~~A~~ Work performed on a project of public works in which the  
21 labor for the project is provided by unpaid volunteers for which the state or the state  
22 agency contracting for the project is not required to compensate any contractor,  
23 subcontractor, contractor's or subcontractor's agent, or individual for performing the  
24 work.

25 **SECTION 2390p.** 103.49 (3g) (f) of the statutes is created to read:

1           103.49 (3g) (f) A public highway, street, or bridge project.

2           **SECTION 2390q.** 103.49 (3g) (g) of the statutes is created to read:

3           103.49 (3g) (g) A project of public works involving the erection, construction,  
4 repair, remodeling, or demolition of a residential property containing 2 dwelling  
5 units or less.

6           **SECTION 2390r.** 103.49 (3g) (h) of the statutes is created to read:

7           103.49 (3g) (h) A road, street, bridge, sanitary sewer, or water main project that  
8 is a part of a development in which not less than 90 percent of the lots contain or will  
9 contain 2 dwelling units or less, as determined by the local governmental unit at the  
10 time of approval of the development, and that, on completion, is acquired by, or  
11 dedicated to, the state for ownership or maintenance by the state.

12           **SECTION 2390s.** 103.49 (5) (am) of the statutes is repealed.

13           **SECTION 2390t.** 103.49 (5) (c) of the statutes is amended to read:

14           103.49 (5) (c) If requested by any person, the department shall inspect the  
15 payroll records of any contractor, subcontractor, or agent performing work on a  
16 project of public works that is subject to this section as provided in this paragraph  
17 to ensure compliance with this section. ~~In the case of a request made by a person~~  
18 ~~performing the work specified in sub. (2m), if the department finds that the~~  
19 ~~contractor, subcontractor, or agent subject to the inspection is in compliance and that~~  
20 ~~the request is frivolous, the department shall charge the person making the request~~  
21 ~~the actual cost of the inspection. In the case of a request made by a person not~~  
22 ~~performing the work specified in sub. (2m), if the department finds that the~~  
23 ~~contractor, subcontractor, or agent subject to the inspection is in compliance and that~~  
24 ~~the request is frivolous, the department shall charge the person making the request~~  
25 ~~\$250 or the actual cost of the inspection, whichever is greater. In order to find that~~

1 a request is frivolous, the department must find that the person making the request  
2 made the request in bad faith, solely for the purpose of harassing or maliciously  
3 injuring the contractor, subcontractor, or agent subject to the inspection, or that the  
4 person making the request knew, or should have known, that there was no  
5 reasonable basis for believing that a violation of this section had been committed.  
6 On receipt of such a request, the department shall request the contractor,  
7 subcontractor, or agent to submit to the department a certified record of the  
8 information specified in par. (a), other than personally identifiable information  
9 relating to an employee of the contractor, subcontractor, or agent, for no longer than  
10 a 4-week period. The department may request a contractor, subcontractor, or agent  
11 to submit those records no more than once per calendar quarter for each project of  
12 public works on which the contractor, subcontractor, or agent is performing work.  
13 The department may not charge a requester a fee for obtaining that information. The  
14 department shall make available for public inspection certified records submitted to  
15 the department under this paragraph.

16 **SECTION 2390v.** 103.50 (2g) of the statutes is created to read:

17 103.50 (2g) NONAPPLICABILITY. This section does not apply to a single-trade  
18 project of public works, as defined in s. 103.49 (1) (em), for which the estimated  
19 project cost of completion is less than \$48,000 or a multiple-trade project of public  
20 works, as defined in s. 103.49 (1) (br), for which the estimated project cost of  
21 completion is less than \$100,000.

22 **SECTION 2390w.** 103.50 (2m) (b) (intro.) of the statutes is amended to read:

23 103.50 (2m) (b) (intro.) ~~Notwithstanding par. (a) 1., a~~ A laborer, worker,  
24 mechanic, or truck driver who is regularly employed to process, manufacture, pick  
25 up, or deliver materials or products from a commercial establishment that has a fixed

1 place of business from which the establishment regularly supplies processed or  
2 manufactured materials or products or from a facility that is not dedicated  
3 exclusively, or nearly so, to a project that is subject to this section is not entitled to  
4 receive the prevailing wage rate determined under sub. (3) or to receive at least 1.5  
5 times his or her hourly basic rate of pay for all hours worked in excess of the  
6 prevailing hours of labor unless any of the following applies:

7 **SECTION 2390x.** 103.50 (2m) (b) 1. of the statutes is amended to read:

8 103.50 **(2m)** (b) 1. The laborer, worker, mechanic or truck driver is employed  
9 to go to the source of mineral aggregate such as sand, gravel or stone ~~that is to be~~  
10 ~~immediately incorporated into the work, and not stockpiled or further transported~~  
11 ~~by truck, pick up that mineral aggregate and deliver that mineral aggregate to the~~  
12 site of a project that is subject to this section by depositing the material substantially  
13 ~~in place, directly~~ in final place, from transporting the vehicle or through spreaders  
14 from the transporting vehicle.

15 **SECTION 2390z.** 103.50 (4) of the statutes is amended to read:

16 103.50 **(4)** CERTIFICATION OF PREVAILING WAGE RATES. The department of  
17 workforce development shall, by May 1 of each year, certify to the department of  
18 transportation the prevailing wage rates in each area for all trades or occupations  
19 commonly employed in the highway construction industry. The certification shall,  
20 in addition to the current prevailing wage rates, include future prevailing wage rates  
21 when such prevailing wage rates can be determined for any such trade or occupation  
22 in any area and shall specify the effective date of those future prevailing wage rates.  
23 The certification shall also include wage rates for work performed on Sundays or the  
24 holidays specified in s. 103.49 (1) (c) and shift differentials based on the time of day  
25 or night when work is performed. If a construction project extends into more than



1 one area there shall be but one standard of prevailing wage rates for the entire  
2 project.

3 **SECTION 2390zb.** 103.50 (4m) of the statutes is amended to read:

4 103.50 **(4m)** WAGE RATE DATA. In determining prevailing wage rates for projects  
5 that are subject to this section, the department shall use data from projects that are  
6 subject to this section, s. 66.0903, ~~66.0904~~, or 103.49, or 40 USC 3142. In determining  
7 prevailing wage rates for those projects, the department may not use data from any  
8 construction work that is performed by a state agency or a local governmental unit,  
9 as defined in s. 66.0903 (1) (d).

10 **SECTION 2390zc.** 103.503 (title) of the statutes is amended to read:

11 **103.503** (title) **Substance abuse prevention on public works and**  
12 **publicly funded projects.**

13 **SECTION 2390zd.** 103.503 (1) (a) of the statutes is amended to read:

14 103.503 **(1)** (a) “Accident” means an incident caused, contributed to, or  
15 otherwise involving an employee that resulted or could have resulted in death,  
16 personal injury, or property damage and that occurred while the employee was  
17 performing the work described in s. 66.0903 (4), ~~66.0904 (3)~~, or 103.49 (2m) on a  
18 project.

19 **SECTION 2390ze.** 103.503 (1) (c) of the statutes is amended to read:

20 103.503 **(1)** (c) “Contracting agency” means a local governmental unit, as  
21 defined in s. 66.0903 (1) (d), or a state agency, as defined in s. 103.49 (1) (f), ~~or an~~  
22 ~~owner or developer under s. 66.0904~~ that has contracted for the performance of work  
23 on a project.

24 **SECTION 2390zf.** 103.503 (1) (e) of the statutes is amended to read:

1           103.503 (1) (e) “Employee” means a laborer, worker, mechanic, or truck driver  
2 who performs the work described in s. 66.0903 (4), ~~66.0904 (3)~~, or 103.49 (2m) on a  
3 project.

4           **SECTION 2390zg.** 103.503 (1) (g) of the statutes is amended to read:

5           103.503 (1) (g) “Project” ~~mean~~ means a project of public works that is subject  
6 to s. 66.0903 or 103.49 ~~or a publicly funded private construction project that is subject~~  
7 ~~to s. 66.0904.~~

8           **SECTION 2390zh.** 103.503 (2) of the statutes is amended to read:

9           103.503 (2) SUBSTANCE ABUSE PROHIBITED. No employee may use, possess,  
10 attempt to possess, distribute, deliver, or be under the influence of a drug, or use or  
11 be under the influence of alcohol, while performing the work described in s. 66.0903  
12 (4), ~~66.0904 (3)~~, or 103.49 (2m) on a project. An employee is considered to be under  
13 the influence of alcohol for purposes of this subsection if he or she has an alcohol  
14 concentration that is equal to or greater than the amount specified in s. 885.235 (1g)  
15 (d).

16           **SECTION 2390zhi.** 103.503 (3) (a) 2. of the statutes is amended to read:

17           103.503 (3) (a) 2. A requirement that employees performing the work described  
18 in s. 66.0903 (4), ~~66.0904 (3)~~, or 103.49 (2m) on a project submit to random,  
19 reasonable suspicion, and post-accident drug and alcohol testing and to drug and  
20 alcohol testing before commencing work on a project, except that testing of an  
21 employee before commencing work on a project is not required if the employee has  
22 been participating in a random testing program during the 90 days preceding the  
23 date on which the employee commenced work on the project.

24           **SECTION 2390zk.** 103.65 (2) of the statutes is amended to read:

1           103.65 (2) No minor shall under 16 years of age may be employed or permitted  
2 to work at any employment for such hours of the day or week, ~~or for~~ such days of the  
3 week, or at such periods of the day as shall may be dangerous or prejudicial to the  
4 life, health, safety, or welfare of such the minor.

5           **SECTION 2390zL.** 103.66 (2) of the statutes is amended to read:

6           103.66 (2) The department may investigate and fix reasonable classifications  
7 of employments and hours of employment for minors under 16 years of age and may  
8 issue general or special orders fixing for those minors maximum hours of  
9 employment ~~for minors~~ per day and per week, maximum days of employment per  
10 week, hours at which employment shall may begin and end, and the duration of  
11 lunch and other rest periods as are necessary to protect the life, health, safety, and  
12 welfare of those minors. For minors under 16 years of age, the department may not  
13 fix hours of employment that exceed the maximum hours per day and per week  
14 specified in s. 103.68 (2) (a) and (b), that exceed the maximum days per week specified  
15 in s. 103.68 (2) (c), or that begin earlier or end later than the hours specified in s.  
16 103.68 (2) (d) and (e). For minors 16 years of age or over, the department may fix the  
17 duration of lunch and other rest periods, but may not limit hours of employment or  
18 issue general or special orders fixing maximum hours of employment per day or per  
19 week, maximum days of employment per week, or hours at which employment may  
20 begin and end.

21           **SECTION 2390zm.** 103.68 (1) of the statutes is amended to read:

22           103.68 (1) No minor shall may be employed or permitted to work at any gainful  
23 occupation ~~other than domestic service, farm labor, or service as an election inspector~~  
24 ~~under s. 7.30 (2) (am) for more than 8 hours in any one day nor more than 40 hours~~

1 ~~nor more than 6 days in any one week, nor~~ during such hours as the minor is required  
2 under s. 118.15 to attend school.

3 **SECTION 2390zn.** 103.68 (2) of the statutes is renumbered 103.68 (2) (intro.)  
4 and amended to read:

5 103.68 (2) (intro.) No minor under 16 shall years of age may be employed or  
6 permitted to work in any gainful occupation, other than ~~domestic service or farm~~  
7 ~~labor more than 24 hours in any one week, nor, except in domestic service, farm labor,~~  
8 ~~or in public exhibitions, as defined provided~~ in s. 103.78, ~~or in street trades as defined~~  
9 ~~in s. 103.21, before 7 a.m. nor after 6 p.m. as follows:~~

10 **SECTION 2390zp.** 103.68 (2) (a) to (e) of the statutes are created to read:

11 103.68 (2) (a) For more than 3 hours on a school day or 8 hours on a nonschool  
12 day.

13 (b) For more than 18 hours in a school week or 40 hours in a nonschool week.

14 (c) For more than 6 days in a week.

15 (d) Before 7:00 a.m. or after 7:00 p.m. from the day after Labor Day to May 31.

16 (e) Before 7:00 a.m. or after 9:00 p.m. from June 1 to Labor Day.

17 **SECTION 2390zr.** 104.001 (3) (am) of the statutes is repealed.

18 **SECTION 1515.** 106.14 (2) of the statutes is amended to read:

19 106.14 (2) The department shall publicize and maintain on its job center Web  
20 site information related to the job ~~programs under ss.~~ program under s. 49.147 (3)  
21 ~~and 49.162~~ so that employers and individuals seeking employment may obtain  
22 information about the ~~programs~~ program, including how to participate in ~~them~~ it.

23 **SECTION 1516.** 106.15 (3) (intro.) of the statutes is amended to read:

24 106.15 (3) GRANTS. (intro.) From the ~~appropriations~~ appropriation under s.  
25 20.445 (1) ~~(bc), (jm), and (m)~~, the department shall make grants to persons providing

1 employment and training activities to dislocated workers including all of the  
2 following:

3 **SECTION 1517.** 106.16 (3) of the statutes is amended to read:

4 106.16 (3) A state agency or an authority under ch. 231 or 234 shall notify the  
5 ~~department of commerce~~ Wisconsin Economic Development Corporation if it makes  
6 a loan or grant to a company.

7 **SECTION 1518.** 106.20 (1) (e) of the statutes is amended to read:

8 106.20 (1) (e) “Minority business” has the meaning given in s. ~~560.036~~ 16.287  
9 (1) (e).

10 **SECTION 1519.** 106.30 (2) of the statutes is amended to read:

11 106.30 (2) ~~SURVEY FORM.~~ Each odd-numbered year, the department of  
12 workforce development shall develop and submit to the department of ~~regulation~~  
13 ~~and licensing~~ safety and professional services a survey form to gather data under s.  
14 441.01 (7) (a) 1. to assist the department of workforce development in evaluating the  
15 supply of, demand for, and turnover among nurses in this state and in determining  
16 whether there are any regional shortages of nurses, shortages of nurses in any  
17 speciality areas, or impediments to entering the nursing profession in this state.

18 **SECTION 1520.** 106.30 (5) (a) of the statutes is amended to read:

19 106.30 (5) (a) From the appropriation account under s. 20.445 (1) (km), the  
20 department of workforce development shall award grants equal to the amount  
21 appropriated under s. 20.445 (1) (km) minus the amount expended under sub. (4) to  
22 a nonprofit statewide nursing center that is comprised of and led by nurses and that  
23 has demonstrated coordination with constituent groups within the nursing  
24 community, including professional nursing organizations; organizations  
25 representing nurse educators, staff nurses, and nurse managers or executives; labor

1 organizations representing nurses; the department of ~~regulation and licensing~~  
2 safety and professional services; the department of health services; and legislators  
3 who are concerned with issues affecting the nursing profession.

4 **SECTION 1521.** 106.30 (5) (b) of the statutes is amended to read:

5 106.30 (5) (b) A statewide nursing center that receives a grant under par. (a)  
6 shall use the grant moneys to develop strategies to ensure that there is a nursing  
7 workforce that is adequate to meet the current and future health care needs of this  
8 state. The statewide nursing center may use those moneys to fund activities that are  
9 aimed at ensuring such a nursing workforce, including monitoring trends in the  
10 applicant pool for nursing education programs; evaluating the effectiveness of  
11 nursing education programs in increasing access to those programs and in  
12 enhancing career mobility for nurses, especially for populations that are  
13 underrepresented in the nursing profession; and facilitating partnerships between  
14 the nursing community and other health care providers, the department of  
15 ~~regulation and licensing~~ safety and professional services, the business community,  
16 the legislature, and educators to promote diversity within the nursing profession,  
17 enhance career mobility and leadership development for nurses, and achieve  
18 consensus regarding policies aimed at ensuring an adequate nursing workforce in  
19 this state.

20 **SECTION 1522.** 106.50 (6) (a) 3. of the statutes is amended to read:

21 106.50 (6) (a) 3. The complaint may be filed by an aggrieved person, by an  
22 interested person, by the department of workforce development under par. (b) or, if  
23 the complaint charges a violation of sub. (2r) (c), by the department of ~~commerce~~  
24 safety and professional services. The department of workforce development shall,  
25 upon request, provide appropriate assistance in completing and filing complaints.

1           **SECTION 1523.** 106.50 (6) (b) of the statutes is amended to read:

2           106.50 **(6)** (b) *Powers and duties of department.* The department of workforce  
3 development and its duly authorized agents may hold hearings, subpoena witnesses,  
4 take testimony and make investigations as provided in this subsection. The  
5 department of workforce development may test and investigate for the purpose of  
6 establishing violations of sub. (2), (2m) or (2r) and may make, sign and file  
7 complaints alleging violations of sub. (2), (2m) or (2r). In addition, the department  
8 of ~~commerce~~ safety and professional services may make, sign and file complaints  
9 alleging violations of sub. (2r) (c). The department of workforce development shall  
10 employ examiners to hear and decide complaints of discrimination under this  
11 section, and to assist in the administration of this section. The examiners may make  
12 findings and issue orders under this subsection. The department of workforce  
13 development shall develop and implement an investigation manual for use in  
14 conducting investigations under par. (c).

15           **SECTION 1524.** 107.30 (4) of the statutes is amended to read:

16           107.30 **(4)** “Department” means the department of ~~commerce~~ safety and  
17 professional services.

18           **SECTION 1525.** 107.30 (10) of the statutes is amended to read:

19           107.30 **(10)** “Mining damage appropriation” means the appropriation under s.  
20 ~~20.143 (3)~~ 20.165 (2) (a).

21           **SECTION 1526.** 107.31 (5) (a) (intro.) of the statutes is amended to read:

22           107.31 **(5)** (a) *Calculation.* (intro.) The mining damage reserve accumulation  
23 is calculated by subtracting the total amount of all mining damages awards paid  
24 from the appropriation under s. 20.445 (4) (a), 2001 stats., beginning on May 22, 1980  
25 or paid from the appropriation under s. ~~20.143 (3)~~ 20.165 (2) (a) from the sum of:

1           **SECTION 1527.** 108.02 (21e) (intro.) of the statutes is amended to read:

2           **108.02 (21e)** PROFESSIONAL EMPLOYER ORGANIZATION. (intro.) “Professional  
3 employer organization” means any person who is currently registered as a  
4 professional employer organization with the department of ~~regulation and licensing~~  
5 safety and professional services in accordance with ch. 461, who contracts to provide  
6 the nontemporary, ongoing employee workforce of more than one client under a  
7 written leasing contract, the majority of whose clients are not under the same  
8 ownership, management, or control as the person other than through the terms of  
9 the contract, and who under contract and in fact:

10           **SECTION 2403e.** 108.02 (26m) of the statutes is created to read:

11           **108.02 (26m)** WAITING PERIOD. “Waiting period” means any period of time under  
12 s. 108.04 (3) for which no benefits are payable to a claimant as a condition precedent  
13 to receipt of benefits.

14           **SECTION 2403m.** 108.04 (1) (c) of the statutes is created to read:

15           **108.04 (1) (c)** If a claimant fails or refuses to take a test for the presence of  
16 illegal drugs that is required by the claimant’s employer or a prospective employer  
17 as a condition of employment, the employer shall report the failure or refusal to the  
18 department. The department shall retain the information received from employers  
19 under this paragraph for the purpose of determining eligibility for benefits. A  
20 claimant is ineligible to receive benefits for a period of 52 weeks after the week in  
21 which the department receives a report of the claimant’s failure or refusal under this  
22 paragraph. This paragraph applies to the extent permitted under federal law.

23           **SECTION 2403s.** 108.04 (3) of the statutes is created to read:



1           **108.04 (3) WAITING PERIOD.** The first week of a claimant's benefit year for which  
2 the claimant has timely applied and is otherwise eligible for regular benefits under  
3 this chapter is the claimant's waiting period for that benefit year.

4           **SECTION 2403w.** 108.06 (1) of the statutes is amended to read:

5           **108.06 (1)** Except as provided in subs. (6) and (7) and ss. 108.141 and 108.142,  
6 no claimant may receive total benefits based on employment in a base period greater  
7 than 26 times the claimant's weekly benefit rate under s. 108.05 (1) or 40% of the  
8 claimant's base period wages, whichever is lower. Except as provided in subs. (6) and  
9 (7) and ss. 108.141 and 108.142, if a claimant's base period wages are reduced or  
10 canceled under s. 108.04 (5) or (18), or suspended under s. 108.04 (1) (c) or (f), (10)  
11 (a), or (17), the claimant may not receive total benefits based on employment in a base  
12 period greater than 26 times the claimant's weekly benefit rate under s. 108.05 (1)  
13 or 40% of the base period wages not reduced, canceled or suspended which were paid  
14 or payable to the claimant, whichever is lower.

15           **SECTION 1528.** 109.07 (1m) (b) of the statutes is amended to read:

16           **109.07 (1m) (b)** The department shall promptly provide a copy of the notice  
17 required under par. (a) ~~to the department of commerce and to the office of the~~  
18 ~~commissioner of insurance and shall cooperate with the department of commerce in~~  
19 ~~the performance of its responsibilities under s. 560.15 and with the office of the~~  
20 ~~commissioner of insurance in the performance of its responsibilities under s. 601.41~~  
21 (7).

22           **SECTION 2404c.** 109.09 (1) of the statutes is amended to read:

23           **109.09 (1)** The department shall investigate and attempt equitably to adjust  
24 controversies between employers and employees as to alleged wage claims. The  
25 department may receive and investigate any wage claim which is filed with the

1 department, or received by the department under s. 109.10 (4), no later than 2 years  
2 after the date the wages are due. The department may, after receiving a wage claim,  
3 investigate any wages due from the employer against whom the claim is filed to any  
4 employee during the period commencing 2 years before the date the claim is filed.  
5 The department shall enforce this chapter and ss. 66.0903, ~~66.0904~~, 103.02, 103.49,  
6 103.82, 104.12, and 229.8275. In pursuance of this duty, the department may sue the  
7 employer on behalf of the employee to collect any wage claim or wage deficiency and  
8 ss. 109.03 (6) and 109.11 (2) and (3) shall apply to such actions. Except for actions  
9 under s. 109.10, the department may refer such an action to the district attorney of  
10 the county in which the violation occurs for prosecution and collection and the  
11 district attorney shall commence an action in the circuit court having appropriate  
12 jurisdiction. Any number of wage claims or wage deficiencies against the same  
13 employer may be joined in a single proceeding, but the court may order separate  
14 trials or hearings. In actions that are referred to a district attorney under this  
15 subsection, any taxable costs recovered by the district attorney shall be paid into the  
16 general fund of the county in which the violation occurs and used by that county to  
17 meet its financial responsibility under s. 978.13 (2) (b) for the operation of the office  
18 of the district attorney who prosecuted the action.

19 **SECTION 2404g.** 110.08 (2) of the statutes is amended to read:

20 110.08 (2) Except as provided under sub. (5) (b) and s. 343.16 (1) (b) to (c), all  
21 examinations for operator's licenses and permits shall be given by state examiners.

22 **SECTION 2404r.** 110.08 (5) of the statutes is created to read:

23 110.08 (5) (a) The department shall provide in each county, directly or by  
24 contract as described in par. (b), at least 20 hours per week of services relating to  
25 operator's licenses and identification cards.

1 (b) The department shall provide the services required under par. (a) by the  
2 most cost-effective means possible, which may include contracting with counties or  
3 other local governments to provide these services. Notwithstanding any provision  
4 of ss. 343.14 and 343.16, a contract between the department and a county or other  
5 local government under this paragraph may authorize an employee of the county or  
6 local government to conduct any examination for an operator's license except a  
7 driving skills test. The department may require any employee of a county or local  
8 government who provides services under a contract entered into under this  
9 paragraph to satisfy any requirement under s. 110.09 that would be required of an  
10 employee of the department.

11 **SECTION 2404q.** 111.322 (2m) (c) of the statutes is amended to read:

12 111.322 (2m) (c) The individual files a complaint or attempts to enforce a right  
13 under s. 66.0903, ~~66.0904~~, 103.49, or 229.8275 or testifies or assists in any action or  
14 proceeding under s. 66.0903, ~~66.0904~~, 103.49, or 229.8275.

15 **SECTION 2404t.** 111.335 (1) (cv) of the statutes is amended to read:

16 111.335 (1) (cv) Notwithstanding s. 111.322, it is not employment  
17 discrimination because of conviction record to refuse to employ in a position in the  
18 classified service ~~or in a position described in s. 230.08 (2) (k)~~ a person who has been  
19 convicted under 50 USC, Appendix, section 462 for refusing to register with the  
20 selective service system and who has not been pardoned.

21 **SECTION 1529.** 111.70 (1) (a) of the statutes is amended to read:

22 111.70 (1) (a) "Collective bargaining" means the performance of the mutual  
23 obligation of a municipal employer, through its officers and agents, and the  
24 representative of its municipal employees in a collective bargaining unit, to meet and  
25 confer at reasonable times, in good faith, with the intention of reaching an

1 agreement, or to resolve questions arising under such an agreement, with respect to  
2 wages, hours, and conditions of employment, and with respect to a requirement of  
3 the municipal employer for a municipal employee to perform law enforcement and  
4 fire fighting services under s. 60.553, 61.66, or 62.13 (2e) and for a school district with  
5 respect to any matter under sub. (4) (n) and (o), ~~and for a school district with respect~~  
6 ~~to any matter under sub. (4) (n)~~, except as provided in subs. (3m), (3p), and (4) (m)  
7 and (mc) and s. 40.81 (3) and except that a municipal employer shall not meet and  
8 confer with respect to any proposal to diminish or abridge the rights guaranteed to  
9 municipal employees under ch. 164. The duty to bargain, however, does not compel  
10 either party to agree to a proposal or require the making of a concession. Collective  
11 bargaining includes the reduction of any agreement reached to a written and signed  
12 document. The municipal employer shall not be required to bargain on subjects  
13 reserved to management and direction of the governmental unit except insofar as the  
14 manner of exercise of such functions affects the wages, hours, and conditions of  
15 employment of the municipal employees in a collective bargaining unit. In creating  
16 this subchapter the legislature recognizes that the municipal employer must  
17 exercise its powers and responsibilities to act for the government and good order of  
18 the jurisdiction which it serves, its commercial benefit and the health, safety, and  
19 welfare of the public to assure orderly operations and functions within its  
20 jurisdiction, subject to those rights secured to municipal employees by the  
21 constitutions of this state and of the United States and by this subchapter.

22 **SECTION 2406m.** 111.70 (1) (j) of the statutes is amended to read:

23 111.70 (1) (j) “Municipal employer” means any city, county, village, town,  
24 metropolitan sewerage district, school district, long-term care district, ~~transit~~  
25 ~~authority under s. 59.58 (7) or 66.1039~~, or any other political subdivision of the state,

1 or instrumentality of one or more political subdivisions of the state, that engages the  
2 services of an employee and includes any person acting on behalf of a municipal  
3 employer within the scope of the person's authority, express or implied, but  
4 specifically does not include a local cultural arts district created under subch. V of  
5 ch. 229.

6 **SECTION 2407dg.** 111.70 (4) (c) 2. a. of the statutes is renumbered 111.70 (4) (c)  
7 2.

8 **SECTION 2407dgg.** 111.70 (4) (c) 2. b. of the statutes is repealed.

9 **SECTION 2408cv.** 111.70 (4) (jm) 4w. of the statutes is created to read:

10 111.70 (4) (jm) 4w. In determining the proper compensation to be received by  
11 members of the police department under subd. 4., the arbitrator shall give greater  
12 weight to the economic conditions in the 1st class city than the arbitrator gives to the  
13 factors under subd. 5. The arbitrator shall give an accounting of the consideration  
14 of this factor in the arbitrator's decision.

15 **SECTION 2408cx.** 111.70 (4) (jm) 5. (intro.) of the statutes is amended to read:

16 111.70 (4) (jm) 5. (intro.) In determining the proper compensation to be received  
17 by members of the police department under subd. 4., in addition to the factor under  
18 subd. 4w., the arbitrator shall utilize:

19 **SECTION 2409cp.** 111.70 (4) (mc) 1., 2. and 3. of the statutes are repealed.

20 **SECTION 2409cy.** 111.70 (4) (mc) 5. and 6. of the statutes are created to read:

21 111.70 (4) (mc) 5. If the collective bargaining unit contains a public safety  
22 employee who is initially employed on or after the effective date of this subdivision  
23 .... [LRB inserts date], the requirement under ss. 40.05 (1) (b), 59.875, and 62.623  
24 that the municipal employer may not pay, on behalf of that public safety employee  
25 any employee required contributions or the employee share of required

1 contributions, and the impact of this requirement on the wages, hours, and  
2 conditions of employment of that public safety employee. If a public safety employee  
3 is initially employed by a municipal employer before the effective date of this  
4 subdivision .... [LRB inserts date], this subdivision does not apply to that public  
5 safety employee if he or she is employed as a public safety employee by a successor  
6 municipal employer in the event of a combined department that is created on or after  
7 that date.

8 6. The design and selection of health care coverage plans by the municipal  
9 employer for public safety employees, and the impact of the design and selection of  
10 the health care coverage plans on the wages, hours, and conditions of employment  
11 of the public safety employee.

12 **SECTION 2409it.** 111.77 (6) of the statutes is renumbered 111.77 (6) (bm), and  
13 111.77 (6) (bm) (intro.), as renumbered, is amended to read:

14 111.77 (6) (bm) (intro.) In reaching a decision, in addition to the factors under  
15 par. (am), the arbitrator shall give weight to the following factors:

16 **SECTION 2409iv.** 111.77 (6) (am) of the statutes is created to read:

17 111.77 (6) (am) In reaching a decision, the arbitrator shall give greater weight  
18 to the economic conditions in the jurisdiction of the municipal employer than the  
19 arbitrator gives to the factors under par. (bm). The arbitrator shall give an  
20 accounting of the consideration of this factor in the arbitrator's decision.

21 **SECTION 2410a.** 111.81 (7) (ar) of the statutes is created to read:

22 111.81 (7) (ar) Any employee who is employed by the University of Wisconsin  
23 System, except an employee who is assigned to the University of  
24 Wisconsin–Madison, and except academic faculty under s. 36.13 and academic staff  
25 under s. 36.15.

1           **SECTION 2410b.** 111.81 (7) (at) of the statutes is created to read:

2           111.81 (7) (at) Any employee who is employed by the University of Wisconsin  
3 System and assigned to the University of Wisconsin–Madison except academic  
4 faculty under s. 36.13 and academic staff under s. 36.15.

5           **SECTION 2410c.** 111.815 (1) of the statutes is amended to read:

6           111.815 (1) In the furtherance of this subchapter, the state shall be considered  
7 as a single employer and employment relations policies and practices throughout the  
8 state service shall be as consistent as practicable. The office shall negotiate and  
9 administer collective bargaining agreements except that the department of health  
10 services, subject to the approval of the federal centers for medicare and medicaid  
11 services to use collective bargaining as the method of setting rates for  
12 reimbursement of home care providers, shall negotiate and administer collective  
13 bargaining agreements entered into with the collective bargaining unit specified in  
14 s. 111.825 (2g). To coordinate the employer position in the negotiation of agreements,  
15 the office, or the department of health services with regard to collective bargaining  
16 agreements entered into with the collective bargaining unit specified in s. 111.825  
17 (2g), shall maintain close liaison with the legislature relative to the negotiation of  
18 agreements and the fiscal ramifications of those agreements. Except with respect  
19 to the collective bargaining units specified in s. 111.825 (1m), ~~(2) (f)~~, (1r), (1t), and  
20 (2g), the office is responsible for the employer functions of the executive branch under  
21 this subchapter, and shall coordinate its collective bargaining activities with  
22 operating state agencies on matters of agency concern. The legislative branch shall  
23 act upon those portions of tentative agreements negotiated by the office that require  
24 legislative action. With respect to the collective bargaining units specified in s.  
25 111.825 (1m), the University of Wisconsin Hospitals and Clinics Board is responsible

1 for the employer functions under this subchapter. With respect to the collective  
2 bargaining units specified in s. 111.825 (1r), the Board of Regents of the University  
3 of Wisconsin System is responsible for the employer functions under this subchapter.  
4 With respect to the collective bargaining units specified in s. 111.825 (1t), the  
5 chancellor of the University of Wisconsin–Madison is responsible for the employer  
6 functions under this subchapter. With respect to the collective bargaining unit  
7 specified in s. 111.825 ~~(2) (f)~~ (1r) (ef), the governing board of the charter school  
8 established by contract under s. 118.40 (2r) (cm) is responsible for the employer  
9 functions under this subchapter. With respect to the collective bargaining unit  
10 specified in s. 111.825 (2g), the department of health services is responsible for the  
11 employer functions of the executive branch under this subchapter.

12 **SECTION 2410d.** 111.815 (2) of the statutes is amended to read:

13 111.815 **(2)** In the furtherance of the policy under s. 111.80 (4), the director of  
14 the office shall, together with the appointing authorities or their representatives,  
15 represent the state in its responsibility as an employer under this subchapter except  
16 with respect to negotiations in the collective bargaining units specified in s. 111.825  
17 (1m), ~~(2) (f)~~, (1r), (1t), and (2g). The director of the office shall establish and maintain,  
18 wherever practicable, consistent employment relations policies and practices  
19 throughout the state service.

20 **SECTION 2410e.** 111.825 (1r) of the statutes is created to read:

21 111.825 **(1r)** Except as provided in sub. (2), collective bargaining units for  
22 employees who are employed by the University of Wisconsin System, other than  
23 employees who are assigned to the University of Wisconsin–Madison, are structured  
24 with one collective bargaining unit for each of the following occupational groups:

25 (a) Administrative support.



- 1 (b) Blue collar and nonbuilding trades.
- 2 (c) Building trades crafts.
- 3 (cm) Law enforcement.
- 4 (d) Security and public safety.
- 5 (e) Technical.
- 6 (f) Professional:
  - 7 1. Fiscal and staff services.
  - 8 2. Research, statistics, and analysis.
  - 9 3. Legal.
  - 10 4. Patient treatment.
  - 11 5. Patient care.
  - 12 6. Social services.
  - 13 7. Education.
  - 14 8. Engineering.
  - 15 9. Science.

16 **SECTION 2410f.** 111.825 (1t) of the statutes is created to read:

17 111.825 (1t) Except as provided in sub. (2), collective bargaining units for  
18 employees employed by the University of Wisconsin System and assigned to the  
19 University of Wisconsin–Madison are structured with one collective bargaining unit  
20 for each of the following occupational groups:

- 21 (a) Administrative support.
- 22 (b) Blue collar and nonbuilding trades.
- 23 (c) Building trades crafts.
- 24 (cm) Law enforcement.
- 25 (d) Security and public safety.

1 (e) Technical.

2 (f) Professional:

3 1. Fiscal and staff services.

4 2. Research, statistics, and analysis.

5 3. Legal.

6 4. Patient treatment.

7 5. Patient care.

8 6. Social services.

9 7. Education.

10 8. Engineering.

11 9. Science.

12 **SECTION 2410g.** 111.825 (2) (a) of the statutes is renumbered 111.825 (1t) (em)  
13 and amended to read:

14 111.825 (1t) (em) The program, project, and teaching assistants of the  
15 University of Wisconsin–Madison and

16 (1r) (em) The program, project, and teaching assistants of the University of  
17 Wisconsin–Extension.

18 **SECTION 2410h.** 111.825 (2) (b), (c) and (f) of the statutes are renumbered  
19 111.825 (1r) (eb), (ec) and (ef).

20 **SECTION 2410i.** 111.825 (2) (g) of the statutes is renumbered 111.825 (1t) (er)  
21 and amended to read:

22 111.825 (1t) (er) Research assistants of the University of Wisconsin–Madison  
23 and

24 (1r) (er) Research assistants of the University of Wisconsin–Extension.

1           **SECTION 2410j.** 111.825 (2) (h) and (i) of the statutes are renumbered 111.825  
2 (1r) (eh) and (ei).

3           **SECTION 2410k.** 111.825 (3) of the statutes is amended to read:

4           111.825 (3) The commission shall assign employees to the appropriate  
5 collective bargaining units set forth in subs. (1), (1m), (1r), (1t), (2), and (2g).

6           **SECTION 2410L.** 111.825 (3m) of the statutes is created to read:

7           111.825 (3m) If, on or after the effective date of this subsection .... [LRB inserts  
8 date], the University of Wisconsin–Madison or the Board of Regents of the University  
9 of Wisconsin System creates a new position title or classification for a position, the  
10 commission shall, within 30 days of being notified of the creation, determine if the  
11 title or classification would make the person who holds the position an employee  
12 under s. 111.81 (7) (ar) or (at) and assign any new position title or classification that  
13 would make the position holder an employee to the appropriate collective bargaining  
14 unit under s. 111.825 (1r) or (1t).

15           **SECTION 2410m.** 111.825 (4) of the statutes is amended to read:

16           111.825 (4) Any labor organization may petition for recognition as the exclusive  
17 representative of a collective bargaining unit specified in sub. (1), (1m), (1r), (1t), (2),  
18 or (2g) in accordance with the election procedures set forth in s. 111.83, provided the  
19 petition is accompanied by a 30% showing of interest in the form of signed  
20 authorization cards. Each additional labor organization seeking to appear on the  
21 ballot shall file petitions within 60 days of the date of filing of the original petition  
22 and prove, through signed authorization cards, that at least 10% of the employees  
23 in the collective bargaining unit want it to be their representative.

24           **SECTION 2410n.** 111.825 (6) of the statutes is amended to read:

1           111.825 (6) The commission shall ~~only~~ assign only an employee of the  
2 department of administration, department of transportation, University of  
3 Wisconsin–Madison, or board of regents of the University of Wisconsin System who  
4 engages in the detection and prevention of crime, who enforces the laws and who is  
5 authorized to make arrests for violations of the laws; an employee of the department  
6 of administration, department of transportation, University of Wisconsin–Madison,  
7 or board of regents of the University of Wisconsin System who provides technical law  
8 enforcement support to such employees; and an employee of the department of  
9 transportation who engages in motor vehicle inspection or operator’s license  
10 examination to ~~the a~~ collective bargaining unit under sub. (1) (cm), (1r) (cm), or (1t)  
11 (cm), whichever is appropriate.

12           **SECTION 2410o.** 111.825 (7) of the statutes is created to read:

13           111.825 (7) Notwithstanding sub. (3), if on the effective date of this subsection  
14 .... [LRB inserts date], an employee of the University of Wisconsin System is assigned  
15 to a collective bargaining unit under sub. (1) or (2) (a), (b), (c), (g), (h), or (i) the  
16 commission shall assign the person to the corresponding collective bargaining unit  
17 under sub. (1r) or (1t), whichever is appropriate. Except as otherwise provided in this  
18 subchapter, the commission may not assign any other persons to the collective  
19 bargaining units under sub. (1r) or (1t).

20           **SECTION 2410pm.** 111.83 (5) (a) of the statutes is amended to read:

21           111.83 (5) (a) This subsection applies only to the collective bargaining unit  
22 specified in s. 111.825 ~~(2)–(e)~~ (1r) (ec).

23           **SECTION 2410q.** 111.83 (5) (b) of the statutes is amended to read:

24           111.83 (5) (b) Upon filing of a petition with the commission indicating a  
25 showing of interest of at least 30% of the employees at an institution who are

1 included within a collective bargaining unit to be represented by a labor  
2 organization, the commission shall hold an election in which the employees in that  
3 unit at that institution may vote on the question of representation. The labor  
4 organization named in any such petition shall be included on the ballot. Within 60  
5 days of the time that an original petition is filed, another petition may be filed with  
6 the commission indicating a showing of interest of at least 10% of the employees at  
7 the same institution who are included in the same collective bargaining unit to be  
8 represented by another labor organization, in which case the name of that labor  
9 organization shall be included on the ballot. If more than one original petition is filed  
10 within a 30–day period concerning employees in the collective bargaining unit  
11 specified in s. 111.825 ~~(2)–(e)~~ (1r) (ec), the results of all elections held pursuant to the  
12 petitions shall be announced by the commission at the same time. The ballot shall  
13 be prepared in accordance with sub. (3), except as otherwise provided in this  
14 subsection.

15 **SECTION 2410r.** 111.83 (5) (c) of the statutes is amended to read:

16 111.83 **(5)** (c) Notwithstanding s. 111.825 ~~(2)–(e)~~ (1r) (ec), the employees at any  
17 institution included within the collective bargaining unit at which no petition is filed  
18 and no election is held or at which the employees indicate, by a majority of those  
19 voting in an election, a desire not to participate in collective bargaining are not  
20 considered to be a part of that collective bargaining unit.

21 **SECTION 2410s.** 111.83 (7) of the statutes is renumbered 111.83 (7) (a).

22 **SECTION 2410t.** 111.83 (7) (b) of the statutes is created to read:

23 111.83 **(7)** (b) Notwithstanding subs. (1), (3) and (6) and s. 111.825 (4), if on the  
24 effective date of this paragraph ... [LRB inserts date], there is a representative  
25 recognized or certified to represent the employees in any of the collective bargaining

1 units specified in s. 111.825 (1) (a) to (f), that representative shall become the  
2 representative of the employees in the corresponding collective bargaining units  
3 specified in s. 111.825 (1r) (a) to (f) or (1t) (a) to (f), whichever is appropriate, without  
4 the necessity of filing a petition or conducting an election, subject to the right of any  
5 person to file a petition under this section during October 2014 or at any subsequent  
6 time when sub. (6) applies.

7 **SECTION 2410u.** 111.84 (2) (c) of the statutes is amended to read:

8 111.84 (2) (c) To refuse to bargain collectively on matters set forth in s. 111.91  
9 (1) with the duly authorized officer or agent of the employer which is the recognized  
10 or certified exclusive collective bargaining representative of employees specified in  
11 s. 111.81 (7) (a) in an appropriate collective bargaining unit or with the certified  
12 exclusive collective bargaining representative of employees specified in s. 111.81 (7)  
13 ~~(b)~~ (ar) to (g) in an appropriate collective bargaining unit. Such refusal to bargain  
14 shall include, but not be limited to, the refusal to execute a collective bargaining  
15 agreement previously orally agreed upon.

16 **SECTION 2410v.** 111.85 (5) of the statutes is renumbered 111.85 (5) (a).

17 **SECTION 2410w.** 111.85 (5) (b) of the statutes is created to read:

18 111.85 (5) (b) Notwithstanding sub. (1), if on the effective date of this paragraph  
19 .... [LRB inserts date], there is a fair-share or maintenance of membership  
20 agreement in effect in any of the collective bargaining units specified in s. 111.825  
21 (1) (a) to (f), that fair-share or maintenance of membership agreement shall apply  
22 to the corresponding collective bargaining unit under s. 111.825 (1r) (a) to (f) or (1t)  
23 (a) to (f), whichever is appropriate, without the necessity of filing a petition or  
24 conducting a referendum, subject to the right of the employees in each collective  
25 bargaining unit to file a petition requesting a referendum under sub. (2) (a).

1           **SECTION 2424hr.** 111.91 (1) (cm) of the statutes, as affected by 2011 Wisconsin  
2 Act 10, is amended to read:

3           111.91 **(1)** (cm) Except as provided in sub. (2) ~~(g) and (h)~~ and ss. 40.02 (22) (e)  
4 and 40.23 (1) (f) 4., all laws governing the Wisconsin retirement system under ch. 40  
5 and all actions of the employer that are authorized under any such law which apply  
6 to nonrepresented individuals employed by the state shall apply to similarly situated  
7 public safety employees, unless otherwise specifically provided in a collective  
8 bargaining agreement that applies to the public safety employees.

9           **SECTION 2424jp.** 111.91 (2) (fm) of the statutes is created to read:

10           111.91 **(2)** (fm) If the collective bargaining unit contains a public safety  
11 employee initially employed on or after the effective date of this paragraph .... [LRB  
12 inserts date], the requirement under s. 40.05 (1) (b) that the employer may not pay,  
13 on behalf of that public safety employee, any employee required contributions or the  
14 employee share of required contributions and the impact of this requirement on the  
15 wages, hours, and conditions of employment of that public safety employee.

16           **SECTION 2426c.** 111.91 (4) of the statutes is amended to read:

17           111.91 **(4)** The director of the office, in connection with the development of  
18 tentative collective bargaining agreements to be submitted under s. 111.92 (1) (a) 1,  
19 shall endeavor to obtain tentative agreements with each recognized or certified labor  
20 organization representing employees or supervisors of employees specified in s.  
21 111.81 (7) (a) and with each certified labor organization representing employees  
22 specified in s. 111.81 (7) (b) to (e) which do not contain any provision for the payment  
23 to any employee of a cumulative or noncumulative amount of compensation in  
24 recognition of or based on the period of time an employee has been employed by the  
25 state.

1           **SECTION 2426g.** 111.92 (1) (a) of the statutes is renumbered 111.92 (1) (a) 1. and  
2 amended to read:

3           111.92 **(1)** (a) 1. Any tentative agreement reached between the office, or, as  
4 provided in s. 111.815 (1), the department of health services, acting for the state, and  
5 any labor organization representing a collective bargaining unit specified in s.  
6 111.825 (1), (2) ~~(a) to (d)~~ (d) or (e), or (2g) shall, after official ratification by the labor  
7 organization, be submitted by the office or department of health services to the joint  
8 committee on employment relations, which shall hold a public hearing before  
9 determining its approval or disapproval.

10           4. If the committee approves the a tentative agreement under subd. 1., 2., or  
11 3., it shall introduce in a bill or companion bills, to be put on the calendar or referred  
12 to the appropriate scheduling committee of each house, that portion of the tentative  
13 agreement which requires legislative action for implementation, such as salary and  
14 wage adjustments, changes in fringe benefits, and any proposed amendments,  
15 deletions or additions to existing law. Such bill or companion bills are not subject to  
16 ss. 13.093 (1), 13.50 (6) (a) and (b) and 16.47 (2). The committee may, however, submit  
17 suitable portions of the tentative agreement to appropriate legislative committees  
18 for advisory recommendations on the proposed terms. The committee shall  
19 accompany the introduction of such proposed legislation with a message that informs  
20 the legislature of the committee's concurrence with the matters under consideration  
21 and which recommends the passage of such legislation without change. If the joint  
22 committee on employment relations does not approve the tentative agreement, it  
23 shall be returned to the parties for renegotiation. If the legislature does not adopt  
24 without change that portion of the tentative agreement introduced by the joint



1 committee on employment relations, the tentative agreement shall be returned to  
2 the parties for renegotiation.

3 **SECTION 2426L.** 111.92 (1) (a) 2. and 3. of the statutes are created to read:

4 111.92 **(1)** (a) 2. Any tentative agreement reached between the Board of  
5 Regents of the University of Wisconsin System, acting for the state, and any labor  
6 organization representing a collective bargaining unit specified in s. 111.825 (1r)  
7 shall, after official ratification by the labor organization, be submitted by the Board  
8 of Regents of the University of Wisconsin System to the joint committee on  
9 employment relations, which shall hold a public hearing before determining its  
10 approval or disapproval.

11 3. Any tentative agreement reached between the University of  
12 Wisconsin–Madison, acting for the state, and any labor organization representing a  
13 collective bargaining unit specified in s. 111.825 (1t) shall, after official ratification  
14 by the labor organization and approval by the Board of Regents of the University of  
15 Wisconsin System, be submitted by the University of Wisconsin–Madison to the joint  
16 committee on employment relations, which shall hold a public hearing before  
17 determining its approval or disapproval.

18 **SECTION 2426p.** 111.92 (1) (c) of the statutes is amended to read:

19 111.92 **(1)** (c) Any tentative agreement reached between the governing board  
20 of the charter school established by contract under s. 118.40 (2r) (cm), acting for the  
21 state, and any labor organization representing a collective bargaining unit specified  
22 in s. 111.825 ~~(2) (f)~~ (1r) (ef) shall, after official ratification by the labor organization  
23 and approval by the chancellor of the University of Wisconsin–Parkside, be executed  
24 by the parties.

25 **SECTION 2426t.** 111.93 (3) of the statutes is amended to read:

1           111.93 **(3)** Except as provided in ss. 7.33 (4), 40.05, 40.80 (3), 111.91 (1) (cm),  
2           230.35 (2d) and (3) (e) 6., and 230.88 (2) (b), if a collective bargaining agreement  
3           exists between the employer and a labor organization representing employees in a  
4           collective bargaining unit, the provisions of that agreement shall supersede the  
5           provisions of civil service and other applicable statutes, as well as rules and policies  
6           of the University of Wisconsin–Madison and the board of regents of the University  
7           of Wisconsin System, related to wages, fringe benefits, hours, and conditions of  
8           employment whether or not the matters contained in those statutes, rules, and  
9           policies are set forth in the collective bargaining agreement.

10           **SECTION 2426x.** 111.935 (2) of the statutes is amended to read:

11           111.935 **(2)** Notwithstanding s. 111.83 (2), the commission shall establish a  
12           procedure whereby research assistants may determine whether to form themselves  
13           into collective bargaining units under s. 111.825 (2) ~~(g), (h), or (i)~~ (1r) (eh), (ei), or (er)  
14           or (1t) (er) by authorization cards in lieu of secret ballot. The procedure shall provide  
15           that once a majority of research assistants have indicated their preference on the  
16           authorization cards to form themselves into a collective bargaining unit, the  
17           collective bargaining unit is established.

18           **SECTION 1530.** 114.31 (6) of the statutes is amended to read:

19           114.31 **(6)** TECHNICAL SERVICES TO MUNICIPALITIES. The secretary may, insofar  
20           as is reasonably possible, offer the engineering or other technical service of the  
21           department, to any municipality desiring them in connection with the construction,  
22           maintenance or operation or proposed construction, maintenance or operation of an  
23           airport. The secretary may assess reasonable costs for services including services  
24           performed while acting as agent for a municipality. Such assessment shall include  
25           properly allocated administrative costs. Municipalities are authorized to cooperate

1 with the secretary in the development of aeronautics and aeronautical facilities in  
2 this state. The ~~department of commerce~~ Wisconsin Economic Development  
3 Corporation and all other agencies are authorized and directed to make available  
4 such facilities and services, and to cooperate as far as possible to promote the best  
5 interests of aeronautics of the state.

6 **SECTION 2432w.** 114.33 (5) of the statutes is amended to read:

7 114.33 (5) In the case of projects to be carried out by contract, force account,  
8 or by a county highway committee ~~in a manner similar to the applicable provisions~~  
9 ~~of s. 84.06 (3)~~, the sponsor's share of the cost of a project shall be deposited in the state  
10 treasury promptly on the request of the secretary, to be held in trust for the purposes  
11 of the project. The secretary need not request the entire share at any one time. The  
12 secretary may suspend or discontinue proceedings or construction relative to any  
13 project at any time if any sponsor fails to pay the amount properly required of it as  
14 its contribution to the project. In the case of projects or parts of projects authorized  
15 by the secretary to be performed by force account methods, the secretary may permit  
16 the sponsor to retain the sponsor's share of the cost of authorized project work  
17 provided the sponsor is to do the work. In such case the sponsor will be periodically  
18 reimbursed for the state or federal share, or both, on the basis of audited costs  
19 incurred by the sponsor.

20 **SECTION 1531.** 114.33 (10) of the statutes is amended to read:

21 114.33 (10) Subject to the approval of the governor under this subsection, the  
22 secretary may sell at public or private sale property of whatever nature owned by the  
23 state and under the jurisdiction of the secretary when the secretary determines that  
24 the property is no longer necessary for the state's use for airport purposes and, if real  
25 property, the real property is not the subject of a petition under s. ~~568.9810~~ 16.310.

1 The secretary shall present to the governor a full and complete report of the property  
2 to be sold, the reason for the sale, and the minimum price for which the property  
3 should be sold, together with an application for the governor’s approval of the sale.  
4 The governor shall investigate the proposed sale as he or she deems necessary and  
5 approve or disapprove the application. Upon approval and receipt of the full  
6 purchase price, the secretary shall by appropriate deed or other instrument transfer  
7 the property to the purchaser. The funds derived from the sale shall be deposited in  
8 the appropriate airport fund, and the expense incurred by the secretary in  
9 connection with the sale shall be paid from that fund. This subsection does not apply  
10 to real property that is sold under s. 16.848.

11 **SECTION 1532.** 115.28 (12) of the statutes is created to read:

12 **115.28 (12) STUDENT INFORMATION SYSTEM.** (a) Working with the office of the  
13 governor, establish a student information system to collect and maintain  
14 information about pupils enrolled in public schools, including their academic  
15 performance and demographic information, aggregated by school district, school,  
16 and teacher.

17 (b) Ensure that within 5 years of the establishment of the system under par.  
18 (a), every school district is using the system. The state superintendent may  
19 promulgate rules authorizing the department to charge a fee to any person that uses  
20 the system. All fees shall be credited to the appropriation account under s. 20.255  
21 (1) (jm).

22 **SECTION 1533.** 115.28 (24) of the statutes is amended to read:

23 **115.28 (24) PRIORITY IN AWARDING GRANTS.** Give priority in awarding grants to  
24 school boards under ss. s. 115.36 and 115.361, and in awarding grants from federal  
25 funds received under 20 USC 2301 to 2471, 20 USC 4601 to 4665 and 29 USC 2862

1 (b) (1) (B), to programs that provide more than one of the educational services  
2 specified under s. 115.36, ~~115.361~~, 115.915, 118.01 (2) (d) 7. or 8. or 118.153 or 20 USC  
3 2301 to 2471, 20 USC 4601 to 4665 or 29 USC 2862 (b) (1) (B).

4 **SECTION 1534.** 115.28 (35) of the statutes is repealed.

5 **SECTION 1535.** 115.28 (39) of the statutes is amended to read:

6 115.28 **(39)** ALCOHOL AND OTHER DRUG ABUSE REPORT. ~~By July 1, 1998, and~~  
7 ~~biennially~~ Biennially by July 1 thereafter, evaluate the effectiveness of the programs  
8 under ~~ss. s.~~ 115.36 and ~~115.361~~ and submit a report to the legislature under s. 13.172  
9 (2). ~~To satisfy this reporting requirement as it pertains to s. 115.361, the department~~  
10 ~~may incorporate into the report under this subsection the report required under s.~~  
11 ~~115.361 (2).~~

12 **SECTION 1536.** 115.28 (45) of the statutes is repealed.

13 **SECTION 1537.** 115.28 (46) of the statutes is repealed.

14 **SECTION 1538.** 115.28 (47) of the statutes is repealed.

15 **SECTION 1539.** 115.33 (2) (a) (intro.) of the statutes is amended to read:

16 115.33 **(2)** (a) (intro.) The state superintendent may request the department  
17 of ~~commerce~~ safety and professional services to inspect a public school if any of the  
18 following occurs:

19 **SECTION 1540.** 115.33 (2) (b) of the statutes is amended to read:

20 115.33 **(2)** (b) The department of ~~commerce~~ safety and professional services  
21 shall inspect the school within 30 days after receiving a request from the state  
22 superintendent under par. (a).

23 **SECTION 1541.** 115.33 (3) (a) of the statutes is amended to read:

24 115.33 **(3)** (a) If the state superintendent determines that a school is not in  
25 compliance, and the department of ~~commerce~~ safety and professional services, based

1 on its inspection of the school, concurs in the determination, the state  
2 superintendent may order the school board to repair, improve, remodel or close the  
3 school by a stated date. An order issued under this paragraph constitutes a  
4 preliminary finding of noncompliance with the standard under s. 121.02 (1) (i).

5 **SECTION 1542.** 115.33 (3) (b) 1. of the statutes is amended to read:

6 115.33 (3) (b) 1. If the state superintendent determines that a school is not in  
7 compliance and is not worth repairing, and the department of ~~commerce~~ safety and  
8 professional services, based on its inspection of the school, concurs in the  
9 determination, the state superintendent may order the school board to develop a  
10 plan that describes how the school board will achieve compliance with the standard  
11 under s. 121.02 (1) (i). The plan shall specify the time within which compliance with  
12 the standard under s. 121.02 (1) (i) shall be achieved. The state superintendent shall  
13 hold a public hearing on the plan in the school district and may, as a result of the  
14 hearing, recommend changes to the plan. The state superintendent may withhold  
15 up to 25% of the school district's state aid if the school district fails to achieve  
16 compliance with the standard under s. 121.02 (1) (i) within the period specified in the  
17 plan.

18 **SECTION 1543.** 115.361 of the statutes is repealed.

19 **SECTION 1544.** 115.39 of the statutes is repealed.

20 **SECTION 1545.** 115.405 (2m) of the statutes is repealed.

21 **SECTION 1546.** 115.45 of the statutes is repealed.

22 **SECTION 1547.** 115.53 (3) (a) and (b) of the statutes are consolidated,  
23 renumbered 115.53 (3) and amended to read:

24 115.53 (3) Arrange for otological or ophthalmic examination of any pupil or  
25 prospective pupil of the school operated by the Wisconsin Educational Services

1 Program for the Deaf and Hard of Hearing. ~~The examination shall be paid for from~~  
2 ~~the appropriation in s. 20.255 (1) (b), (gh) or (gs).~~ (b) Arrange for ophthalmic or  
3 otological examination of any pupil or prospective pupil of or the school operated by  
4 the Wisconsin Center for the Blind and Visually Impaired. The examination shall  
5 be paid for from the appropriation in under s. 20.255 (1) (b), ~~(gh)~~, (gL), or (gs).

6 **SECTION 1548.** 115.53 (4) (unnumbered first par.) and (a) of the statutes are  
7 consolidated, renumbered 115.53 (4) and amended to read:

8 115.53 (4) Apply to the board of directors of the University of Wisconsin  
9 Hospitals and Clinics Authority for admission to the University of Wisconsin  
10 Hospitals and Clinics of any pupil at the school operated by the Wisconsin  
11 Educational Services Program for the Deaf and Hard of Hearing or the school  
12 operated by the Wisconsin Center for the Blind and Visually Impaired. (a) The  
13 application shall be accompanied by the report of a physician appointed by the  
14 director of the Wisconsin Educational Services Program for the Deaf and Hard of  
15 Hearing or the director of the Wisconsin Center for the Blind and Visually Impaired  
16 and shall be in the same form as reports of other physicians for admission of patients  
17 to such hospital.

18 **SECTION 1549.** 115.53 (4) (b) of the statutes is repealed.

19 **SECTION 1550.** 118.07 (2) (b) of the statutes is amended to read:

20 118.07 (2) (b) In each community having a recognized fire department, the  
21 person having direct charge of any public or private school shall annually file a report  
22 pertaining to such drills, on a form furnished by the department of ~~commerce~~ safety  
23 and professional services, with the chief of the fire department. When no fire drill  
24 is held during any month, or when only one or no tornado or other hazard drill is held

1 in a year, the person having direct charge of the school shall state the reasons in the  
2 report.

3 **SECTION 1551.** 118.075 (2) (a) 2. of the statutes is amended to read:

4 118.075 (2) (a) 2. The secretary of ~~commerce~~ safety and professional services  
5 or his or her designee.

6 **SECTION 2476m.** 118.125 (4) of the statutes is amended to read:

7 118.125 (4) TRANSFER OF RECORDS. Within 5 working days, a school district and  
8 a private school participating in the program under s. 118.60, in the program under  
9 s. 118.62, or in the program under s. 119.23 shall transfer to another school, including  
10 a private or tribal school, or school district all pupil records relating to a specific pupil  
11 if the transferring school district or private school has received written notice from  
12 the pupil if he or she is an adult or his or her parent or guardian if the pupil is a minor  
13 that the pupil intends to enroll in the other school or school district or written notice  
14 from the other school or school district that the pupil has enrolled or from a court that  
15 the pupil has been placed in a juvenile correctional facility, as defined in s. 938.02  
16 (10p), or a secured residential care center for children and youth, as defined in s.  
17 938.02 (15g). In this subsection, “school” and “school district” include any juvenile  
18 correctional facility, secured residential care center for children and youth, adult  
19 correctional institution, mental health institute, or center for the developmentally  
20 disabled that provides an educational program for its residents instead of or in  
21 addition to that which is provided by public, private, and tribal schools.

22 **SECTION 1552.** 118.135 (2) of the statutes is amended to read:

23 118.135 (2) A pupil who complies with a request under sub. (1) shall provide  
24 evidence of an eye examination or evaluation by December 31 following the pupil’s  
25 enrollment in kindergarten. The school board or charter school shall provide pupils



1 with the form distributed by the department of ~~regulation and licensing~~ safety and  
2 professional services under s. 440.03 (16) for that purpose.

3 **SECTION 2482m.** 118.153 (3) (c) 2. of the statutes is amended to read:

4 118.153 (3) (c) 2. The school board may contract with the agencies identified  
5 under subd. 1. for ~~not more than 30% of~~ the children at risk enrolled in the school  
6 district if the school board determines that the agencies can adequately serve such  
7 children.

8 **SECTION 2488b.** 118.30 (1g) (a) 4. of the statutes is created to read:

9 118.30 (1g) (a) 4. The governing body of each private school participating in the  
10 program under s. 118.60 shall adopt pupil academic standards in mathematics,  
11 science, reading and writing, geography, and history. The governing body of the  
12 private school may adopt the pupil academic standards issued by the governor as  
13 executive order no. 326, dated January 13, 1998.

14 **SECTION 2488c.** 118.30 (1g) (a) 5. of the statutes is created to read:

15 118.30 (1g) (a) 5. The governing body of each private school participating in the  
16 program under s. 118.62 shall adopt pupil academic standards in mathematics,  
17 science, reading and writing, geography, and history. The governing body of the  
18 private school may adopt the pupil academic standards issued by the governor as  
19 executive order no. 326, dated January 13, 1998.

20 **SECTION 2488e.** 118.30 (1t) of the statutes is created to read:

21 118.30 (1t) Annually, the governing body of each private school participating  
22 in the program under s. 118.60 shall do all of the following:

23 (a) Administer the 4th grade examination adopted or approved by the state  
24 superintendent under sub. (1) to all pupils attending the 4th grade in the private  
25 school under s. 118.60.

1 (b) Administer the 8th grade examination adopted or approved by the state  
2 superintendent under sub. (1) to all pupils attending the 8th grade in the private  
3 school under s. 118.60.

4 (c) Administer the 10th grade examination adopted or approved by the state  
5 superintendent under sub. (1) to all pupils attending the 10th grade in the private  
6 school under s. 118.60.

7 (d) Administer to pupils attending the private school under s. 118.60 all other  
8 examinations in reading, mathematics, and science that are required to be  
9 administered to public school pupils under 20 USC 6311 (b) (3).

10 **SECTION 2488f.** 118.30 (1v) of the statutes is created to read:

11 118.30 (1v) Annually, the governing body of each private school participating  
12 in the program under s. 118.62 shall do all of the following:

13 (a) Administer the 4th grade examination adopted or approved by the state  
14 superintendent under sub. (1) to all pupils attending the 4th grade in the private  
15 school under s. 118.62.

16 (b) Administer the 8th grade examination adopted or approved by the state  
17 superintendent under sub. (1) to all pupils attending the 8th grade in the private  
18 school under s. 118.62.

19 (c) Administer the 10th grade examination adopted or approved by the state  
20 superintendent under sub. (1) to all pupils attending the 10th grade in the private  
21 school under s. 118.62.

22 (d) Administer to pupils attending the private school under s. 118.62 all other  
23 examinations in reading, mathematics, and science that are required to be  
24 administered to public school pupils under 20 USC 6311 (b) (3).

25 **SECTION 2488h.** 118.30 (2) (b) 1. of the statutes is amended to read:

1           118.30 (2) (b) 1. If a pupil is enrolled in a special education program under  
2 subch. V of ch. 115, the school board, operator of the charter school under s. 118.40  
3 (2r), governing body of the private school participating in the program under s.  
4 118.60, governing body of the private school participating in the program under s.  
5 118.62, or governing body of the private school participating in the program under  
6 s. 119.23 shall comply with s. 115.77 (1m) (bg).

7           **SECTION 2488L.** 118.30 (2) (b) 2. of the statutes is amended to read:

8           118.30 (2) (b) 2. According to criteria established by the state superintendent  
9 by rule, the school board, operator of the charter school under s. 118.40 (2r),  
10 governing body of the private school participating in the program under s. 118.60,  
11 governing body of the private school participating in the program under s. 118.62, or  
12 governing body of the private school participating in the program under s. 119.23  
13 may determine not to administer an examination under this section to a  
14 limited-English speaking pupil, as defined under s. 115.955 (7), may permit the  
15 pupil to be examined in his or her native language, or may modify the format and  
16 administration of an examination for such pupils.

17           **SECTION 2488p.** 118.30 (2) (b) 6. of the statutes is created to read:

18           118.30 (2) (b) 6. Upon the request of a pupil's parent or guardian, the governing  
19 body of a private school participating in the program under s. 118.60 shall excuse the  
20 pupil from taking an examination administered under sub. (1t) (a) to (c).

21           **SECTION 2488pm.** 118.30 (2) (b) 7. of the statutes is created to read:

22           118.30 (2) (b) 7. Upon the request of a pupil's parent or guardian, the governing  
23 body of a private school participating in the program under s. 118.62 shall excuse the  
24 pupil from taking an examination administered under sub. (1v) (a) to (c).

25           **SECTION 2488pq.** 118.30 (5) of the statutes is created to read:

1           118.30 (5) Beginning in the 2014–15 school year, the department shall ensure  
2 that benchmark assessments are administered to pupils annually under this section  
3 prior to the administration of summative assessments under this section.

4           **SECTION 2488pt.** 118.30 (5m) of the statutes is created to read:

5           118.30 (5m) When determining the percentage of pupils participating in the  
6 program under s. 119.23 who performed at designated proficiency levels on the  
7 examinations administered as required under sub. (1s), the department shall  
8 consider only the pupils participating in the program under s. 119.23 to whom the  
9 examinations were administered at each grade level, and shall exclude from  
10 consideration those pupils participating in the program under s. 119.23 who were  
11 excused from taking the examinations under sub. (2) (b) 5.

12           **SECTION 2488q.** 118.33 (1) (f) 2g. of the statutes is created to read:

13           118.33 (1) (f) 2g. The governing body of each private school participating in the  
14 program under s. 118.62 shall develop a policy specifying criteria for granting a high  
15 school diploma to pupils attending the private school under s. 118.62. The criteria  
16 shall include the pupil's academic performance and the recommendations of  
17 teachers.

18           **SECTION 2488r.** 118.33 (1) (f) 2r. of the statutes is created to read:

19           118.33 (1) (f) 2r. The governing body of each private school participating in the  
20 program under s. 118.60 shall develop a policy specifying criteria for granting a high  
21 school diploma to pupils attending the private school under s. 118.60. The criteria  
22 shall include the pupil's academic performance and the recommendations of  
23 teachers.

24           **SECTION 2488u.** 118.33 (1) (f) 3. of the statutes is amended to read:

1           118.33 (1) (f) 3. Beginning on September 1, 2005, neither a school board nor an  
2 operator of a charter school under s. 118.40 (2r) may grant a high school diploma to  
3 any pupil unless the pupil has satisfied the criteria specified in the school board's or  
4 charter school's policy under subd. 1. or 2. Beginning on September 1, 2010, the  
5 governing body of a private school participating in the program under s. 119.23 may  
6 not grant a high school diploma to any pupil attending the private school under s.  
7 119.23 unless the pupil has satisfied the criteria specified in the governing body's  
8 policy under subd. 2m. The governing body of a private school participating in the  
9 program under s. 118.60 may not grant a high school diploma to any pupil attending  
10 the private school under s. 118.60 unless the pupil has satisfied the criteria specified  
11 in the governing body's policy under subd. 2r. The governing body of a private school  
12 participating in the program under s. 118.62 may not grant a high school diploma to  
13 any pupil attending the private school under s. 118.62 unless the pupil has satisfied  
14 the criteria specified in the governing body's policy under subd. 2g.

15           **SECTION 2488v.** 118.33 (6) (cg) of the statutes is created to read:

16           118.33 (6) (cg) 1. The governing body of each private school participating in the  
17 program under s. 118.62 shall adopt a written policy specifying criteria for promoting  
18 a pupil who is attending the private school under s. 118.62 from the 4th grade to the  
19 5th grade and from the 8th grade to the 9th grade. The criteria shall include the  
20 pupil's score on the examination administered under s. 118.30 (1v) (a) or (b), unless  
21 the pupil has been excused from taking the examination under s. 118.30 (2) (b); the  
22 pupil's academic performance; the recommendations of teachers, which shall be  
23 based solely on the pupil's academic performance; and any other academic criteria  
24 specified by the governing body of the private school.

1           2. The governing body of a private school participating in the program under  
2 s. 118.62 may not promote a 4th grade pupil who is attending the private school  
3 under s. 118.62 to the 5th grade, and may not promote an 8th grade pupil who is  
4 attending the private school under s. 118.62 to the 9th grade, unless the pupil  
5 satisfies the criteria for promotion specified in the governing body's policy under  
6 subd. 1.

7           **SECTION 2488y.** 118.33 (6) (cr) of the statutes is created to read:

8           118.33 (6) (cr) 1. The governing body of each private school participating in the  
9 program under s. 118.60 shall adopt a written policy specifying criteria for promoting  
10 a pupil who is attending the private school under s. 118.60 from the 4th grade to the  
11 5th grade and from the 8th grade to the 9th grade. The criteria shall include the  
12 pupil's score on the examination administered under s. 118.30 (1t) (a) or (b), unless  
13 the pupil has been excused from taking the examination under s. 118.30 (2) (b); the  
14 pupil's academic performance; the recommendations of teachers, which shall be  
15 based solely on the pupil's academic performance; and any other academic criteria  
16 specified by the governing body of the private school.

17           2. The governing body of a private school participating in the program under  
18 s. 118.60 may not promote a 4th grade pupil who is attending the private school  
19 under s. 118.60 to the 5th grade, and may not promote an 8th grade pupil who is  
20 attending the private school under s. 118.60 to the 9th grade, unless the pupil  
21 satisfies the criteria for promotion specified in the governing body's policy under  
22 subd. 1.

23           **SECTION 1553.** 118.35 (4) of the statutes is amended to read:

24           118.35 (4) From the appropriation under s. 20.255 (2) (fy), the department shall  
25 award grants to nonprofit organizations, cooperative educational service agencies,

1 institutions within the University of Wisconsin System, and the school district  
2 operating under ch. 119 for the purpose of providing advanced curriculum and  
3 assessments for to gifted and talented pupils those services and activities not  
4 ordinarily provided in a regular school program that allow such pupils to fully  
5 develop their capabilities.

6 **SECTION 1554.** 118.40 (2r) (e) 1. a. of the statutes is renumbered 118.40 (2r) (e)  
7 1m. and amended to read:

8 118.40 (2r) (e) 1m. In the ~~2009–10~~ 2011–12 and ~~2010–11~~ 2012–13 school years,  
9 from the appropriation under s. 20.255 (2) (fm), the department shall pay to the  
10 operator of the charter school an amount equal to the sum of the amount paid per  
11 pupil under this ~~subdivision~~ paragraph in the previous school year and the increase  
12 in the per pupil amount paid to private schools under s. 119.23 (4) (b) 2. or (bg) in the  
13 current school year as compared to the previous school year, multiplied by the  
14 number of pupils attending the charter school.

15 **SECTION 1555.** 118.40 (2r) (e) 1. b. of the statutes is renumbered 118.40 (2r) (e)  
16 2m. and amended to read:

17 118.40 (2r) (e) 2m. In the ~~2011–12~~ 2013–14 school year and in each school year  
18 thereafter, from the appropriation under s. 20.255 (2) (fm), the department shall pay  
19 to the operator of the charter school an amount equal to the sum of the amount paid  
20 per pupil under this ~~subdivision~~ paragraph in the previous school year and the per  
21 pupil revenue limit adjustment under s. 121.91 (2m) in the current school year,  
22 multiplied by the number of pupils attending the charter school.

23 **SECTION 1556.** 118.40 (2r) (e) 1. c. of the statutes is renumbered 118.40 (2r) (e)  
24 3m. and amended to read:

1           118.40 (2r) (e) 3m. The amount paid per pupil under this subdivision  
2 paragraph may not be less than the amount paid per pupil under this subdivision  
3 paragraph in the previous school year. The department shall pay 25% of the total  
4 amount in September, 25% in December, 25% in February, and 25% in June. The  
5 department shall send the check to the operator of the charter school.

6           **SECTION 2502m.** 118.40 (2r) (e) 2. of the statutes is renumbered 118.40 (2r) (e)  
7 4. and amended to read:

8           118.40 (2r) (e) 4. If the chancellor of the University of Wisconsin–Parkside  
9 establishes or contracts for the establishment of a charter school under this  
10 subsection, in March the department shall pay to the unified school district in which  
11 the charter school is located, from the appropriation under s. 20.255 (2) (fm), an  
12 amount equal to the amount of school aid per pupil to which the unified school district  
13 is eligible in the current school year multiplied by the number of pupils attending the  
14 charter school who were previously enrolled in the unified school district, except that  
15 the payment may not exceed \$1,000,000 in the 2011–12 school year and may not  
16 exceed \$750,000 in the 2012–13 school year. No aid may be paid under this  
17 subdivision after the 2012–13 school year.

18           **SECTION 1557.** 118.40 (2r) (f) of the statutes is repealed.

19           **SECTION 1558.** 118.40 (8) (h) of the statutes is repealed.

20           **SECTION 2507b.** 118.43 (2) (b) 2. of the statutes is amended to read:

21           118.43 (2) (b) 2. The school board is not receiving a grant under the preschool  
22 to grade 5 program on behalf of the school under s. 115.45, 2009 stats.

23           **SECTION 2507e.** 118.43 (2) (bg) 2. of the statutes is amended to read:

24           118.43 (2) (bg) 2. The school board is not receiving a grant under the preschool  
25 to grade 5 program on behalf of the school under s. 115.45, 2009 stats.



1           **SECTION 2507h.** 118.43 (2) (br) 2. of the statutes is amended to read:

2           118.43 **(2)** (br) 2. The school board is not receiving a grant under the preschool  
3 to grade 5 program on behalf of any of the schools under s. 115.45, 2009 stats.

4           **SECTION 2507j.** 118.43 (2) (bt) 2. of the statutes is amended to read:

5           118.43 **(2)** (bt) 2. The school board is not receiving a grant under the preschool  
6 to grade 5 program on behalf of any of the schools under s. 115.45, 2009 stats.

7           **SECTION 2507L.** 118.43 (2) (bv) of the statutes is created to read:

8           118.43 **(2)** (bv) In the 2011–12 school year, the school board of an eligible school  
9 district may enter into a 5–year achievement guarantee contract with the  
10 department on behalf of one or more schools in the school district if, in the 2010–11  
11 school year, the school board received a grant under the preschool to grade 5 program  
12 on behalf of the schools under s. 115.45, 2009 stats.

13           **SECTION 2507n.** 118.43 (2) (g) of the statutes is amended to read:

14           118.43 **(2)** (g) The department may renew an achievement guarantee contract  
15 under pars. (b), (bg), (br), and (bt), and (bv) for one or more terms of 5 school years.  
16 Except as provided in sub. (3m), as a condition of receiving payments under a  
17 renewal of an achievement guarantee contract, a school board shall maintain the  
18 reduction of class size achieved during the last school year of the original  
19 achievement guarantee contract for the grades specified for the last school year of the  
20 contract.

21           **SECTION 2507p.** 118.43 (3) (intro.) of the statutes is amended to read:

22           118.43 **(3)** CONTRACT REQUIREMENTS. (intro.) Except as provided in pars. (am),  
23 (ar), and (at), and (av), an achievement guarantee contract shall require the school  
24 board to do all of the following in each participating school:

25           **SECTION 2507r.** 118.43 (3) (av) of the statutes is created to read:

1           118.43 (3) (av) *Class size; additional contracts.* For contracts that begin in the  
2 2011–12 school year, reduce each class size to 18 in the following manner:

3           1. In the 2011–12 school year, in at least grades kindergarten and one.

4           2. In the 2012–13 school year, in at least grades kindergarten to 2.

5           3. In the 2013–14 to 2015–16 school years, in at least grades kindergarten to  
6 3.

7           **SECTION 2507u.** 118.43 (3m) (b) of the statutes is amended to read:

8           118.43 (3m) (b) A school board operating under an achievement guarantee  
9 contract entered into under sub. (3) (at) or (av) may combine 2 classes subject to the  
10 class size limitation in any school covered by the contract having at least 2 regular  
11 classroom teachers when the classes are combined if the combined class size is not  
12 greater than 30.

13           **SECTION 2507y.** 118.43 (6) (b) 10. of the statutes is amended to read:

14           118.43 (6) (b) 10. In the 2010–11 school year and any subsequent school year,  
15 \$2,250 multiplied by the number of low–income pupils enrolled in grades eligible for  
16 funding in each school in the school district covered by contracts under sub. (3) (at)  
17 and (av) and by renewals of contracts under sub. (2) (g).

18           **SECTION 2513b.** 118.51 (3) (a) 6. of the statutes is amended to read:

19           118.51 (3) (a) 6. If an application is accepted, on or before the first Friday  
20 following the first Monday in June following receipt of a notice of acceptance, ~~or~~  
21 ~~within 10 days of receiving a notice of acceptance if a pupil is selected from a waiting~~  
22 ~~list under s. 118.40 (8) (h) 5.,~~ the pupil's parent shall notify the nonresident school  
23 board of the pupil's intent to attend school in that school district in the following  
24 school year.

25           **SECTION 1559.** 118.51 (3) (a) 7. of the statutes is repealed.

1           **SECTION 1560.** 118.51 (3) (b) of the statutes is amended to read:

2           118.51 **(3) (b)** *Notice to resident school district.* Annually by June 30, each  
3 nonresident school board that has accepted a pupil under this section for attendance  
4 in the following school year shall report the name of the pupil to the pupil's resident  
5 school board. ~~If a pupil is selected from a waiting list under s. 118.40 (8) (h) 5., the~~  
6 ~~nonresident school board shall report the name of the pupil to the pupil's resident~~  
7 ~~school board within 10 days of receiving notice of the pupil's selection from the~~  
8 ~~department.~~

9           **SECTION 2532m.** 118.60 of the statutes is created to read:

10           **118.60 Racine parental choice program. (1) DEFINITIONS.** In this section:

11           (a) "Administrator" means the superintendent, supervising principal,  
12 executive director, or other person who acts as the administrative head of a private  
13 school participating in the program under this section.

14           (b) "Membership" has the meaning given in s. 121.004 (5).

15           (c) "Preaccreditation" means the review and approval of an educational plan.  
16 Review of an education plan includes consideration of whether the school submitting  
17 the plan meets the requirements under s. 118.165 (1). The fact that a private school  
18 has obtained preaccreditation does not require an accreditation organization to  
19 accredit the private school.

20           (d) "Progress records" has the meaning given in s. 118.125 (1) (c).

21           (e) "Summer average daily membership equivalent" has the meaning given in  
22 s. 121.004 (8).

23           (f) "Summer choice average daily membership equivalent" means the summer  
24 average daily membership equivalent of pupils who were attending a private school  
25 under this section on the 2nd Friday of January of the school term immediately

1 preceding that summer or whose applications have been accepted under sub. (3) for  
2 attendance at the private school in the school term immediately following that  
3 summer.

4 (g) “Teacher” means a person who has primary responsibility for the academic  
5 instruction of pupils.

6 **(2)** (a) Subject to par. (b), any pupil in grades kindergarten to 12 who resides  
7 within the Racine Unified School District may attend, at no charge, any private  
8 school if all of the following apply:

9 1. a. The pupil is a member of a family that has a total family income that does  
10 not exceed an amount equal to 3.0 times the poverty level determined in accordance  
11 with criteria established by the director of the federal office of management and  
12 budget. In this subdivision and sub. (3m), family income includes income of the  
13 pupil’s parents or legal guardians. The family income of the pupil shall be  
14 determined as provided in subd. 1. b. A pupil attending a private school under this  
15 section whose family income increases may continue to attend a private school under  
16 this section.

17 b. The private school submits to the department of revenue the names,  
18 addresses, social security numbers, and other state and federal tax identification  
19 numbers, if any, of the pupil’s parents or legal guardians. The department of revenue  
20 shall review the information submitted under this subd. 1. b. and shall determine  
21 whether the pupil is eligible to participate in the program under this section on the  
22 basis of family income. Family income for a family in which the pupil’s parents are  
23 married or in which the pupil’s legal guardians are married shall be reduced by  
24 \$7,000 before the determination is made under this subd. 1. b. The department of  
25 revenue may take no other action on the basis of the information submitted under

1 this subd. 1. b. The department of public instruction may not request any additional  
2 verification of income from the family of a pupil once the department of revenue has  
3 determined whether the pupil is eligible to participate in the program under this  
4 section on the basis of family income. The department of public instruction shall  
5 establish a procedure for determining family income eligibility for those pupils for  
6 whom no social security number or state or federal tax identification number has  
7 been provided.

8 2. The pupil satisfies one or more of the following:

9 a. The pupil was enrolled in a public school in the Racine Unified School  
10 District in the previous school year.

11 b. The pupil was not enrolled in school in the previous school year.

12 c. The pupil attended a private school under this section in the previous school  
13 year.

14 d. The pupil is applying to attend kindergarten, first grade, or 9th grade in a  
15 private school participating in the program under this section.

16 3. a. Except as provided in subd. 3. b., the private school notified the state  
17 superintendent of its intent to participate in the program under this section, and  
18 paid the nonrefundable fee set by the department as required under s. 119.23 (2) (a)  
19 3., by February 1 of the previous school year. The notice shall specify the number of  
20 pupils participating in the program under this section for which the school has space.

21 b. For a private school that intends to participate in the program under this  
22 section in the 2011–12 school year, the private school notified the state  
23 superintendent of its intent to participate, and paid the nonrefundable fee set by the  
24 department under subd. 3. a. by August 1, 2011. The notice shall specify the number

1 of pupils participating in the program under this section for which the school has  
2 space.

3 4. The private school complies with 42 USC 2000d.

4 5. The private school meets all health and safety laws or codes that apply to  
5 public schools.

6 6. a. Except as provided in subd. 6. c., all of the private school's teachers have  
7 a bachelor's degree from an accredited institution of higher education.

8 b. All of the private school's administrators have at least a bachelor's degree  
9 from an accredited institution of higher education.

10 c. Any teacher employed by the private school on July 1, 2011, who has been  
11 teaching for at least the 5 consecutive years immediately preceding July 1, 2011, and  
12 who does not satisfy the requirements under subd. 6. a. on July 1, 2011, applies to  
13 the department on a form prepared by the department for a temporary,  
14 nonrenewable waiver from the requirements under subd. 6. a. The department shall  
15 promulgate rules to implement this subd. 6. c., including the form of the application  
16 and the process by which the waiver application will be reviewed. The application  
17 form shall require the applicant to submit a plan for satisfying the requirements  
18 under subd. 6. a., including the name of the accredited institution of higher education  
19 at which the teacher is pursuing or will pursue the bachelor's degree and the  
20 anticipated date on which the teacher expects to complete the bachelor's degree. No  
21 waiver granted under this subd. 6. c. is valid after July 31, 2016.

22 7. For a private school that is a first-time participant in the program under this  
23 section, and that is not accredited by the Wisconsin North Central Association, the  
24 Wisconsin Religious and Independent School Accreditation, the Independent  
25 Schools Association of the Central States, the archdiocese within which the private

1 school is located, or by any other organization recognized by the National Council for  
2 Private Schools Accreditation, the private school obtains preaccreditation by the  
3 Institute for the Transformation of Learning at Marquette University, the Wisconsin  
4 North Central Association, the Wisconsin Religious and Independent Schools  
5 Accreditation, the Independent Schools Association of the Central States, the  
6 archdiocese within which the private school is located, or any other organization  
7 recognized by the National Council for Private School Accreditation by September  
8 1 before the first school term of participation in the program under this section that  
9 begins after August 31, 2011; by August 1 before the first school term of participation  
10 in the program under this section that begins after August 31, 2012; or by May 1 if  
11 the private school begins participation in the program under this section during  
12 summer school. The private school shall achieve accreditation by the Wisconsin  
13 North Central Association, the Wisconsin Religious and Independent Schools  
14 Accreditation, the Independent Schools Association of the Central States, the  
15 archdiocese within which the private school is located, or any other organization  
16 recognized by the National Council for Private School Accreditation, by December 31  
17 of the 3rd school year following the first school year in which the private school begins  
18 participation in the program under this section. If the private school is accredited  
19 under this subdivision, the private school is not required to obtain preaccreditation  
20 as a prerequisite to providing instruction under this section in additional grades or  
21 in an additional or new school.

22 8. Notwithstanding s. 118.165 (1) (c), the private school annually provides at  
23 least 1,050 hours of direct pupil instruction in grades 1 to 6 and at least 1,137 hours  
24 of direct pupil instruction in grades 7 to 12. Hours provided under this subdivision

1 include recess and time for pupils to transfer between classes but do not include the  
2 lunch periods.

3 (b) 1. In the 2011–12 school year, no more than 250 pupils, as counted under  
4 s. 121.004 (7), may attend private schools under this section. Priority shall be given  
5 to pupils who were eligible for a free or reduced–price lunch in the federal school  
6 lunch program under 42 USC 1758 (b) in the 2010–11 school year.

7 2. In the 2012–13 school year, no more than 500 pupils, as counted under s.  
8 121.004 (7), may attend private schools under this section. Priority shall be given  
9 to pupils who attended a private school under this section in the 2011–12 school year.

10 3. Whenever the state superintendent determines that the limit is reached  
11 under subd. 1. or 2., he or she shall issue an order prohibiting the participating  
12 private schools from accepting additional pupils until he or she determines that the  
13 number of pupils attending private schools under this section has fallen below the  
14 limit. If the number of pupils attending private schools under this section falls below  
15 the limit under this paragraph, the state superintendent shall issue an order  
16 notifying participating private schools that they may begin accepting additional  
17 pupils, and, notwithstanding sub. (3) (a), participating private schools that wish to  
18 accept additional pupils under this section shall accept pupils as follows:

19 a. The private school shall give first priority to pupils who are attending a  
20 private school under this section.

21 b. The private school shall give 2nd priority to the siblings of pupils who are  
22 attending a private school under this section.

23 c. The private school shall give 3rd priority to pupils selected at random under  
24 a procedure established by the department by rule.



1 (c) 1. Notwithstanding par. (a) 6., a teacher employed by a private school  
2 participating in the program under this section who teaches only courses in  
3 rabbinical studies is not required to have a bachelor's degree.

4 2. Notwithstanding par. (a) 6., an administrator of a private school  
5 participating in the program under this section that prepares and trains pupils  
6 attending the school in rabbinical studies is not required to have a bachelor's degree.

7 **(3)** (a) The pupil or the pupil's parent or guardian shall submit an application,  
8 on a form provided by the state superintendent, to the participating private school  
9 that the pupil wishes to attend. If more than one pupil from the same family applies  
10 to attend the same private school, the pupils may use a single application. Within  
11 60 days after receiving the application, the private school shall notify each applicant,  
12 in writing, whether his or her application has been accepted. If the private school  
13 rejects an application, the notice shall include the reason. A private school may reject  
14 an applicant only if it has reached its maximum general capacity or seating capacity.  
15 The state superintendent shall ensure that the private school determines which  
16 pupils to accept on a random basis, except that the private school may give preference  
17 in accepting applications to siblings of pupils accepted on a random basis.

18 (b) If the private school rejects an applicant because it has too few available  
19 spaces, the pupil may transfer his or her application to a participating private school  
20 that has space available.

21 **(3m)** (a) A private school participating in the program under this section may  
22 not charge or receive any additional payment for a pupil participating in the program  
23 under this section other than the payment the school receives under sub. (4) and, if  
24 applicable, sub. (4m), if either of the following applies:

25 1. The pupil is enrolled in a grade from kindergarten to 8.

1           2. The pupil is enrolled in a grade from 9 to 12 and the family income of the  
2 pupil, as determined under sub. (2) (a) 1., does not exceed an amount equal to 2.2  
3 times the poverty level determined in accordance with criteria established by the  
4 director of the federal office of management and budget.

5           (b) A private school participating in the program under this section may, in  
6 addition to the payment it receives for a pupil under sub. (4) and, if applicable, sub.  
7 (4m), charge the pupil tuition and fees in an amount determined by the school if both  
8 of the following apply:

9           1. The pupil is enrolled in a grade from 9 to 12.

10           2. The family income of the pupil, as determined under sub. (2) (a) 1., exceeds  
11 an amount equal to 2.2 times the poverty level determined in accordance with  
12 criteria established by the director of the federal office of management and budget.

13           (c) A private school participating in the program under this section shall  
14 determine whether the private school may charge additional tuition and fees to a  
15 pupil on the basis of the pupil's family income as permitted under par. (b). The  
16 private school shall establish a process for accepting an appeal to the governing body  
17 of the private school of the determination made under this paragraph.

18           **(4)** (a) Annually, on or before October 15, a private school participating in the  
19 program under this section shall file with the department a report stating its  
20 summer average daily membership equivalent and its summer choice average daily  
21 membership equivalent for the purpose of sub. (4m).

22           (b) Except as provided in par. (bg), upon receipt from the pupil's parent or  
23 guardian of proof of the pupil's enrollment in the private school during a school term,  
24 the state superintendent shall pay to the private school in which the pupil is enrolled

1 on behalf of the pupil's parent or guardian, from the appropriation under s. 20.255  
2 (2) (fr), an amount equal to the lesser of the following:

3 1. The amount equal to the private school's operating and debt service cost per  
4 pupil that is related to educational programming, as determined by the department.

5 2. The amount paid per pupil under this subsection in the previous school year  
6 multiplied by the sum of 1.0 plus the percentage change from the previous school  
7 year to the current school year in the total amount appropriated under s. 20.255 (2)  
8 (ac) expressed as a decimal, but not less than zero.

9 (bg) In the 2011–12 and 2012–13 school years, upon receipt from the pupil's  
10 parent or guardian of proof of the pupil's enrollment in the private school during a  
11 school term, the state superintendent shall pay to the parent or guardian, from the  
12 appropriation under s. 20.255 (2) (fr), an amount equal to the private school's  
13 operating and debt service cost per pupil that is related to educational programming,  
14 as determined by the department, or \$6,442, whichever is less.

15 (c) The state superintendent shall pay 25 percent of the total amount under this  
16 subsection in September, 25 percent in November, 25 percent in February, and 25  
17 percent in May. Each installment may consist of a single check for all pupils  
18 attending the private school under this section. The state superintendent shall  
19 include the entire amount under sub. (4m) in the November installment, but the  
20 payment shall be made in a separate check from the payment under this subsection.

21 (d) In determining a private school's operating and debt service cost per pupil  
22 under par. (b) 1. and (4m) (a), the department shall do all of the following:

23 1. Subtract only the following, up to the actual cost of the service or material  
24 related to each item:

25 a. Fees charged pupils for books and supplies used in classes and programs.

1           b. Rentals for school buildings.

2           c. Food service revenues.

3           d. Governmental financial assistance.

4           e. Interest and other income resulting from the investment of debt proceeds.

5           2. If legal title to the private school's buildings and premises is held in the name  
6 of the private school's parent organization or other related party, there is no other  
7 mechanism to include the private school's facilities costs in the calculation of its  
8 operating and debt service cost, and the private school requests that the department  
9 do so, include an amount equal to 10.5 percent of the fair market value of the school  
10 and its premises. A request made by a private school under this subdivision remains  
11 effective in subsequent school years and may not be withdrawn by the private school.

12           3. If immediately prior to the effective date of this subdivision .... [LRB inserts  
13 date], a private school's operating and debt service costs, as determined by the  
14 department, included the amount described in subd. 2., continue to include the  
15 amount described in subd. 2. in subsequent school years.

16           **(4m)** In addition to the payment under sub. (4) the state superintendent shall  
17 pay to each private school participating in the program under this section, on behalf  
18 of the parent or guardian of each pupil attending the private school under this  
19 section, in the manner described in sub. (4) (c), the amount determined as follows:

20           (a) Determine the private school's operating and debt service cost per pupil in  
21 summer school that is related to educational programming.

22           (b) Multiply the amount under par. (a) by 0.40.

23           (c) Multiply the product under par. (b) by the quotient determined by dividing  
24 the summer choice average daily membership equivalent of the private school by the  
25 total number of pupils for whom payments are being made under sub. (4).

1           **(4r)** If, after the 3rd Friday in September in any school year, a private school  
2 participating in the program under this section closes, for each installment under  
3 sub. (4) (c) that was not paid to the private school in that school year, the state  
4 superintendent shall pay to the board, from the appropriation under s. 20.255 (2) (fv),  
5 the amount determined, for each pupil who had been attending the private school  
6 under this section in that school year and who enrolls in the school district operating  
7 under this chapter in that school year, as follows:

8           (a) Multiply the amount determined under sub. (4) (b) or (bg) by 0.616.

9           (b) Multiply the product under par. (a) by 0.25.

10          **(5)** The state superintendent shall ensure that pupils and parents and  
11 guardians of pupils who reside in the Racine Unified School District are informed  
12 annually of the private schools participating in the program under this section.

13          **(6)** The school board of the Racine Unified School District shall provide  
14 transportation to pupils attending a private school under this section if required  
15 under s. 121.54 and may claim transportation aid under s. 121.58 for pupils so  
16 transported.

17          **(6m)** Each private school participating in the program under this section shall  
18 do all of the following:

19           (a) Provide to each pupil, or the parent or guardian of each minor pupil, who  
20 applies to attend the private school all of the following:

21           1. The name, address, and telephone number of the private school and the  
22 name of one or more contact persons at the school.

23           2. A list of the names of the members of the private school's governing body and  
24 of the private school's shareholders, if any.

1           3. A notice stating whether the private school is an organization operated for  
2 profit or not for profit. If the private school is a nonprofit organization, the private  
3 school shall also provide the applicant with a copy of the certificate issued under  
4 section 501 (c) (3) of the Internal Revenue Code verifying that the private school is  
5 a nonprofit organization that is exempt from federal income tax.

6           4. A copy of the appeals process used if the private school rejects the applicant.

7           5. A copy of the policy developed by the private school under s. 118.33 (1) (f) 2r.

8           6. A copy of the nonharassment policy used by the private school, together with  
9 the procedures for reporting and obtaining relief from harassment.

10          7. A copy of the suspension and expulsion policies and procedures, including  
11 procedures for appealing a suspension or expulsion, used by the private school.

12          8. A copy of the policy used by the private school for accepting or denying the  
13 transfer of credits earned by a pupil attending the private school under this section  
14 for the satisfactory completion of coursework at another school.

15          9. A copy of the policy governing visitors and visits to the private school,  
16 developed as required under sub. (7) (b) 2m.

17          (b) Annually, by August 1st, provide to the department the material specified  
18 in par. (a) and all of the following information:

19           1. The number of pupils attending the private school under this section in the  
20 previous school year.

21           2. The number of pupils attending the private school other than under this  
22 section in the previous school year.

23           3. For each of the previous 5 school years in which the private school has  
24 participated in the program under this section, all of the following information:

1           a. The number of pupils who attended the private school under this section and  
2 other than under this section in the 12th grade and the number of those pupils who  
3 graduated from the private school.

4           b. The number of pupils who attended the private school under this section and  
5 other than under this section in the 8th grade and the number of those pupils who  
6 advanced from grade 8 to grade 9.

7           c. The number of pupils who attended the private school under this section and  
8 other than under this section in the 4th grade and the number of those pupils who  
9 advanced from grade 4 to grade 5.

10          d. To the extent permitted under 20 USC 1232g and 43 CFR part 99, pupil  
11 scores on all standardized tests administered under sub. (7) (e).

12           4. A copy of the academic standards adopted under sub. (7) (b) 2.

13           (c) Provide to the department a signed statement from each individual who is  
14 a member of the private school's governing body verifying that the individual is a  
15 member of the governing body.

16           (d) Upon request by any pupil, or the parent or guardian of any minor pupil,  
17 who is attending or who applies to attend the private school, provide the material  
18 specified in pars. (a) and (b).

19           **(7) (a)** Each private school participating in the program under this section shall  
20 meet at least one of the following standards:

21           1. At least 70 percent of the pupils in the program advance one grade level each  
22 year.

23           2. The private school's average attendance rate for the pupils in the program  
24 is at least 90 percent.

1           3. At least 80 percent of the pupils in the program demonstrate significant  
2 academic progress.

3           4. At least 70 percent of the families of pupils in the program meet parent  
4 involvement criteria established by the private school.

5           (am) Each private school participating in the program under this section is  
6 subject to uniform financial accounting standards established by the department.  
7 Annually by September 1 following a school year in which a private school  
8 participated in the program under this section, the private school shall submit to the  
9 department all of the following:

10           1. An independent financial audit of the private school conducted by an  
11 independent certified public accountant, accompanied by the auditor's statement  
12 that the report is free of material misstatements and fairly presents pupil costs  
13 under sub. (4) (b) 1. The audit under this subdivision shall be limited in scope to those  
14 records that are necessary for the department to make payments under subs. (4) and  
15 (4m). The auditor shall conduct his or her audit, including determining sample sizes  
16 and evaluating financial viability, in accordance with the auditing standards  
17 established by the American Institute of Certified Public Accountants. The  
18 department may not require an auditor to comply with standards that exceed the  
19 scope of the standards established by the American Institute of Certified Public  
20 Accountants.

21           2. Evidence of sound fiscal and internal control practices, as prescribed by the  
22 department by rule. An auditor engaged to evaluate the private school's fiscal and  
23 internal control practices shall conduct his or her evaluation, including determining  
24 sample sizes, in accordance with attestation standards established by the American  
25 Institute of Certified Public Accountants.



1 (b) Each private school participating in the program under this section shall  
2 do all of the following:

3 1. Administer to any pupils attending the 3rd grade in the private school under  
4 this section a standardized reading test developed by the department.

5 2. Adopt the pupil academic standards required under s. 118.30 (1g) (a) 4.

6 2m. Develop a written policy governing visitors and visits to the private school.

7 3. Ensure that any teacher's aide employed by the private school has graduated  
8 from high school, been granted a declaration of equivalency of high school  
9 graduation, or been issued a general educational development certificate of high  
10 school equivalency.

11 3m. Annually, schedule 2 meetings at which members of the governing body of  
12 the private school will be present and at which pupils, and the parents or guardians  
13 of pupils, applying to attend the private school or attending the private school may  
14 meet and communicate with the members of the governing body. The private school  
15 shall, within 30 days after the start of the school term, notify the department in  
16 writing of the scheduled meeting dates and shall, at least 30 days before the  
17 scheduled meeting date, notify in writing each pupil, or the parent or guardian of  
18 each minor pupil, applying to attend the private school or attending the private  
19 school of the meeting date, time, and place.

20 4. Maintain progress records for each pupil attending the private school under  
21 this section while the pupil attends the school and, except as provided under subd.  
22 7., for at least 5 years after the pupil ceases to attend the school.

23 5. Upon request, provide a pupil or the parent or guardian of a minor pupil who  
24 is attending the private school under this section with a copy of the pupil's progress  
25 records.

1           6. Issue a high school diploma or certificate to each pupil who attends the  
2 private school under this section and satisfactorily completes the course of  
3 instruction and any other requirements necessary for high school graduation.

4           7. a. Except as provided in subd. 7. b., if the private school ceases operating as  
5 a private school, immediately transfer all of the progress records of the pupils who  
6 attended the school under this section to the school board of the Racine Unified  
7 School District. The private school shall send written notice to each pupil, or to the  
8 parent or guardian of a minor pupil, of the transfer of progress records under this  
9 subd. 7. a.

10           b. If the private school is affiliated with an organization that will maintain the  
11 progress records of each pupil who attended the school under this section for at least  
12 5 years after the private school ceases operation as a private school, the private  
13 school may transfer a pupil's records to the organization if the pupil, or the parent  
14 or guardian of a minor pupil, consents in writing to the release of the progress records  
15 to the affiliated organization. The private school shall send to the department a copy  
16 of the consent form for each pupil who consents to the transfer of progress records  
17 under this subd. 7. b. The written notice shall be signed by the pupil, or the parent  
18 or guardian of a minor pupil, and shall include the name, phone number, mailing  
19 address, and other relevant contact information of the organization that will  
20 maintain the progress records, and a declaration by the affiliated organization that  
21 the organization agrees to maintain the progress records for at least 5 years after the  
22 private school ceases operation as a private school.

23           (c) A private school may not require a pupil attending the private school under  
24 this section to participate in any religious activity if the pupil's parent or guardian

1 submits to the pupil's teacher or the private school's principal a written request that  
2 the pupil be exempt from such activities.

3 (d) By September 1 before the first school term of participation in the program  
4 that begins in the 2011–12 school year, by August 1 before the first school term of  
5 participation in the program that begins in the 2012–13 school year or any school  
6 year thereafter, or by May 1 if the private school begins participating in the program  
7 during summer school, each private school participating in the program under this  
8 section shall submit to the department all of the following:

9 1. a. In this subdivision, "municipality" has the meaning given in s. 5.02 (11).

10 b. A copy of the school's current certificate of occupancy issued by the  
11 municipality within which the school is located. If the private school moves to a new  
12 location, the private school shall submit a copy of the new certificate of occupancy  
13 issued by the municipality within which the school is located to the department  
14 before the attendance of pupils at the new location and before the next succeeding  
15 date specified in s. 121.05 (1) (a). A temporary certificate of occupancy does not meet  
16 the requirement of this subdivision.

17 2. Evidence of financial viability, as prescribed by the department by rule.

18 3. Proof that the private school's administrator has participated in a fiscal  
19 management training program approved by the department.

20 (e) Each private school participating in the program under this section shall  
21 administer the examinations required under s. 118.30 (1t) to pupils attending the  
22 school under the program. The private school may administer additional  
23 standardized tests to such pupils.

24 (g) 1. By the first day of the 3rd month beginning after the month in which the  
25 department establishes the model management plan and practices for maintaining

1 indoor environmental quality in public and private schools under s. 118.075 (3), or  
2 by October 1 of a private school's first school year of participation in the program  
3 under this section, whichever is later, the private school shall provide for the  
4 development of a plan for maintaining indoor environmental quality in the private  
5 school.

6 2. By the first day of the 12th month beginning after the month in which the  
7 department establishes the model management plan and practices for maintaining  
8 indoor environmental quality in public and private schools under s. 118.075 (3), or  
9 by the beginning of the 2nd school year of participation in the program under this  
10 section, whichever is later, the private school shall implement a plan for maintaining  
11 indoor environmental quality in the private school.

12 3. Each private school participating in the program under this section shall  
13 provide a copy of the plan implemented under subd. 2. to any person upon request.

14 **(8)** There is created a pupil assignment council composed of one representative  
15 from each private school participating in the program under this section. Annually  
16 by June 30, the council shall make recommendations to the participating private  
17 schools to achieve, to the extent possible, a balanced representation of pupils  
18 participating in the program under this section.

19 **(9)** If any accrediting agency specified under sub. (2) (a) 7. determines during  
20 the accrediting or preaccrediting process that a private school does not meet all of the  
21 requirements under s. 118.165 (1), it shall report that failure to the department.

22 **(10)** (a) The state superintendent may issue an order barring a private school  
23 from participating in the program under this section in the current school year if the  
24 state superintendent determines that the private school has done any of the  
25 following:

- 1           1. Misrepresented information required under sub. (7) (d).
- 2           2. Failed to provide the notice or pay the fee required under sub. (2) (a) 3., or
- 3 provide the information required under sub. (7) (am) or (d), by the date or within the
- 4 period specified.
- 5           3. Failed to refund to the state any overpayment made under sub. (4) (b) or (bg)
- 6 or (4m) by the date specified by department rule.
- 7           4. Failed to meet at least one of the standards under sub. (7) (a) by the date
- 8 specified by department rule.
- 9           5. Failed to provide the information required under sub. (6m).
- 10          6. Failed to comply with the requirements under sub. (7) (b) or (c).
- 11          7. Violated sub. (7) (b) 4., 5., or 6.
- 12          (am) If the state superintendent determines that any of the following have
- 13 occurred, he or she may issue an order barring the private school from participating
- 14 in the program under this section in the following school year:
- 15           2. The private school's application for accreditation has been denied by the
- 16 accrediting organization.
- 17           3. The private school has not achieved accreditation within the period allowed
- 18 under sub. (2) (a) 7.
- 19           (b) The state superintendent may issue an order immediately terminating a
- 20 private school's participation in the program under this section if he or she
- 21 determines that conditions at the private school present an imminent threat to the
- 22 health or safety of pupils.
- 23           (c) Whenever the state superintendent issues an order under par. (a), (am), or
- 24 (b), he or she shall immediately notify the parent or guardian of each pupil attending
- 25 the private school under this section.

1 (d) The state superintendent may withhold payment from a private school  
2 under subs. (4) and (4m) if the private school violates this section.

3 **(11)** The department shall do all of the following:

4 (a) Promulgate rules to implement and administer this section. The  
5 department may not by rule establish standards under sub. (7) (am) that exceed the  
6 standards established by the American Institute of Certified Public Accountants.

7 (b) Notify each private school participating in the program under this section  
8 of any proposed changes to the program or to administrative rules governing the  
9 program, including changes to application or filing deadlines but not including  
10 changes to provisions governing health or safety, prior to the beginning of the school  
11 year in which the change takes effect.

12 **SECTION 2532p.** 118.62 of the statutes is created to read:

13 **118.62 Green Bay Parental Choice Program. (1) DEFINITIONS.** In this  
14 section:

15 (a) “Administrator” means the superintendent, supervising principal,  
16 executive director, or other person who acts as the administrative head of a private  
17 school participating in the program under this section.

18 (b) “Membership” has the meaning given in s. 121.004 (5).

19 (c) “Preaccreditation” means the review and approval of an educational plan.  
20 Review of an education plan includes consideration of whether the school submitting  
21 the plan meets the requirements under s. 118.165 (1). The fact that a private school  
22 has obtained preaccreditation does not require an accreditation organization to  
23 accredit the private school.

24 (d) “Progress records” has the meaning given in s. 118.125 (1) (c).

1 (e) “Summer average daily membership equivalent” has the meaning given in  
2 s. 121.004 (8).

3 (f) “Summer choice average daily membership equivalent” means the summer  
4 average daily membership equivalent of pupils who were attending a private school  
5 under this section on the 2nd Friday of January of the school term immediately  
6 preceding that summer or whose applications have been accepted under sub. (3) for  
7 attendance at the private school in the school term immediately following that  
8 summer.

9 (g) “Teacher” means a person who has primary responsibility for the academic  
10 instruction of pupils.

11 **(1m)** (a) In this subsection:

12 1. “Board” means the government accountability board.

13 2. “Circulator” has the meaning given for “qualified circulator” under s. 5.02  
14 (16g).

15 (b) On or after September 1, 2011, an individual, committee, or group may file  
16 a registration statement with the board to initiate a petition to implement the Green  
17 Bay Parental Choice Program under this section. The registration statement shall  
18 include the name and mailing address of the individual who, or committee or group  
19 that, is initiating the petition.

20 (c) The individual, committee, or group may circulate the petition and shall file  
21 the petition with the board no later than 60 days after the date on which the  
22 registration statement is filed under par. (b). The certification of a circulator shall  
23 appear at the bottom of each petition filed with the board. The certification of the  
24 circulator shall include the name and mailing address of the individual who, or  
25 committee or group that, initiated the petition and shall state that he or she

1 personally circulated the petition and personally obtained each of the signatures; he  
2 or she knows the signatures are of qualified electors, as defined under s. 6.02, of the  
3 Green Bay Area Public School District as the petition requires; he or she knows the  
4 signers signed the petition with full knowledge of its content; he or she knows the  
5 respective residences given for each signer; and he or she knows each signer signed  
6 on the date stated opposite his or her signature. The certification shall further state  
7 that he or she, the circulator, is a qualified elector of this state, or if not a qualified  
8 elector of this state, is a U.S. citizen age 18 or older who, if he or she were a resident  
9 of this state, would not be disqualified from voting under s. 6.03; that he or she  
10 intends to support the implementation of the program under this section; and that  
11 he or she is aware that falsifying the certification is punishable under s. 12.13 (3) (a).  
12 The circulator shall indicate the date that he or she makes the certification next to  
13 his or her signature.

14 (d) The board shall, within 31 days after a petition is filed under par. (c), review  
15 the signatures to determine whether any signatures or petition sheets may not be  
16 counted for the reasons provided in par. (e) or (f). If, after review, the board  
17 determines that the petition contains a number of signatures of qualified electors in  
18 the Green Bay Area Public School District equal to not less than 25 percent of the  
19 number of pupils enrolled in the Green Bay Area Public School District in the  
20 2010–11 school year, the board shall certify that result to the department of public  
21 instruction. The department shall implement the program under this section in the  
22 first school year that begins after the date on which the board certifies the petition  
23 under this paragraph.

24 (e) An individual signature on a petition sheet may not be counted if:

25 1. The signature is not dated.



- 1           2. The signature is dated outside the circulation period.
- 2           3. The signature is dated after the date of the certification contained on the
- 3 petition sheet.
- 4           4. The residency of the signer of the petition sheet cannot be determined by the
- 5 address given.
- 6           5. The signature is that of an individual who is not a resident of the Green Bay
- 7 Area School District.
- 8           6. The signer has been adjudicated not to be a qualified elector on grounds of
- 9 incompetency or limited incompetency as provided in s. 6.03 (3).
- 10          7. The signer is not a qualified elector by reason of age.
- 11          8. The circulator knew or should have known that the signer, for any other
- 12 reason, was not a qualified elector.
- 13          (f) No signature on the petition sheet may be counted if:
- 14            1. The circulator fails to sign his or her certification.
- 15            2. The circulator is not a qualified circulator.
- 16          **(2)** (a) After a petition is certified as provided under sub. (1m) (d), and subject
- 17 to par. (b), any pupil in grades kindergarten to 12 who resides within the Green Bay
- 18 Area Public School District may attend, at no charge, any private school if all of the
- 19 following apply:
- 20            1. a. The pupil is a member of a family that has a total family income that does
- 21 not exceed an amount equal to 3.0 times the poverty level determined in accordance
- 22 with criteria established by the director of the federal office of management and
- 23 budget. In this subdivision and sub. (3m), family income includes income of the
- 24 pupil's parents or legal guardians. The family income of the pupil shall be
- 25 determined as provided in subd. 1. b. A pupil attending a private school under this

1 section whose family income increases may continue to attend a private school under  
2 this section.

3 b. The private school submits to the department of revenue the names,  
4 addresses, social security numbers, and other state and federal tax identification  
5 numbers, if any, of the pupil's parents or legal guardians. The department of revenue  
6 shall review the information submitted under this subd. 1. b. and shall determine  
7 whether the pupil is eligible to participate in the program under this section on the  
8 basis of family income. Family income for a family in which the pupil's parents are  
9 married or in which the pupil's legal guardians are married shall be reduced by  
10 \$7,000 before the determination is made under this subd. 1. b. The department of  
11 revenue may take no other action on the basis of the information submitted under  
12 this subd. 1. b. The department of public instruction may not request any additional  
13 verification of income from the family of a pupil once the department of revenue has  
14 determined whether the pupil is eligible to participate in the program under this  
15 section on the basis of family income. The department of public instruction shall  
16 establish a procedure for determining family income eligibility for those pupils for  
17 whom no social security number or state or federal tax identification number has  
18 been provided.

19 2. The pupil satisfies one or more of the following:

20 a. The pupil was enrolled in a public school in the Green Bay Area Public School  
21 District in the previous school year.

22 b. The pupil was not enrolled in school in the previous school year.

23 c. The pupil attended a private school under this section in the previous school  
24 year.

1           d. The pupil is applying to attend kindergarten, first grade, or 9th grade in a  
2 private school participating in the program under this section.

3           3. a. Except as provided in subd. 3. b., the private school notified the state  
4 superintendent of its intent to participate in the program under this section, and  
5 paid the nonrefundable fee set by the department as required under s. 119.23 (2) (a)  
6 3., by February 1 of the previous school year. The notice shall specify the number of  
7 pupils participating in the program under this section for which the school has space.

8           b. For a private school that intends to participate in the program under this  
9 section in the first school year that begins after a petition is certified under sub. (1m)  
10 (d), the private school notified the state superintendent of its intent to participate,  
11 and paid the nonrefundable fee set by the department under subd. 3. a. by February  
12 1 of that school year. The notice shall specify the number of pupils participating in  
13 the program under this section for which the school has space.

14           4. The private school complies with 42 USC 2000d.

15           5. The private school meets all health and safety laws or codes that apply to  
16 public schools.

17           6. a. Except as provided in subd. 6. c., all of the private school's teachers have  
18 a bachelor's degree from an accredited institution of higher education.

19           b. All of the private school's administrators have at least a bachelor's degree  
20 from an accredited institution of higher education.

21           c. Any teacher employed by the private school on July 1 of the first school year  
22 that begins after a petition is certified under sub. (1m) (d), who has been teaching for  
23 at least the 5 consecutive years immediately preceding that July 1, and who does not  
24 satisfy the requirements under subd. 6. a. on that July 1 applies to the department  
25 on a form prepared by the department for a temporary, nonrenewable waiver from

1 the requirements under subd. 6. a. The department shall promulgate rules to  
2 implement this subd. 6. c., including the form of the application and the process by  
3 which the waiver application will be reviewed. The application form shall require  
4 the applicant to submit a plan for satisfying the requirements under subd. 6. a.,  
5 including the name of the accredited institution of higher education at which the  
6 teacher is pursuing or will pursue the bachelor's degree and the anticipated date on  
7 which the teacher expects to complete the bachelor's degree. No waiver granted  
8 under this subd. 6. c. is valid after July 31 of the 5th year that begins after a petition  
9 is certified under sub. (1m) (d).

10 7. For a private school that is a first-time participant in the program under this  
11 section, and that is not accredited by the Wisconsin North Central Association, the  
12 Wisconsin Religious and Independent School Accreditation, the Independent  
13 Schools Association of the Central States, the archdiocese within which the private  
14 school is located, or by any other organization recognized by the National Council for  
15 Private Schools Accreditation, the private school obtains preaccreditation by the  
16 Institute for the Transformation of Learning at Marquette University, the Wisconsin  
17 North Central Association, the Wisconsin Religious and Independent Schools  
18 Accreditation, the Independent Schools Association of the Central States, the  
19 archdiocese within which the private school is located, or any other organization  
20 recognized by the National Council for Private School Accreditation by August 1  
21 before the first school term of participation in the program under this section that  
22 begins in the first school year that begins after a petition is certified under sub. (1m)  
23 (d) or by May 1 before the first summer class is offered by the private school if the  
24 private school begins participation in the program under this section during summer  
25 school. The private school shall achieve accreditation by the Wisconsin North

1 Central Association, the Wisconsin Religious and Independent Schools  
2 Accreditation, the Independent Schools Association of the Central States, the  
3 archdiocese within which the private school is located, or any other organization  
4 recognized by the National Council for Private School Accreditation, by December 31  
5 of the 3rd school year following the first school year in which the private school begins  
6 participation in the program under this section. If the private school is accredited  
7 under this subdivision, the private school is not required to obtain preaccreditation  
8 as a prerequisite to providing instruction under this section in additional grades or  
9 in an additional or new school.

10 8. Notwithstanding s. 118.165 (1) (c), the private school annually provides at  
11 least 1,050 hours of direct pupil instruction in grades 1 to 6 and at least 1,137 hours  
12 of direct pupil instruction in grades 7 to 12. Hours provided under this subdivision  
13 include recess and time for pupils to transfer between classes but do not include the  
14 lunch periods.

15 (b) 1. In the first school year that begins after a petition is certified under sub.  
16 (1m) (d), no more than 250 pupils, as counted under s. 121.004 (7), may attend private  
17 schools under this section. Priority shall be given to pupils who were eligible for a  
18 free or reduced-price lunch in the federal school lunch program under 42 USC 1758  
19 (b) in the immediately preceding school year.

20 2. In the 2nd school year that begins after a petition is certified under sub. (1m)  
21 (d), no more than 500 pupils, as counted under s. 121.004 (7), may attend private  
22 schools under this section. Priority shall be given to pupils who attended a private  
23 school under this section in the school year described in subd. 1.

24 3. Whenever the state superintendent determines that the limit is reached  
25 under subd. 1. or 2., he or she shall issue an order prohibiting the participating

1 private schools from accepting additional pupils until he or she determines that the  
2 number of pupils attending private schools under this section has fallen below the  
3 limit. If the number of pupils attending private schools under this section falls below  
4 the limit under this paragraph, the state superintendent shall issue an order  
5 notifying participating private schools that they may begin accepting additional  
6 pupils, and, notwithstanding sub. (3) (a), participating private schools that wish to  
7 accept additional pupils under this section shall accept pupils as follows:

8 a. The private school shall give first priority to pupils who are attending a  
9 private school under this section.

10 b. The private school shall give 2nd priority to the siblings of pupils who are  
11 attending a private school under this section.

12 c. The private school shall give 3rd priority to pupils selected at random under  
13 a procedure established by the department by rule.

14 (c) 1. Notwithstanding par. (a) 6., a teacher employed by a private school  
15 participating in the program under this section who teaches only courses in  
16 rabbinical studies is not required to have a bachelor's degree.

17 2. Notwithstanding par. (a) 6., an administrator of a private school  
18 participating in the program under this section that prepares and trains pupils  
19 attending the school in rabbinical studies is not required to have a bachelor's degree.

20 **(3)** (a) The pupil or the pupil's parent or guardian shall submit an application,  
21 on a form provided by the state superintendent, to the participating private school  
22 that the pupil wishes to attend. If more than one pupil from the same family applies  
23 to attend the same private school, the pupils may use a single application. Within  
24 60 days after receiving the application, the private school shall notify each applicant,  
25 in writing, whether his or her application has been accepted. If the private school

1 rejects an application, the notice shall include the reason. A private school may reject  
2 an applicant only if it has reached its maximum general capacity or seating capacity.  
3 The state superintendent shall ensure that the private school determines which  
4 pupils to accept on a random basis, except that the private school may give preference  
5 in accepting applications to siblings of pupils accepted on a random basis.

6 (b) If the private school rejects an applicant because it has too few available  
7 spaces, the pupil may transfer his or her application to a participating private school  
8 that has space available.

9 **(3m)** (a) A private school participating in the program under this section may  
10 not charge or receive any additional payment for a pupil participating in the program  
11 under this section other than the payment the school receives under sub. (4) and, if  
12 applicable, sub. (4m), if either of the following applies:

- 13 1. The pupil is enrolled in a grade from kindergarten to 8.
- 14 2. The pupil is enrolled in a grade from 9 to 12 and the family income of the  
15 pupil, as determined under sub. (2) (a) 1., does not exceed an amount equal to 2.2  
16 times the poverty level determined in accordance with criteria established by the  
17 director of the federal office of management and budget.

18 (b) A private school participating in the program under this section may, in  
19 addition to the payment it receives for a pupil under sub. (4) and, if applicable, sub.  
20 (4m), charge the pupil tuition and fees in an amount determined by the school if both  
21 of the following apply:

- 22 1. The pupil is enrolled in a grade from 9 to 12.
- 23 2. The family income of the pupil, as determined under sub. (2) (a) 1., exceeds  
24 an amount equal to 2.2 times the poverty level determined in accordance with  
25 criteria established by the director of the federal office of management and budget.

1 (c) A private school participating in the program under this section shall  
2 determine whether the private school may charge additional tuition and fees to a  
3 pupil on the basis of the pupil's family income as permitted under par. (b). The  
4 private school shall establish a process for accepting an appeal to the governing body  
5 of the private school of the determination made under this paragraph.

6 (4) (a) Annually, on or before October 15, a private school participating in the  
7 program under this section shall file with the department a report stating its  
8 summer average daily membership equivalent and its summer choice average daily  
9 membership equivalent for the purpose of sub. (4m).

10 (b) Upon receipt from the pupil's parent or guardian of proof of the pupil's  
11 enrollment in the private school during a school term, the state superintendent shall  
12 pay to the private school in which the pupil is enrolled on behalf of the pupil's parent  
13 or guardian, from the appropriation under s. 20.255 (2) (fn), an amount equal to the  
14 lesser of the following:

15 1. The amount equal to the private school's operating and debt service cost per  
16 pupil that is related to educational programming, as determined by the department.

17 2. In the 2012–13 school year, the per pupil amount determined under s. 119.23  
18 (4) (bg), and in any other school year, the per pupil amount determined under s.  
19 119.23 (4) (b) 2.

20 (c) The state superintendent shall pay 25 percent of the total amount under this  
21 subsection in September, 25 percent in November, 25 percent in February, and 25  
22 percent in May. Each installment may consist of a single check for all pupils  
23 attending the private school under this section. The state superintendent shall  
24 include the entire amount under sub. (4m) in the November installment, but the  
25 payment shall be made in a separate check from the payment under this subsection.



1 (d) In determining a private school's operating and debt service cost per pupil  
2 under par. (b) 1. and (4m) (a), the department shall do all of the following:

3 1. Subtract only the following, up to the actual cost of the service or material  
4 related to each item:

5 a. Fees charged pupils for books and supplies used in classes and programs.

6 b. Rentals for school buildings.

7 c. Food service revenues.

8 d. Governmental financial assistance.

9 e. Interest and other income resulting from the investment of debt proceeds.

10 2. If legal title to the private school's buildings and premises is held in the name  
11 of the private school's parent organization or other related party, there is no other  
12 mechanism to include the private school's facilities costs in the calculation of its  
13 operating and debt service cost, and the private school requests that the department  
14 do so, include an amount equal to 10.5 percent of the fair market value of the school  
15 and its premises. A request made by a private school under this subdivision remains  
16 effective in subsequent school years and may not be withdrawn by the private school.

17 3. If immediately prior to the effective date of this subdivision .... [LRB inserts  
18 date], a private school's operating and debt service costs, as determined by the  
19 department, included the amount described in subd. 2., continue to include the  
20 amount described in subd. 2. in subsequent school years.

21 **(4m)** In addition to the payment under sub. (4) the state superintendent shall  
22 pay to each private school participating in the program under this section, on behalf  
23 of the parent or guardian of each pupil attending the private school under this  
24 section, in the manner described in sub. (4) (c), the amount determined as follows:

1 (a) Determine the private school's operating and debt service cost per pupil in  
2 summer school that is related to educational programming.

3 (b) Multiply the amount under par. (a) by 0.40.

4 (c) Multiply the product under par. (b) by the quotient determined by dividing  
5 the summer choice average daily membership equivalent of the private school by the  
6 total number of pupils for whom payments are being made under sub. (4).

7 **(4r)** If, after the 3rd Friday in September in any school year, a private school  
8 participating in the program under this section closes, for each installment under  
9 sub. (4) (c) that was not paid to the private school in that school year, the state  
10 superintendent shall pay to the board, from the appropriation under s. 20.255 (2) (fv),  
11 the amount determined, for each pupil who had been attending the private school  
12 under this section in that school year and who enrolls in the school district operating  
13 under this chapter in that school year, as follows:

14 (a) Multiply the amount determined under sub. (4) (b) by 0.616.

15 (b) Multiply the product under par. (a) by 0.25.

16 **(5)** The state superintendent shall ensure that pupils and parents and  
17 guardians of pupils who reside in the Green Bay Area Public School District are  
18 informed annually of the private schools participating in the program under this  
19 section.

20 **(6)** The school board of the Green Bay Area Public School District shall provide  
21 transportation to pupils attending a private school under this section if required  
22 under s. 121.54 and may claim transportation aid under s. 121.58 for pupils so  
23 transported.

24 **(6m)** Each private school participating in the program under this section shall  
25 do all of the following:

1 (a) Provide to each pupil, or the parent or guardian of each minor pupil, who  
2 applies to attend the private school all of the following:

3 1. The name, address, and telephone number of the private school and the  
4 name of one or more contact persons at the school.

5 2. A list of the names of the members of the private school's governing body and  
6 of the private school's shareholders, if any.

7 3. A notice stating whether the private school is an organization operated for  
8 profit or not for profit. If the private school is a nonprofit organization, the private  
9 school shall also provide the applicant with a copy of the certificate issued under  
10 section 501 (c) (3) of the Internal Revenue Code verifying that the private school is  
11 a nonprofit organization that is exempt from federal income tax.

12 4. A copy of the appeals process used if the private school rejects the applicant.

13 5. A copy of the policy developed by the private school under s. 118.33 (1) (f) 2g.

14 6. A copy of the nonharassment policy used by the private school, together with  
15 the procedures for reporting and obtaining relief from harassment.

16 7. A copy of the suspension and expulsion policies and procedures, including  
17 procedures for appealing a suspension or expulsion, used by the private school.

18 8. A copy of the policy used by the private school for accepting or denying the  
19 transfer of credits earned by a pupil attending the private school under this section  
20 for the satisfactory completion of coursework at another school.

21 9. A copy of the policy governing visitors and visits to the private school,  
22 developed as required under sub. (7) (b) 2m.

23 (b) Annually, by August 1st, provide to the department the material specified  
24 in par. (a) and all of the following information:

1           1. The number of pupils attending the private school under this section in the  
2 previous school year.

3           2. The number of pupils attending the private school other than under this  
4 section in the previous school year.

5           3. For each of the previous 5 school years in which the private school has  
6 participated in the program under this section, all of the following information:

7           a. The number of pupils who attended the private school under this section and  
8 other than under this section in the 12th grade and the number of those pupils who  
9 graduated from the private school.

10           b. The number of pupils who attended the private school under this section and  
11 other than under this section in the 8th grade and the number of those pupils who  
12 advanced from grade 8 to grade 9.

13           c. The number of pupils who attended the private school under this section and  
14 other than under this section in the 4th grade and the number of those pupils who  
15 advanced from grade 4 to grade 5.

16           d. To the extent permitted under 20 USC 1232g and 43 CFR part 99, pupil  
17 scores on all standardized tests administered under sub. (7) (e).

18           4. A copy of the academic standards adopted under sub. (7) (b) 2.

19           (c) Provide to the department a signed statement from each individual who is  
20 a member of the private school's governing body verifying that the individual is a  
21 member of the governing body.

22           (d) Upon request by any pupil, or the parent or guardian of any minor pupil,  
23 who is attending or who applies to attend the private school, provide the material  
24 specified in pars. (a) and (b).

1           **(7) (a)** Each private school participating in the program under this section shall  
2 meet at least one of the following standards:

3           1. At least 70 percent of the pupils in the program advance one grade level each  
4 year.

5           2. The private school's average attendance rate for the pupils in the program  
6 is at least 90 percent.

7           3. At least 80 percent of the pupils in the program demonstrate significant  
8 academic progress.

9           4. At least 70 percent of the families of pupils in the program meet parent  
10 involvement criteria established by the private school.

11           (am) Each private school participating in the program under this section is  
12 subject to uniform financial accounting standards established by the department.  
13 Annually by September 1 following a school year in which a private school  
14 participated in the program under this section, the private school shall submit to the  
15 department all of the following:

16           1. An independent financial audit of the private school conducted by an  
17 independent certified public accountant, accompanied by the auditor's statement  
18 that the report is free of material misstatements and fairly presents pupil costs  
19 under sub. (4) (b) 1. The audit under this subdivision shall be limited in scope to those  
20 records that are necessary for the department to make payments under subs. (4) and  
21 (4m). The auditor shall conduct his or her audit, including determining sample sizes  
22 and evaluating financial viability, in accordance with the auditing standards  
23 established by the American Institute of Certified Public Accountants. The  
24 department may not require an auditor to comply with standards that exceed the

1 scope of the standards established by the American Institute of Certified Public  
2 Accountants.

3 2. Evidence of sound fiscal and internal control practices, as prescribed by the  
4 department by rule. An auditor engaged to evaluate the private school's fiscal and  
5 internal control practices shall conduct his or her evaluation, including determining  
6 sample sizes, in accordance with attestation standards established by the American  
7 Institute of Certified Public Accountants.

8 (b) Each private school participating in the program under this section shall  
9 do all of the following:

10 1. Administer to any pupils attending the 3rd grade in the private school under  
11 this section a standardized reading test developed by the department.

12 2. Adopt the pupil academic standards required under s. 118.30 (1g) (a) 5.

13 2m. Develop a written policy governing visitors and visits to the private school.

14 3. Ensure that any teacher's aide employed by the private school has graduated  
15 from high school, been granted a declaration of equivalency of high school  
16 graduation, or been issued a general educational development certificate of high  
17 school equivalency.

18 3m. Annually, schedule 2 meetings at which members of the governing body of  
19 the private school will be present and at which pupils, and the parents or guardians  
20 of pupils, applying to attend the private school or attending the private school may  
21 meet and communicate with the members of the governing body. The private school  
22 shall, within 30 days after the start of the school term, notify the department in  
23 writing of the scheduled meeting dates and shall, at least 30 days before the  
24 scheduled meeting date, notify in writing each pupil, or the parent or guardian of

1 each minor pupil, applying to attend the private school or attending the private  
2 school of the meeting date, time, and place.

3 4. Maintain progress records for each pupil attending the private school under  
4 this section while the pupil attends the school and, except as provided under subd.  
5 7., for at least 5 years after the pupil ceases to attend the school.

6 5. Upon request, provide a pupil or the parent or guardian of a minor pupil who  
7 is attending the private school under this section with a copy of the pupil's progress  
8 records.

9 6. Issue a high school diploma or certificate to each pupil who attends the  
10 private school under this section and satisfactorily completes the course of  
11 instruction and any other requirements necessary for high school graduation.

12 7. a. Except as provided in subd. 7. b., if the private school ceases operating as  
13 a private school, immediately transfer all of the progress records of the pupils who  
14 attended the school under this section to the school board of the Green Bay Area  
15 Public School District. The private school shall send written notice to each pupil, or  
16 to the parent or guardian of a minor pupil, of the transfer of progress records under  
17 this subd. 7. a.

18 b. If the private school is affiliated with an organization that will maintain the  
19 progress records of each pupil who attended the school under this section for at least  
20 5 years after the private school ceases operation as a private school, the private  
21 school may transfer a pupil's records to the organization if the pupil, or the parent  
22 or guardian of a minor pupil, consents in writing to the release of the progress records  
23 to the affiliated organization. The private school shall send to the department a copy  
24 of the consent form for each pupil who consents to the transfer of progress records  
25 under this subd. 7. b. The written notice shall be signed by the pupil, or the parent

1 or guardian of a minor pupil, and shall include the name, phone number, mailing  
2 address, and other relevant contact information of the organization that will  
3 maintain the progress records, and a declaration by the affiliated organization that  
4 the organization agrees to maintain the progress records for at least 5 years after the  
5 private school ceases operation as a private school.

6 (c) A private school may not require a pupil attending the private school under  
7 this section to participate in any religious activity if the pupil's parent or guardian  
8 submits to the pupil's teacher or the private school's principal a written request that  
9 the pupil be exempt from such activities.

10 (d) By August 1 before the first school term of participation in the program, or  
11 by May 1 if the private school begins participating in the program during summer  
12 school, each private school participating in the program under this section shall  
13 submit to the department all of the following:

14 1. a. In this subdivision, "municipality" has the meaning given in s. 5.02 (11).

15 b. A copy of the school's current certificate of occupancy issued by the  
16 municipality within which the school is located. If the private school moves to a new  
17 location, the private school shall submit a copy of the new certificate of occupancy  
18 issued by the municipality within which the school is located to the department  
19 before the attendance of pupils at the new location and before the next succeeding  
20 date specified in s. 121.05 (1) (a). A temporary certificate of occupancy does not meet  
21 the requirement of this subdivision.

22 2. Evidence of financial viability, as prescribed by the department by rule.

23 3. Proof that the private school's administrator has participated in a fiscal  
24 management training program approved by the department.



1 (e) Each private school participating in the program under this section shall  
2 administer the examinations required under s. 118.30 (1v) to pupils attending the  
3 school under the program. The private school may administer additional  
4 standardized tests to such pupils.

5 (g) 1. By the first day of the 3rd month beginning after the month in which the  
6 department establishes the model management plan and practices for maintaining  
7 indoor environmental quality in public and private schools under s. 118.075 (3), or  
8 by October 1 of a private school's first school year of participation in the program  
9 under this section, whichever is later, the private school shall provide for the  
10 development of a plan for maintaining indoor environmental quality in the private  
11 school.

12 2. By the first day of the 12th month beginning after the month in which the  
13 department establishes the model management plan and practices for maintaining  
14 indoor environmental quality in public and private schools under s. 118.075 (3), or  
15 by the beginning of the 2nd school year of participation in the program under this  
16 section, whichever is later, the private school shall implement a plan for maintaining  
17 indoor environmental quality in the private school.

18 3. Each private school participating in the program under this section shall  
19 provide a copy of the plan implemented under subd. 2. to any person upon request.

20 **(8)** There is created a pupil assignment council composed of one representative  
21 from each private school participating in the program under this section. Annually  
22 by June 30, the council shall make recommendations to the participating private  
23 schools to achieve, to the extent possible, a balanced representation of pupils  
24 participating in the program under this section.

1           **(9)** If any accrediting agency specified under sub. (2) (a) 7. determines during  
2 the accrediting or preaccrediting process that a private school does not meet all of the  
3 requirements under s. 118.165 (1), it shall report that failure to the department.

4           **(10)** (a) The state superintendent may issue an order barring a private school  
5 from participating in the program under this section in the current school year if the  
6 state superintendent determines that the private school has done any of the  
7 following:

8           1. Misrepresented information required under sub. (7) (d).

9           2. Failed to provide the notice or pay the fee required under sub. (2) (a) 3., or  
10 provide the information required under sub. (7) (am) or (d), by the date or within the  
11 period specified.

12           3. Failed to refund to the state any overpayment made under sub. (4) (b) or (4m)  
13 by the date specified by department rule.

14           4. Failed to meet at least one of the standards under sub. (7) (a) by the date  
15 specified by department rule.

16           5. Failed to provide the information required under sub. (6m).

17           6. Failed to comply with the requirements under sub. (7) (b) or (c).

18           7. Violated sub. (7) (b) 4., 5., or 6.

19           (am) If the state superintendent determines that any of the following have  
20 occurred, he or she may issue an order barring the private school from participating  
21 in the program under this section in the following school year:

22           2. The private school's application for accreditation has been denied by the  
23 accrediting organization.

24           3. The private school has not achieved accreditation within the period allowed  
25 under sub. (2) (a) 7.

1 (b) The state superintendent may issue an order immediately terminating a  
2 private school's participation in the program under this section if he or she  
3 determines that conditions at the private school present an imminent threat to the  
4 health or safety of pupils.

5 (c) Whenever the state superintendent issues an order under par. (a), (am), or  
6 (b), he or she shall immediately notify the parent or guardian of each pupil attending  
7 the private school under this section.

8 (d) The state superintendent may withhold payment from a private school  
9 under subs. (4) and (4m) if the private school violates this section.

10 **(11)** The department shall do all of the following:

11 (a) Promulgate rules to implement and administer this section. The  
12 department may not by rule establish standards under sub. (7) (am) that exceed the  
13 standards established by the American Institute of Certified Public Accountants.

14 (b) Notify each private school participating in the program under this section  
15 of any proposed changes to the program or to administrative rules governing the  
16 program, including changes to application or filing deadlines but not including  
17 changes to provisions governing health or safety, prior to the beginning of the school  
18 year in which the change takes effect.

19 **SECTION 1561.** 119.04 (1) of the statutes is amended to read:

20 119.04 **(1)** Subchapters IV, V and VII of ch. 115, ch. 121 and ss. 66.0235 (3) (c),  
21 66.0603 (1m) to (3), 115.01 (1) and (2), 115.28, 115.31, 115.33, 115.34, 115.343,  
22 115.345, ~~115.361~~, 115.365 (3), 115.38 (2), 115.445, ~~115.45~~, 118.001 to 118.04, 118.045,  
23 118.06, 118.07, 118.075, 118.076, 118.10, 118.12, 118.125 to 118.14, 118.145 (4),  
24 118.15, 118.153, 118.16, 118.162, 118.163, 118.164, 118.18, 118.19, 118.20, 118.225,  
25 118.24 (1), (2) (c) to (f), (6), (8), and (10), 118.255, 118.258, 118.291, 118.30 to 118.43,

1 118.46, 118.51, 118.52, 118.55, 120.12 (5) and (15) to (27), 120.125, 120.13 (1), (2) (b)  
2 to (g), (3), (14), (17) to (19), (26), (34), (35), (37), (37m), and (38), 120.14, 120.21 (3),  
3 and 120.25 are applicable to a 1st class city school district and board.

4 **SECTION 1562.** 119.23 (2) (a) (intro.) of the statutes is amended to read:

5 119.23 (2) (a) (intro.) ~~Subject to par. (b), any~~ Any pupil in grades kindergarten  
6 to 12 who resides within the city may attend, ~~at no charge,~~ any private school located  
7 ~~in the city~~ if all of the following apply:

8 **SECTION 2536c.** 119.23 (2) (a) 1. of the statutes is renumbered 119.23 (2) (a) 1.  
9 a. and amended to read:

10 119.23 (2) (a) 1. a. The pupil is a member of a family that has a total family  
11 income that does not exceed an amount equal to ~~1.75~~ 3.0 times the poverty level  
12 determined in accordance with criteria established by the director of the federal  
13 office of management and budget. In this subdivision and sub. (3m), family income  
14 includes income of the pupil's parents or legal guardians. The family income of the  
15 pupil shall be determined as provided in subd. 1. b. A pupil attending a private school  
16 under this section whose family income increases may continue to attend a private  
17 school under this section ~~if the pupil is a member of a family that has a total family~~  
18 ~~income that does not exceed an amount equal to 2.2 times the poverty level~~  
19 ~~determined in accordance with criteria established by the director of the federal~~  
20 ~~office of management and budget. For purposes of admission to a private school~~  
21 ~~under this section, siblings of pupils attending a private school under this section are~~  
22 ~~subject to the higher income limit. If a pupil attending a private school under this~~  
23 ~~section ceases to attend a private school under this section, the lower income limit~~  
24 ~~applies unless the pupil is a sibling of a pupil attending a private school under this~~  
25 ~~section.~~

1           **SECTION 2536g.** 119.23 (2) (a) 1. b. of the statutes is created to read:

2           119.23 **(2)** (a) 1. b. The private school submits to the department of revenue the  
3 names, addresses, social security numbers, and other state and federal tax  
4 identification numbers, if any, of the pupil's parents or legal guardians. The  
5 department of revenue shall review the information submitted under this subd. 1.  
6 b. and shall determine whether the pupil is eligible to participate in the program  
7 under this section on the basis of family income. Family income for a family in which  
8 the pupil's parents are married or in which the pupil's legal guardians are married  
9 shall be reduced by \$7,000 before the determination is made under this subd. 1. b.  
10 The department of revenue may take no other action on the basis of the information  
11 submitted under this subd. 1. b. The department of public instruction may not  
12 request any additional verification of income from the family of a pupil once the  
13 department of revenue has determined whether the pupil is eligible to participate  
14 in the program under this section on the basis of family income. The department of  
15 public instruction shall establish a procedure for determining family income  
16 eligibility for those pupils for whom no social security number or state or federal tax  
17 identification number has been provided.

18           **SECTION 2536h.** 119.23 (2) (a) 3. of the statutes is amended to read:

19           119.23 **(2)** (a) 3. The Except as provided in subd. 3m. b., the private school  
20 notified the state superintendent of its intent to participate in the program under  
21 this section, and paid a nonrefundable fee set by the department, by February 1 of  
22 the previous school year. The notice shall specify the number of pupils participating  
23 in the program under this section for which the school has space. The department  
24 shall by rule set the fee charged under this subdivision at an amount such that the  
25 total fee revenue covers the costs of employing one full-time auditor to evaluate the

1 financial information submitted by the private schools under sub. (7) (am) and (d) 2.  
2 and 3., under s. 118.60 (7) (am) and (d) 2. and 3., and under s. 118.62 (7) (am) and (d)  
3 2. and 3.

4 **SECTION 2536p.** 119.23 (2) (a) 3m. of the statutes is created to read:

5 119.23 (2) (a) 3m. a. In this subdivision, “municipality” has the meaning given  
6 in s. 5.02 (11).

7 b. For a private school located in a municipality other than the city that intends  
8 to participate in the program under this section in the 2011–12 school year, the  
9 private school notified the state superintendent of its intent to participate, and paid  
10 the nonrefundable fee set by the department under subd. 3. by August 1, 2011. The  
11 notice shall specify the number of pupils participating in the program under this  
12 section for which the school has space.

13 **SECTION 2536t.** 119.23 (2) (a) 7. a. of the statutes is amended to read:

14 119.23 (2) (a) 7. a. Subject to subd. 7. c., for a private school participating in the  
15 program under this section on July 1, 2009, the private school achieves accreditation  
16 by the Wisconsin North Central Association, the Wisconsin Religious and  
17 Independent Schools Accreditation, the Independent Schools Association of the  
18 Central States, the Archdiocese of Milwaukee, or any other organization recognized  
19 by the National Council for Private School Accreditation, by December 31 of the 3rd  
20 school year following the first school year that begins after June 30, 2006, in which  
21 it participates in the program under this section, or the private school was approved  
22 for scholarship funding for the 2005–06 school year by Partners Advancing Values  
23 in Education. If the private school is accredited as provided under this subd. 7. a.,  
24 the private school is not required to obtain preaccreditation ~~from the Institute for the~~  
25 ~~Transformation of Learning at Marquette University~~ under subd. 7. b. as a

1 prerequisite to providing instruction under this section in additional grades or in an  
2 additional or new school.

3 **SECTION 2536x.** 119.23 (2) (a) 7. b. of the statutes is amended to read:

4 119.23 (2) (a) 7. b. Subject to subd. 7. c., for a private school that is a first-time  
5 participant in the program under this section on or after July 1, 2009, and that is not  
6 accredited as provided under subd. 7. a., the private school obtains preaccreditation  
7 ~~from~~ by the Institute for the Transformation of Learning at Marquette University,  
8 the Wisconsin North Central Association, the Wisconsin Religious and Independent  
9 Schools Accreditation, the Independent Schools Association of the Central States,  
10 the Archdiocese of Milwaukee, or any other organization recognized by the National  
11 Council for Private School Accreditation by August 1 before the first school term of  
12 participation in the program under this section that begins after July 1, 2009, or by  
13 May 1 if the private school begins participating in the program during summer  
14 school, and achieves accreditation by the Wisconsin North Central Association, the  
15 Wisconsin Religious and Independent Schools Accreditation, the Independent  
16 Schools Association of the Central States, the Archdiocese of Milwaukee, or any  
17 other organization recognized by the National Council for Private School  
18 Accreditation, by December 31 of the 3rd school year following the first school year  
19 that begins after July 1, 2009, in which it participates in the program under this  
20 section. If the private school is accredited under this subd. 7. b., the private school  
21 is not required to obtain preaccreditation ~~from the Institute for the Transformation~~  
22 ~~of Learning at Marquette University~~ as a prerequisite to providing instruction under  
23 this section in additional grades or in an additional or new school.

24 **SECTION 1563.** 119.23 (2) (b) of the statutes is repealed.

25 **SECTION 2540b.** 119.23 (3) (a) of the statutes is amended to read:

1           119.23 (3) (a) The pupil or the pupil's parent or guardian shall submit an  
2 application, on a form provided by the state superintendent, to the participating  
3 private school that the pupil wishes to attend. If more than one pupil from the same  
4 family applies to attend the same private school, the pupils may use a single  
5 application. Within 60 days after receiving the application, the private school shall  
6 notify the each applicant, in writing, whether the his or her application has been  
7 accepted. If the private school rejects an application, the notice shall include the  
8 reason. A private school may reject an applicant only if it has reached its maximum  
9 general capacity or seating capacity. The state superintendent shall ensure that the  
10 private school determines which pupils to accept on a random basis, except that the  
11 private school may give preference in accepting applications to siblings of pupils  
12 accepted on a random basis.

13           **SECTION 2540m.** 119.23 (3m) of the statutes is created to read:

14           119.23 (3m) (a) A private school participating in the program under this section  
15 may not charge or receive any additional payment for a pupil participating in the  
16 program under this section other than the payment the school receives under sub.  
17 (4) and, if applicable, sub. (4m), if either of the following applies:

18           1. The pupil is enrolled in a grade from kindergarten to 8.

19           2. The pupil is enrolled in a grade from 9 to 12 and the family income of the  
20 pupil, as determined under sub. (2) (a) 1., does not exceed an amount equal to 2.2  
21 times the poverty level determined in accordance with criteria established by the  
22 director of the federal office of management and budget.

23           (b) A private school participating in the program under this section may, in  
24 addition to the payment it receives for a pupil under sub. (4) and, if applicable, sub.



1 (4m), charge the pupil tuition and fees in an amount determined by the school if both  
2 of the following apply:

3 1. The pupil is enrolled in a grade from 9 to 12.

4 2. The family income of the pupil, as determined under sub. (2) (a) 1., exceeds  
5 an amount equal to 2.2 times the poverty level determined in accordance with  
6 criteria established by the director of the federal office of management and budget.

7 (c) A private school participating in the program under this section shall  
8 determine whether the private school may charge additional tuition and fees to a  
9 pupil on the basis of the pupil's family income as permitted under par. (b). The  
10 private school shall establish a process for accepting an appeal to the governing body  
11 of the private school of the determination made under this paragraph.

12 **SECTION 2541m.** 119.23 (4) (b) (intro.) of the statutes is amended to read:

13 119.23 (4) (b) (intro.) Except as provided in par. (bg), upon receipt from the  
14 pupil's parent or guardian of proof of the pupil's enrollment in the private school  
15 during a school term, the state superintendent shall pay to the ~~parent or guardian~~  
16 private school in which the pupil is enrolled on behalf of the pupil's parent or  
17 guardian, from the appropriation under s. 20.255 (2) (fu), an amount equal to the  
18 lesser of the following:

19 **SECTION 1564.** 119.23 (4) (bg) of the statutes is amended to read:

20 119.23 (4) (bg) In the ~~2009–10~~ 2011–12 and ~~2010–11~~ 2012–13 school years,  
21 upon receipt from the pupil's parent or guardian of proof of the pupil's enrollment in  
22 the private school during a school term, the state superintendent shall pay to the  
23 parent or guardian, from the appropriation under s. 20.255 (2) (fu), an amount equal  
24 to the private school's operating and debt service cost per pupil that is related to

1 educational programming, as determined by the department, or \$6,442, whichever  
2 is less.

3 **SECTION 2542c.** 119.23 (4) (c) of the statutes is amended to read:

4 119.23 (4) (c) The state superintendent shall pay 25% of the total amount under  
5 this subsection in September, 25% in November, 25% in February, and 25% in May.  
6 Each installment may consist of a single check for all pupils attending the private  
7 school under this section. The state superintendent ~~may~~ shall include the entire  
8 amount under sub. (4m) in ~~one of those installments or apportion the entire amount~~  
9 ~~among one or more of those installments.~~ Except as provided in sub. (4r), the  
10 department shall send the check to the private school. ~~Except as provided in sub.~~  
11 ~~(4r), the parent or guardian shall restrictively endorse the check for the use of the~~  
12 ~~private school~~ the November installment, but the payment shall be made in a  
13 separate check from the payment under this subsection.

14 **SECTION 2542g.** 119.23 (4) (d) of the statutes is created to read:

15 119.23 (4) (d) In determining a private school's operating and debt service cost  
16 per pupil under par. (b) 1. and (4m) (a), the department shall do all of the following:

17 1. Subtract only the following, up to the actual cost of the service or material  
18 related to each item:

- 19 a. Fees charged pupils for books and supplies used in classes and programs.
- 20 b. Rentals for school buildings.
- 21 c. Food service revenues.
- 22 d. Governmental financial assistance.
- 23 e. Interest and other income resulting from the investment of debt proceeds.

24 2. If legal title to the private school's buildings and premises is held in the name  
25 of the private school's parent organization or other related party, there is no other

1 mechanism to include the private school's facilities costs in the calculation of its  
2 operating and debt service cost, and the private school requests that the department  
3 do so, include an amount equal to 10.5 percent of the fair market value of the school  
4 and its premises. A request made by a private school under this subdivision remains  
5 effective in subsequent school years and may not be withdrawn by the private school.

6 3. If immediately prior to the effective date of this subdivision .... [LRB inserts  
7 date], a private school's operating and debt service costs, as determined by the  
8 department, included the amount described in subd. 2., continue to include the  
9 amount described in subd. 2. in subsequent school years.

10 **SECTION 2542n.** 119.23 (4m) of the statutes is renumbered 119.23 (4m) (intro.)  
11 and amended to read:

12 119.23 **(4m)** (intro.) In addition to the payment under sub. (4) the state  
13 superintendent shall pay to ~~the parent or guardian of each pupil enrolled in a private~~  
14 school participating in the program under this section, on behalf of the parent or  
15 guardian of each pupil attending the private school under this section, in the manner  
16 described in sub. (4) (c), ~~an the amount determined by multiplying 40% of the~~  
17 payment under sub. (4) as follows:

18 (c) Multiply the product under par. (b) by the quotient determined by dividing  
19 the summer choice average daily membership equivalent of the private school by the  
20 total number of pupils for whom payments are being made under sub. (4).

21 **SECTION 2542r.** 119.23 (4m) (a) and (b) of the statutes are created to read:

22 119.23 **(4m)** (a) Determine the private school's operating and debt service cost  
23 per pupil in summer school that is related to educational programming.

24 (b) Multiply the amount under par. (a) by 0.40.

25 **SECTION 2544w.** 119.23 (7) (am) 1. and 2. of the statutes are amended to read:

1           119.23 (7) (am) 1. An independent financial audit of the private school  
2 conducted by an independent certified public accountant, accompanied by the  
3 auditor’s statement that the report is free of material misstatements and fairly  
4 presents pupil costs under sub. (4) (b) 1. The audit under this subdivision shall be  
5 limited in scope to those records that are necessary for the department to make  
6 payments under subs. (4) and (4m). The auditor shall conduct his or her audit,  
7 including determining sample sizes and evaluating financial viability, in accordance  
8 with the auditing standards established by the American Institute of Certified  
9 Public Accountants. The department may not require an auditor to comply with  
10 standards that exceed the scope of the standards established by the American  
11 Institute of Certified Public Accountants.

12           2. Evidence of sound fiscal and internal control practices, as prescribed by the  
13 department by rule. An auditor engaged to evaluate the private school’s fiscal and  
14 internal control practices shall conduct his or her evaluation, including determining  
15 sample sizes, in accordance with attestation standards established by the American  
16 Institute of Certified Public Accountants.

17           **SECTION 2544x.** 119.23 (7) (b) 8. of the statutes is repealed.

18           **SECTION 1565.** 119.23 (7) (d) 1. of the statutes is renumbered 119.23 (7) (d) 1.  
19 b. and amended to read:

20           119.23 (7) (d) 1. b. A copy of the school’s current certificate of occupancy issued  
21 by the city municipality within which the school is located. If the private school  
22 moves to a new location, the private school shall submit a copy of the new certificate  
23 of occupancy issued by the city municipality within which the school is located to the  
24 department before the attendance of pupils at the new location and before the next

1 succeeding date specified in s. 121.05 (1) (a). A temporary certificate of occupancy  
2 does not meet the requirement of this subdivision.

3 **SECTION 1566.** 119.23 (7) (d) 1. a. of the statutes is created to read:

4 119.23 (7) (d) 1. a. In this subdivision, “municipality” has the meaning given  
5 in s. 5.02 (11).

6 **SECTION 2549e.** 119.23 (9) (a) of the statutes is renumbered 119.23 (9) and  
7 amended to read:

8 119.23 (9) If any accrediting agency specified under sub. (2) (a) 7. a. or b.  
9 determines during the accrediting or preaccrediting process that a private school  
10 does not meet all of the requirements under s. 118.165 (1), ~~or if the Institute for the~~  
11 ~~Transformation of Learning at Marquette University determines during the~~  
12 ~~preaccreditation process that a private school does not meet all of the requirements~~  
13 ~~under s. 118.165 (1),~~ it shall report that failure to the department.

14 **SECTION 2549m.** 119.23 (9) (b) of the statutes is repealed.

15 **SECTION 2549s.** 119.23 (10) (a) 2. of the statutes is amended to read:

16 119.23 (10) (a) 2. Failed to provide the notice or pay the fee required under sub.  
17 (2) (a) 3. or 3m. b., or provide the information required under sub. (7) (am) or (d), by  
18 the date or within the period specified.

19 **SECTION 2549u.** 119.23 (10) (d) of the statutes is amended to read:

20 119.23 (10) (d) The state superintendent may withhold payment from a parent  
21 ~~or guardian~~ private school under subs. (4) and (4m) if the private school attended by  
22 ~~the child of the parent or guardian~~ violates this section.

23 **SECTION 1567.** 119.23 (11) of the statutes is renumbered 119.23 (11) (intro.) and  
24 amended to read:

25 119.23 (11) The department shall promulgate do all of the following:

1           (a) Promulgate rules to implement and administer this section. The  
2           department may not by rule establish standards under sub. (7) (am) that exceed the  
3           standards established by the American Institute of Certified Public Accountants.

4           **SECTION 1568.** 119.23 (11) (b) of the statutes is created to read:

5           119.23 **(11)** (b) Notify each private school participating in the program under  
6           this section of any proposed changes to the program or to administrative rules  
7           governing the program, including changes to application or filing deadlines but not  
8           including changes to provisions governing health or safety, prior to the beginning of  
9           the school year in which the change takes effect.

10          **SECTION 1569.** 119.245 of the statutes is repealed.

11          **SECTION 1570.** 119.495 (2) of the statutes is amended to read:

12          119.495 **(2)** The board shall include in its budget transmitted to the common  
13          council under s. 119.16 (8) (b) a written notice specifying the amount of borrowing  
14          to be authorized in the budget for the ensuing year. The common council shall issue  
15          the notes and levy a direct annual irrevocable tax sufficient to pay the principal and  
16          interest on the notes as they become due. The common council may issue the notes  
17          by private sale. The common council shall make every effort to involve a minority  
18          investment firm certified under s. 560.036 16.287 as managing underwriter of the  
19          notes or to engage a minority financial adviser certified under s. 560.036 16.287 to  
20          advise the city regarding any public sale of the notes.

21          **SECTION 1571.** 119.496 (2) of the statutes is amended to read:

22          119.496 **(2)** The board shall include in its budget transmitted to the common  
23          council under s. 119.16 (8) (b) a written notice specifying the amount of borrowing  
24          to be authorized in the budget for the ensuing year. The common council shall issue  
25          the notes and levy a direct annual irrevocable tax sufficient to pay the principal and

1 interest on the notes as they become due. The common council may issue the notes  
2 by private sale. The common council shall establish goals of involving minority  
3 investment firms certified under s. ~~560.036~~ 16.287 as managing underwriters for at  
4 least 50% of the total amount financed by the notes and of engaging a minority  
5 financial adviser certified under s. ~~560.036~~ 16.287 to advise the city regarding any  
6 public sale of the notes.

7 **SECTION 1572.** 121.08 (4) (a) 1. of the statutes is amended to read:

8 121.08 (4) (a) 1. ~~In the 2009–10 and 2010–11 school year, add~~ Add the amounts  
9 paid under s. 118.40 (2r) in the current school year, ~~and in the 2011–12 school year~~  
10 ~~and each school year thereafter, add the amounts paid under s. 118.40 (2r) in the~~  
11 ~~2010–11 school year.~~

12 **SECTION 2571d.** 121.08 (4) (a) 2. of the statutes is amended to read:

13 121.08 (4) (a) 2. Divide the sum under subd. 1. by the total amount of state aid  
14 that all school districts are eligible to be paid from the appropriation under s. 20.255  
15 (2) (ac), calculated as if the reduction under par. (b), (bg), or (br) had not occurred.

16 **SECTION 2571h.** 121.08 (4) (a) 3. of the statutes is amended to read:

17 121.08 (4) (a) 3. Multiply the amount of state aid that the school district is  
18 eligible to be paid from the appropriation under s. 20.255 (2) (ac), calculated as if the  
19 reduction under par. (b), (bg), or (br) had not occurred, by the quotient under subd.  
20 2.

21 **SECTION 2571p.** 121.08 (4) (bg) of the statutes is created to read:

22 121.08 (4) (bg) The amount of state aid that the Green Bay Area Public School  
23 District is eligible to be paid from the appropriation under s. 20.255 (2) (ac) shall also  
24 be reduced by the amount calculated by multiplying the amounts paid under s.

1 118.62 (4) and (4m) in the first school year that begins after a petition is certified  
2 under s. 118.62 (1m) (d) and in each school year thereafter by 38.4 percent.

3 **SECTION 2571q.** 121.08 (4) (br) of the statutes is created to read:

4 121.08 (4) (br) The amount of state aid that the Racine Unified School District  
5 is eligible to be paid from the appropriation under s. 20.255 (2) (ac) shall also be  
6 reduced by the amount calculated by multiplying the amounts paid under s. 118.60  
7 (4) and (4m) in the 2011–12 school year and in each school year thereafter by 38.4  
8 percent.

9 **SECTION 2571t.** 121.08 (4) (d) of the statutes is amended to read:

10 121.08 (4) (d) The state superintendent shall ensure that the total amount of  
11 aid reduction under pars. (a) ~~and~~, (b), (bg), and (br) lapses to the general fund.

12 **SECTION 2573g.** 121.90 (2) (am) 5. of the statutes is created to read:

13 121.90 (2) (am) 5. Amounts received in the 2011–12 school year under 2011  
14 Wisconsin Act .... (this act), section 9137 (3q).

15 **SECTION 2574a.** 121.905 (1) of the statutes is amended to read:

16 121.905 (1) In this section, “revenue ceiling” means \$9,000 in the 2009–10  
17 2011–12 school year and in the ~~2010–11~~ 2012–13 school year and ~~\$9,800~~ \$9,100 in  
18 the 2013–14 school year and in any subsequent school year.

19 **SECTION 2575b.** 121.905 (3) (c) 3r. of the statutes is amended to read:

20 121.905 (3) (c) 3r. For the limit for the 2011–12 school year, ~~add \$275 to~~ multiply  
21 the result under par. (b) by 0.945.

22 **SECTION 2576b.** 121.905 (3) (c) 4. of the statutes is amended to read:

23 121.905 (3) (c) 4. For the limit for the 2012–13 school year ~~or for any school year~~  
24 ~~thereafter, add the result under s. 121.91 (2m) (h) 2. \$50~~ to the result under par. (b).

25 **SECTION 2576c.** 121.905 (3) (c) 5. of the statutes is created to read:



1           121.905 (3) (c) 5. For the limit for the 2013–14 school year and any school year  
2 thereafter, make no adjustment to the result under par. (b).

3           **SECTION 1573.** 121.91 (2m) (e) (intro.) of the statutes is amended to read:

4           121.91 (2m) (e) (intro.) Except as provided in subs. (3), and (4), ~~and (8)~~, no  
5 school district may increase its revenues for the 2008–09 school year to an amount  
6 that exceeds the amount calculated as follows:

7           **SECTION 1574.** 121.91 (2m) (f) (intro.) of the statutes is amended to read:

8           121.91 (2m) (f) (intro.) Except as provided in subs. (3), and (4), ~~and (8)~~, no school  
9 district may increase its revenues for the 2009–10 school year or for the 2010–11  
10 school year to an amount that exceeds the amount calculated as follows:

11          **SECTION 1575.** 121.91 (2m) (g) (intro.) of the statutes is amended to read:

12          121.91 (2m) (g) (intro.) Except as provided in subs. (3), and (4), ~~and (8)~~, no  
13 school district may increase its revenues for the 2011–12 school year to an amount  
14 that exceeds the amount calculated as follows:

15          **SECTION 1576.** 121.91 (2m) (g) 2. of the statutes is repealed.

16          **SECTION 1577.** 121.91 (2m) (g) 3. of the statutes is amended to read:

17          121.91 (2m) (g) 3. Multiply the result under subd. 2. 1. by the average of the  
18 number of pupils enrolled in the current and the 2 preceding school years.

19          **SECTION 1578.** 121.91 (2m) (g) 4. of the statutes is created to read:

20          121.91 (2m) (g) 4. Multiply the result under subd. 3. by 0.055.

21          **SECTION 1579.** 121.91 (2m) (g) 5. of the statutes is created to read:

22          121.91 (2m) (g) 5. Subtract the product under subd. 4. from the result under  
23 subd. 3.

24          **SECTION 1580.** 121.91 (2m) (h) (intro.) of the statutes is amended to read:

1           121.91 **(2m)** (h) (intro.) Except as provided in subs. (3), ~~and (4), and (8)~~, no  
2 school district may increase its revenues for the 2012–13 school year ~~or for any school~~  
3 ~~year thereafter~~ to an amount that exceeds the amount calculated as follows:

4           **SECTION 1581.** 121.91 (2m) (h) 2. of the statutes is repealed.

5           **SECTION 2586g.** 121.91 (2m) (h) 3. of the statutes is amended to read:

6           121.91 **(2m)** (h) 3. Add \$50 to the result under subd. 1. ~~to the result under subd.~~  
7 ~~2.~~

8           **SECTION 2586r.** 121.91 (2m) (i) of the statutes is created to read:

9           121.91 **(2m)** (i) Except as provided in subs. (3) and (4), no school district may  
10 increase its revenues for the 2013–14 school year or for any school year thereafter  
11 to an amount that exceeds the amount calculated as follows:

12           1. Divide the sum of the amount of state aid received in the previous school year  
13 and property taxes levied for the previous school year, excluding property taxes  
14 levied for the purpose of s. 120.13 (19) and excluding funds described under sub. (4)  
15 (c), by the average of the number of pupils enrolled in the 3 previous school years.

16           2. Multiply the result under subd. 1. by the average of the number of pupils  
17 enrolled in the current and the 2 preceding school years.

18           **SECTION 2587g.** 121.91 (2m) (r) 1. b. of the statutes is amended to read:

19           121.91 **(2m)** (r) 1. b. Add an amount equal to the amount of revenue increase  
20 per pupil allowed under this subsection for the previous school year multiplied by the  
21 sum of 1.0 plus the allowable rate of increase under s. 73.0305 expressed as a decimal  
22 to the result under subd. 1. a., except that in calculating the limit for the 2009–10  
23 ~~or 2010–11 school year, add \$200 to the result under subd. 1. a., and in calculating~~  
24 ~~the limit for the 2011–12 school year, add \$275 to~~ multiply the result under subd. 1.  
25 a. by 0.945, in calculating the limit for the 2012–13 school year, add \$50 to the result

1 under subd. 1. a., and in calculating the limit for the 2013–14 school year and any  
2 school year thereafter, make no adjustment to the result under subd. 1. a.

3 **SECTION 2587r.** 121.91 (2m) (s) 1. b. of the statutes is amended to read:

4 121.91 **(2m)** (s) 1. b. Add an amount equal to the amount of revenue increase  
5 per pupil allowed under this subsection for the previous school year multiplied by the  
6 sum of 1.0 plus the allowable rate of increase under s. 73.0305 expressed as a decimal  
7 to the result under subd. 1. a., except that in calculating the limit for the 2009–10  
8 ~~or 2010–11 school year, add \$200 to the result under subd. 1. a., and in calculating~~  
9 ~~the limit for the 2011–12 school year, add \$275 to~~ multiply the result under subd. 1.  
10 a. by 0.945, in calculating the limit for the 2012–13 school year, add \$50 to the result  
11 under subd. 1. a., and in calculating the limit for the 2013–14 school year and any  
12 school year thereafter, make no adjustment to the result under subd. 1. a.

13 **SECTION 1582.** 121.91 (2m) (t) 1. (intro.) of the statutes is amended to read:

14 121.91 **(2m)** (t) 1. (intro.) If 2 or more school districts are consolidated under  
15 s. 117.08 or 117.09, ~~except as follows, in the 2011–12 school year, the consolidated~~  
16 ~~school district's revenue limit shall be determined as provided under par. (e) except~~  
17 ~~as follows (g), in the 2012–13 school year, the consolidated school district's revenue~~  
18 limit shall be determined as provided under par. (h), and in the 2013–14 school year  
19 and in each school year thereafter, the consolidated school district's revenue limit  
20 shall be determined as provided under par. (i):

21 **SECTION 1583.** 121.91 (4) (L) of the statutes is repealed.

22 **SECTION 1584.** 121.91 (4) (m) of the statutes is repealed.

23 **SECTION 1585.** 121.91 (4) (n) of the statutes is repealed.

24 **SECTION 2600m.** 121.91 (4) (o) 1. of the statutes is amended to read:

1           121.91 (4) (o) 1. If a school board adopts a resolution to do so, the limit otherwise  
2 applicable to a school district under sub. (2m) in any school year is increased by the  
3 amount spent by the school district in that school year on a project to implement  
4 energy efficiency measures, and renewable or to purchase energy efficiency products,  
5 that result including the payment of debt service on bonds or notes issued to finance  
6 the project, if the project results in the avoidance of, or reduction in, energy costs.  
7 ~~The department shall promulgate rules to implement this subdivision, including~~  
8 ~~eligibility standards for school districts or operational costs, the project is governed~~  
9 ~~by a performance contract entered into under s. 66.0133, and the bonds or notes~~  
10 ~~issued to finance the project, if any, are issued for periods not exceeding 20 years.~~  
11 If a school board issues bonds or notes to finance a project described in this  
12 subdivision, a resolution adopted by a school board under this subdivision is valid for  
13 each school year in which the school board pays debt service on the bonds or notes.

14           **SECTION 2601m.** 121.91 (4) (q) of the statutes is created to read:

15           121.91 (4) (q) 1. The limit otherwise applicable to a school district under sub.  
16 (2m) is increased by an amount equal to the amount of any refunded or rescinded  
17 property taxes paid by the school board in the year of the levy if the valuation  
18 represented by the refunded or rescinded property taxes result in a redetermination  
19 of the school district's equalized valuation by the department of revenue under s.  
20 74.41.

21           2. Any additional revenue received by a school district under this paragraph  
22 shall not be included in the base for determining the school district's limit under sub.  
23 (2m) for the following school year.

24           **SECTION 1586.** 121.91 (7) of the statutes is amended to read:

1           121.91 (7) Except as provided in sub. (4) (f) 2. ~~and (L) to (o), and (8) (q)~~, if an  
2 excess revenue is approved under sub. (3) for a recurring purpose or allowed under  
3 sub. (4), the excess revenue shall be included in the base for determining the limit  
4 for the next school year for purposes of this section. If an excess revenue is approved  
5 under sub. (3) for a nonrecurring purpose, the excess revenue shall not be included  
6 in the base for determining the limit for the next school year for purposes of this  
7 section.

8           **SECTION 1587.** 121.91 (8) of the statutes is repealed.

9           **SECTION 2603m.** 125.01 of the statutes is amended to read:

10           **125.01 Legislative intent.** This chapter shall be construed as an enactment  
11 of the legislature's support for the 3-tier system for alcohol beverages production,  
12 distribution, and sale that, through uniform statewide regulation, provides this  
13 state regulatory authority over the production, storage, distribution, transportation,  
14 sale, and consumption of alcohol beverages by and to its citizens, for the benefit of  
15 the public health and welfare and this state's economic stability. Without the 3-tier  
16 system, the effective statewide regulation and collection of state taxes on alcohol  
17 beverages sales would be seriously jeopardized. It is further the intent of the  
18 legislature that without a specific statutory exception, all sales of alcohol beverages  
19 shall occur through the 3-tier system, from manufacturers to ~~licensed~~ wholesalers  
20 holding a permit to retailers to consumers. Face-to-face retail sales at licensed  
21 premises directly advance the state's interest in preventing alcohol sales to underage  
22 or intoxicated persons and the state's interest in efficient and effective collection of  
23 tax.

24           **SECTION 2604bc.** 125.02 (15) of the statutes is renumbered 125.02 (15) (intro.)  
25 and amended to read:

1           125.02 (15) (intro.) “Primary source of supply” means any of the following:

2           (b) With respect to intoxicating liquor, the manufacturer, the rectifier, or the  
3 exclusive agent designated by the manufacturer or rectifier.

4           **SECTION 2604be.** 125.02 (15) (a) of the statutes is created to read:

5           125.02 (15) (a) With respect to fermented malt beverages, the brewer or  
6 brewpub that manufactured the fermented malt beverages or the exclusive agent  
7 designated by this brewer or brewpub.

8           **SECTION 2604bg.** 125.02 (21) of the statutes is amended to read:

9           125.02 (21) “Wholesaler” means a person, other than a brewer, brewpub,  
10 manufacturer, or rectifier, who sells alcohol beverages to a licensed retailer or to  
11 another person who holds a permit ~~or license~~ to sell alcohol beverages at wholesale.

12           **SECTION 2604bi.** 125.04 (12) (a) of the statutes is amended to read:

13           125.04 (12) (a) *From place to place.* Every alcohol beverage license or permit  
14 may be transferred to another place or premises within the same municipality. An  
15 alcohol beverage warehouse permit under s. 125.19, a winery permit under s. 125.53  
16 or an intoxicating liquor wholesaler’s permit under s. 125.54 may be transferred to  
17 another premises within this state. ~~A Class “A” license and a wholesaler’s license~~  
18 ~~identified in s. 125.25 (2) (b) 2. may be transferred together as provided in s. 125.25~~  
19 ~~(2) (b) 4. if the receiving municipality approves the transfer.~~ Transfers shall be made  
20 by the issuing authority upon payment of a fee of \$10 to the issuing authority and,  
21 ~~for transfers as provided in s. 125.25 (2) (b) 4., transfers shall be received and the~~  
22 ~~validity of the transferred licenses recognized by the receiving municipality upon~~  
23 ~~approval of the transfer by the receiving municipality and payment to the receiving~~  
24 ~~municipality of an additional fee of \$10 for each transferred license.~~ No retail  
25 licensee, retail permittee, intoxicating liquor wholesaler or holder of a warehouse or

1 winery permit is entitled to more than one transfer during the license or permit year.  
2 This paragraph does not apply to a license issued under s. 125.51 (4) (v) or to a reserve  
3 “Class B” license, as defined in s. 125.51 (4) (a).

4 **SECTION 2604bk.** 125.05 (1) (d) of the statutes is amended to read:

5 125.05 (1) (d) *Wholesalers’ licenses permits.* If the election results prohibit the  
6 retail sale of fermented malt beverages, the ~~municipality may nevertheless issue~~  
7 ~~wholesalers’ licenses to qualified persons on the~~ department shall include as a  
8 condition of any wholesaler’s permit issued under s. 125.28 for a premises within the  
9 municipality that the wholesaler may not sell or deliver fermented malt beverages  
10 within the municipality to any person residing therein.

11 **SECTION 2604bL.** 125.07 (3) (a) 3. of the statutes is amended to read:

12 125.07 (3) (a) 3. Hotels, drug stores, grocery stores, bowling centers, movie  
13 theaters, billiards centers having on the premises 12 or more billiards tables that are  
14 not designed for coin operation and that are 8 feet or longer in length, indoor golf  
15 simulator facilities, service stations, vessels, cars operated by any railroad, regularly  
16 established athletic fields, outdoor volleyball courts that are contiguous to a licensed  
17 premises, stadiums, public facilities as defined in s. 125.51 (5) (b) 1. d. which are  
18 owned by a county or municipality or centers for the visual or performing arts.

19 **SECTION 2604bm.** 125.07 (3) (a) 13. of the statutes is amended to read:

20 125.07 (3) (a) 13. An underage person who enters or remains in a banquet or  
21 hospitality room on brewery premises ~~operated under a Class “B” or “Class B” license~~  
22 for the purpose of attending a brewery tour.

23 **SECTION 2604bo.** 125.10 (4) of the statutes is amended to read:

24 125.10 (4) REGULATION OF CLOSED RETAIL PREMISES. A municipality may not  
25 prohibit the permittee, licensee, employees, salespersons, employees of wholesalers

1 licensed issued a permit under s. 125.28 (1) or 125.54 (1); employees of permittees  
2 under s. 125.295 with respect to the permittee’s own retail premises; or service  
3 personnel from being present on premises operated under a Class “A”, “Class A” or  
4 “Class C” license or under a Class “B” or “Class B” license or permit during hours  
5 when the premises are not open for business if those persons are performing  
6 job-related activities.

7 **SECTION 2604bs.** 125.25 (1) of the statutes is amended to read:

8 125.25 (1) Every municipal governing body may issue Class “A” licenses for the  
9 sale of fermented malt beverages from premises within the municipality. ~~Subject to~~  
10 ~~s. 125.34 (5) and (6), a~~ A Class “A” license authorizes retail sales of fermented malt  
11 beverages for consumption off the premises where sold and in original packages,  
12 containers, and bottles. A Class “A” license also authorizes the licensee to provide,  
13 free of charge, to customers and visitors who have attained the legal drinking age  
14 fermented malt beverages taste samples that are not in original packages,  
15 containers, or bottles and that do not exceed 3 fluid ounces each, for consumption on  
16 the Class “A” premises. No Class “A” licensee may provide more than 2 taste samples  
17 per day to any one person. Taste samples may be provided under this subsection only  
18 between the hours of 11 a.m. and 7 p.m. Any other provision of this chapter  
19 applicable to retail sales of fermented malt beverages by a Class “A” licensee also  
20 applies to the provision of taste samples, free of charge, of fermented malt beverages  
21 by a Class “A” licensee. A license may be issued after July 1. That license shall expire  
22 on the following June 30.

23 **SECTION 2604bu.** 125.25 (2) (b) 1. of the statutes is amended to read:

24 125.25 (2) (b) 1. ~~Beginning on May 5, 1994, a~~ A Class “A” license may not be  
25 issued to a person holding a wholesaler’s license ~~permit~~ issued under s. 125.28 or to



1 a person who has a direct or indirect ownership interest in a premises operating  
2 under a wholesaler's license permit issued under s. 125.28.

3 **SECTION 2604db.** 125.25 (2) (b) 2., 3. and 4. of the statutes are repealed.

4 **SECTION 2604dd.** 125.25 (3) of the statutes is amended to read:

5 125.25 (3) Class "A" licenses shall particularly describe the premises for which  
6 issued and are not transferable, except under ~~sub. (2) (b) 4.~~ and s. 125.04 (12). A Class  
7 "A" license is subject to revocation for violation of any of the terms or provisions  
8 thereof.

9 **SECTION 2604df.** 125.26 (1) of the statutes is amended to read:

10 125.26 (1) Every municipal governing body may issue Class "B" licenses for the  
11 sale of fermented malt beverages from premises within the municipality and may  
12 authorize an official or body of the municipality to issue temporary Class "B" licenses  
13 under sub. (6). ~~Subject to s. 125.34 (5) and (6), a~~ A Class "B" license authorizes retail  
14 sales of fermented malt beverages to be consumed either on the premises where sold  
15 or off the premises. A license may be issued after July 1. That license shall expire  
16 on the following June 30. Persons holding a Class "B" license may sell beverages  
17 containing less than 0.5% of alcohol by volume without obtaining a license under s.  
18 66.0433 (1).

19 **SECTION 2604dh.** 125.26 (2) (b) 1. of the statutes is amended to read:

20 125.26 (2) (b) 1. Except as provided in ~~ss. s. 125.295 and 125.31,~~ Class "B"  
21 licenses may not be issued to brewers or brewpubs.

22 **SECTION 2604dj.** 125.26 (2) (b) 2. a. of the statutes is renumbered 125.26 (2)  
23 (b) 2. and amended to read:

24 125.26 (2) (b) 2. ~~Except as provided in s. 125.29, beginning on May 5, 1994, a~~  
25 A Class "B" license may not be issued to a person holding a wholesaler's license

1 permit issued under s. 125.28 or to a person who has a direct or indirect ownership  
2 interest in a premises operating under a wholesaler's license permit issued under s.  
3 125.28.

4 **SECTION 2604dm.** 125.26 (2) (b) 2. b. and c. of the statutes are repealed.

5 **SECTION 2604do.** 125.275 (2) (b) 1. of the statutes is renumbered 125.275 (2)  
6 (b) and amended to read:

7 125.275 (2) (b) ~~Beginning on May 5, 1994, an~~ An industrial fermented malt  
8 beverages permit may not be issued to a person holding a wholesaler's license permit  
9 issued under s. 125.28 or to a person who has a direct or indirect ownership interest  
10 in a premises operating under a wholesaler's license permit issued under s. 125.28.

11 **SECTION 2604dp.** 125.275 (2) (b) 2. and 3. of the statutes are repealed.

12 **SECTION 2604dq.** 125.28 (title) of the statutes is amended to read:

13 **125.28** (title) **Wholesalers' licenses permits.**

14 **SECTION 2604ds.** 125.28 (1) of the statutes is amended to read:

15 125.28 (1) (a) Subject to par. (b), ~~every municipal governing body~~ the  
16 department may issue ~~licenses~~ permits to wholesalers for the sale of fermented malt  
17 beverages from premises within ~~the municipality~~ this state, which premises shall  
18 comply with the requirements under s. 125.34 (2). Subject to s. 125.34, and except  
19 as provided in pars. (e) and (f), a wholesaler's license permit authorizes sales of  
20 fermented malt beverages only in original packages or containers to retailers or  
21 wholesalers, ~~not to be consumed in or about the wholesaler's premises.~~

22 (b) If a wholesaler does not maintain any warehouse in this state but is licensed  
23 and maintains a warehouse in an adjoining state that allows wholesalers ~~licensed~~  
24 holding a wholesaler's permit in this state to deliver fermented malt beverages to  
25 retailers in the adjoining state without warehousing in that state and that further

1 requires that all fermented malt beverages be first unloaded and physically at rest  
2 at, and distributed from, the warehouse of the licensed wholesaler in that state, the  
3 wholesaler's license permit shall be issued by the ~~governing body of the municipality~~  
4 ~~in which some part of the wholesaler's business is conducted in this state~~  
5 department. Notwithstanding s. 125.04 (5) (a) 2. and (c) and (6), the ~~municipal~~  
6 ~~governing body~~ department may issue the wholesaler's license permit to a  
7 wholesaler described in this paragraph who is a natural person and not a resident  
8 of this state or that is a corporation or limited liability company and has not  
9 appointed an agent in this state.

10 (c) No additional license or permit is required for the solicitation of orders for  
11 sale to or by licensed wholesalers holding a permit under this section.

12 (d) Wholesalers ~~licensed~~ holding a permit under this section, employees of such  
13 wholesalers, and individuals representing such wholesalers may not provide or  
14 participate in providing taste samples under ss. 125.25 (1) and 125.33 (12).

15 **SECTION 2604du.** 125.28 (1) (e) and (f) of the statutes are created to read:

16 125.28 (1) (e) Notwithstanding ss. 125.04 (9) and 125.09 (1), if a wholesaler was  
17 issued a retail license prior to January 1, 2011, then the wholesaler may, under its  
18 wholesaler's permit, continue to sell at retail fermented malt beverages to  
19 individuals as was permitted under the previously issued retail license.

20 (f) A wholesaler's permit authorizes the wholesaler to sell or give fermented  
21 malt beverages to its employees. Fermented malt beverages may be consumed on a  
22 wholesaler's premises at events not open to the general public.

23 **SECTION 2604ed.** 125.28 (2) (a) of the statutes is amended to read:

24 125.28 (2) (a) A wholesaler's license permit may be issued to any person  
25 qualified under s. 125.04 (5) except a person acting as an agent for, or in the employ

1 of, another person. Notwithstanding s. 125.04 (5) (a) 5., a person is not required to  
2 complete a responsible beverage server training course to be qualified for a license  
3 permit under this section.

4 **SECTION 2604ef.** 125.28 (2) (b) (intro.) of the statutes is amended to read:

5 125.28 (2) (b) (intro.) ~~Except as provided in par. (c) and s. 125.29, beginning on~~  
6 ~~May 5, 1994, a~~ A wholesaler's license permit may not be issued to any of the  
7 following:

8 **SECTION 2604eg.** 125.28 (2) (b) 1. b. and c. and 2. of the statutes are amended  
9 to read:

10 125.28 (2) (b) 1. b. A Class “B” license issued under s. 125.26, ~~except as provided~~  
11 ~~in s. 125.29 (4).~~

12 c. A Class “B” permit issued under s. 125.27, ~~except as provided in s. 125.29 (4).~~

13 2. ~~A~~ Except as provided in s. 125.33 (2m), a person who has a direct or indirect  
14 ownership interest in a premises operating under one or more of the licenses or  
15 permits listed in subd. 1. a. to e. f.

16 **SECTION 2604eh.** 125.28 (2) (b) 1. f. of the statutes is created to read:

17 125.28 (2) (b) 1. f. A brewer's permit issued under s. 125.29.

18 **SECTION 2604ej.** 125.28 (2) (c) of the statutes is repealed.

19 **SECTION 2604em.** 125.28 (2) (d) and (e) of the statutes are created to read:

20 125.28 (2) (d) Notwithstanding par. (b) 1. f. and 2., a wholesaler may not hold  
21 any ownership interest in any brewer, except a wholesaler that holds an ownership  
22 interest in a brewer on the effective date of this paragraph .... [LRB inserts date], may  
23 continue to hold that interest.

24 (e) 1. Any person holding an unexpired wholesaler's license issued under s.  
25 125.28, 2009 stats., prior to January 1, 2012, shall be treated as holding a valid

1 wholesaler's permit under this section until January 1, 2013. On January 1, 2013,  
2 all wholesaler's licenses issued under s. 125.28, 2009 stats., shall be void.

3 2. After January 1, 2012, the department shall issue to each person holding an  
4 unexpired wholesaler's license issued under s. 125.28, 2009 stats., a wholesaler's  
5 permit if the person does not hold a license or permit prohibited under par. (b). The  
6 issuance of a wholesaler's permit by the department to any person shall invalidate  
7 any previous wholesaler's license issued under s. 125.28, 2009 stats., to the person.

8 **SECTION 2604eo.** 125.28 (3) of the statutes is amended to read:

9 125.28 (3) Wholesalers' licenses permits shall particularly describe the  
10 premises for which issued and are not transferable, except as provided in ~~ss. s.~~ 125.04  
11 (12) and ~~125.25 (2) (b)~~ 4. A wholesaler's license permit is subject to revocation for  
12 violation of any of the terms or provisions thereof.

13 **SECTION 2604eq.** 125.28 (4) of the statutes is amended to read:

14 125.28 (4) The amount of the ~~license permit~~ fee shall be ~~determined~~ established  
15 by the ~~municipal governing body issuing the license but~~ department and shall be an  
16 amount that is sufficient to fund one special agent position dedicated to alcohol and  
17 tobacco enforcement at the department, but the permit fee may not exceed \$25  
18 \$2,500 per year or fractional part thereof. All permit fees received under this  
19 subsection shall be credited to the appropriation account under s. 20.566 (1) (hd).

20 **SECTION 2604es.** 125.28 (5) of the statutes is created to read:

21 125.28 (5) (a) The premises described in a permit issued under this section  
22 shall be capable of warehousing fermented malt beverages. Any fermented malt  
23 beverages sold by the wholesaler shall be physically unloaded at the premises  
24 described in the permit, or at any warehouse premises for which the wholesaler also

1 holds a permit under this section and a permit issued under s. 125.19, prior to being  
2 delivered to a retail licensee or to another wholesaler.

3 (b) A wholesaler under this section shall annually sell and deliver fermented  
4 malt beverages to at least 25 retail licensees or other wholesalers that do not have  
5 any direct or indirect interest in each other or in the wholesaler. The department  
6 may not issue a permit under this section unless the applicant represents to the  
7 department an intention to satisfy this requirement, and may not renew a permit  
8 issued under this section unless the wholesaler demonstrates that this requirement  
9 has been satisfied.

10 (c) No fermented malt beverages retail licensee or wholesaler may receive a  
11 benefit from a violation under par. (a) or (b) with knowledge of the circumstances  
12 giving rise to the violation.

13 (d) 1. A wholesaler that violates this subsection shall be fined not more than  
14 \$10,000. In addition, a court shall order the wholesaler to forfeit an amount equal  
15 to any profit gained by the wholesaler or retail licensee that violates par. (c), or by  
16 both, resulting from the violation, and the court shall further order that the  
17 wholesaler's permit be revoked.

18 2. A court shall order a retail licensee or wholesaler that violates this  
19 subsection to forfeit an amount equal to any profit gained by the retail licensee or  
20 wholesaler resulting from the violation, and the court shall further order that the  
21 retail license or wholesaler's permit be revoked.

22 3. This paragraph shall not affect the authority of any municipality or the  
23 department to revoke, suspend, or refuse to renew or issue a license or permit under  
24 s. 125.12.

1 (e) The department shall promulgate rules to administer and enforce the  
2 requirements under this subsection. The rules shall ensure coordination between  
3 the department's issuance and renewal of permits under this section and its  
4 enforcement of the requirements of this subsection, and shall require that all  
5 applications for issuance or renewal of permits under this section be processed by  
6 department personnel generally familiar with activities of fermented malt beverages  
7 wholesalers. The department shall establish by rule minimum requirements for  
8 warehouse facilities on premises described in permits issued under this section and  
9 for periodic site inspections by the department of such warehouse facilities.

10 **SECTION 2604eu.** 125.29 (1) of the statutes is amended to read:

11 125.29 (1) PERMIT. No person may operate as a brewer unless that person  
12 obtains a permit from the department. ~~Each wholesaler required to register under~~  
13 ~~s. 139.09 shall obtain a permit under this subsection.~~ A permit under this section  
14 may only be issued to a person who holds a valid certificate issued under s. 73.03 (50).

15 **SECTION 2604fc.** 125.29 (2) (title) of the statutes is repealed and recreated to  
16 read:

17 125.29 (2) (title) INTEREST RESTRICTIONS.

18 **SECTION 2604fe.** 125.29 (2) of the statutes is renumbered 125.29 (2) (a) and  
19 amended to read:

20 125.29 (2) (a) ~~Except as provided in s. 125.31, no~~ No person holding a Class "A"  
21 license, Class "B" license or permit, or wholesaler's permit issued under this chapter  
22 may register as a brewer.

23 **SECTION 2604fg.** 125.29 (2) (b) of the statutes is created to read:

24 125.29 (2) (b) 1. Except as provided in subd. 2. or 3., no brewer may hold any  
25 ownership interest in any wholesaler.

1           2. A brewer may hold an ownership interest of less than 50 percent in a  
2 wholesaler if this ownership interest will not occur for more than 3 years.

3           3. If a wholesaler that has been granted distribution rights by a brewer for a  
4 brand in a designated sales territory is unable to service the designated sales  
5 territory for any reason, including the discontinuation of the wholesaler's  
6 distribution rights, bankruptcy, or criminal prosecution of the wholesaler in  
7 connection with operation of the wholesaler, and the reason is not the result of an  
8 action by the brewer, then a brewer shall be allowed, for a period of not more than  
9 one year, to take temporary control and operation of the wholesaler.

10           **SECTION 2604fi.** 125.29 (3) of the statutes is repealed and recreated to read:

11           125.29 (3) AUTHORIZED ACTIVITIES. The department shall issue brewer's permits  
12 to eligible applicants authorizing all of the following:

13           (a) The manufacture of fermented malt beverages on the brewery premises.

14           (b) The bottling, packaging, possession, and storage of fermented malt  
15 beverages on the brewery premises.

16           (c) The transportation of fermented malt beverages between the brewery  
17 premises and any depot or warehouse maintained by the brewer.

18           (d) The sale, shipment, transportation, and delivery, in original unopened  
19 packages or containers, to wholesalers, from the brewery premises, of fermented  
20 malt beverages that have been manufactured by the brewer on those premises or on  
21 other premises of the brewer.

22           (e) Notwithstanding ss. 125.04 (9) and 125.09 (1), the retail sale of fermented  
23 malt beverages that have been manufactured on the brewery premises or on other  
24 premises of the brewer for on-premise consumption by individuals at the brewery  
25 premises or an off-site retail outlet established by the brewer.



1 (f) Notwithstanding ss. 125.04 (9) and 125.09 (1), the retail sale to individuals  
2 of fermented malt beverages, in original unopened packages or containers, that have  
3 been manufactured on the brewery premises or on other premises of the brewer for  
4 off–premise consumption by individuals, if the sale occurs at the brewery premises  
5 or at an off–site retail outlet established by the brewer.

6 (g) Notwithstanding ss. 125.04 (9) and 125.09 (1), the retail sale of fermented  
7 malt beverages, for on–premise consumption or for off–premise consumption in  
8 original unopened packages or containers, that have been manufactured on another  
9 brewery premises in this state if the fermented malt beverages have been purchased  
10 by the brewer from a wholesaler holding a permit under s. 125.28 or from another  
11 brewery located in this state that manufactures 300,000 or less barrels of beer in a  
12 calendar year.

13 (h) Notwithstanding ss. 125.04 (9) and 125.09 (1), the retail sale of intoxicating  
14 liquor, for on–premise consumption by individuals at the brewery premises or an  
15 off–site retail outlet established by the brewer, if the brewer held, on June 1, 2011,  
16 a license or permit authorizing the retail sale of intoxicating liquor and if the  
17 intoxicating liquor has been purchased by the brewer from a wholesaler holding a  
18 permit under s. 125.54.

19 (i) The provision of free taste samples on the brewery premises, at an off–site  
20 retail outlet established by the brewer, or as authorized under s. 125.33 (12).

21 (j) The ownership, maintenance, or operation of places for the sale of fermented  
22 malt beverages at the state fair park or on any county fairgrounds located in this  
23 state.

24 **SECTION 2604fk.** 125.29 (3m) of the statutes is created to read:

1           125.29 **(3m)** SALES TO RETAILERS. (a) Except as provided in pars. (b) and (c), no  
2 brewer may sell fermented malt beverages to a retail licensee.

3           (b) A brewer that manufactures 300,000 or less barrels of fermented malt  
4 beverages in a calendar year from all locations may sell, ship, transport and deliver  
5 to retailers, from the brewery premises, fermented malt beverages, in original  
6 unopened packages or containers, that have been manufactured on the brewery  
7 premises, if the brewer complies with the requirements in ss. 125.33 and 125.34, as  
8 applicable, to the same extent as if the brewer were a wholesaler.

9           (c) If a wholesaler that has been granted distribution rights by a brewer for a  
10 brand in a designated sales territory is unable to service the designated sale territory  
11 for any reason, including the discontinuation of the wholesaler's distribution rights,  
12 bankruptcy, or criminal prosecution of the wholesaler in connection with operation  
13 of the wholesaler, and the reason is not the result of an action by the brewer, then a  
14 brewer shall be allowed, for a period of not more than one year, to sell or ship any  
15 brand of fermented malt beverages to retailers located in the wholesaler's designated  
16 sales territory.

17           **SECTION 2604fm.** 125.29 (4) of the statutes is repealed.

18           **SECTION 2604fo.** 125.29 (6) of the statutes is repealed and recreated to read:

19           125.29 **(6)** RESTAURANTS. A brewer may operate a restaurant on the brewery  
20 premises and at an off-site retail outlet established by the brewer. A brewer may not  
21 hold a restaurant permit for the operation of a restaurant at any other location except  
22 that a brewer may possess or hold an indirect interest in a Class "B" license for not  
23 more than 20 restaurants in each of which the sale of alcohol beverages accounts for  
24 less than 60 percent of the restaurant's gross receipts if no fermented malt beverages  
25 manufactured by the brewer are offered for sale in any of these restaurants.

1           **SECTION 2604fq.** 125.295 (2) (a) 6. c. of the statutes is amended to read:

2           125.295 (2) (a) 6. c. A wholesaler's license permit issued under s. 125.28.

3           **SECTION 2604fs.** 125.30 (1) of the statutes is amended to read:

4           125.30 (1) The department shall issue out-of-state shippers' permits which,  
5           except as provided in s. ~~125.34 (6) (c)~~ sub. (4), authorize the permittee to ship  
6           fermented malt beverages only to holders of a wholesaler's license permit issued  
7           under s. 125.28. Except with respect to any shipment from a warehouse in an  
8           adjoining state by a wholesaler issued a wholesale license permit under s. 125.28 (1)  
9           (b), no person may receive fermented malt beverages in this state which have been  
10          directly shipped from outside this state by any person other than the holder of a  
11          permit issued under this section. Subject to s. 125.34 (2) and ~~(6) (c)~~, all shipments  
12          of fermented malt beverages to a wholesaler of fermented malt beverages in this  
13          state, whether shipped to the wholesaler from inside this state or from outside this  
14          state, shall be unloaded in, physically at rest in, and only then distributed from the  
15          wholesaler's warehouse in this state.

16          **SECTION 2604fu.** 125.30 (3) of the statutes is amended to read:

17          125.30 (3) Out-of-state shippers' permits may be issued only to a person who  
18          holds a valid certificate issued under s. 73.03 (50) and, who is qualified under s.  
19          125.04 (5), who does not maintain an office or street address in this state, and who  
20          is the primary source of supply for the brand of fermented malt beverages. An  
21          out-of-state shipper's permit may not be issued to a person determined by the  
22          department to be primarily engaged in wholesale or retail sales in another state.  
23          Notwithstanding s. 125.04 (5) (a), natural persons obtaining out-of-state shippers'  
24          permits are not required to be residents of this state. Notwithstanding s. 125.04 (5)  
25          (a) 5., a person is not required to complete a responsible beverage server training

1 course to be qualified for a permit under this section. Notwithstanding s. 125.04 (6),  
2 corporations or limited liability companies obtaining out-of-state shippers' permits  
3 are not required to appoint agents.

4 **SECTION 2604gd.** 125.30 (4) of the statutes is created to read:

5 125.30 (4) An out-of-state brewer that manufactures 300,000 barrels or less  
6 of fermented malt beverages in a calendar year from all locations and that holds an  
7 out-of-state shipper's permit may sell and ship fermented malt beverages directly  
8 to retail licensees if the out-of-state brewer registers with the department, files  
9 whatever periodic reports with the department as the department may require, and  
10 complies with the requirements in ss. 125.33 and 125.34, as applicable, to the same  
11 extent as if the out-of-state brewer were a wholesaler holding a permit under s.  
12 125.28.

13 **SECTION 2604ge.** 125.31 of the statutes is repealed.

14 **SECTION 2604gfe.** 125.32 (3) (c) of the statutes is amended to read:

15 125.32 (3) (c) Hotels and restaurants the principal business of which is the  
16 furnishing of food and lodging to patrons, bowling centers, movie theaters, indoor  
17 horseshoe-pitching facilities, curling clubs, golf courses and golf clubhouses may  
18 remain open for the conduct of their regular business but may not sell fermented  
19 malt beverages during the hours specified in par. (a).

20 **SECTION 2604gfg.** 125.32 (3m) (h) of the statutes is created to read:

21 125.32 (3m) (h) A movie theater.

22 **SECTION 2604gg.** 125.33 (1) (a) of the statutes is amended to read:

23 125.33 (1) (a) Except as provided in this section and ss. s. 125.295 and ~~125.31~~,  
24 no brewer, brewpub, or wholesaler may furnish, give, lend, lease, or sell any  
25 furniture, fixtures, fittings, equipment, money, or other thing of value to any campus

1 or Class “B” licensee or permittee, or to any person for the use, benefit, or relief of any  
2 campus or Class “B” licensee or permittee, or guarantee the repayment of any loan  
3 or the fulfillment of any financial obligation of any campus or Class “B” licensee or  
4 permittee. Such actions may not be taken by the brewer, brewpub, or wholesaler  
5 directly or indirectly, or through a subsidiary or affiliate corporation or limited  
6 liability company, or by any officer, director, stockholder, partner, or member thereof.

7 **SECTION 2604gk.** 125.33 (7) (a) 1. a. of the statutes is amended to read:

8 125.33 (7) (a) 1. a. Receive, purchase, or acquire fermented malt beverages from  
9 any ~~licensee, or~~ wholesale permittee or from any brewpub acting under authority of  
10 s. 125.295 (1) (g), except for cash or credit for a period of not more than 15 days.

11 **SECTION 2604gm.** 125.33 (7) (a) 1. b. of the statutes is amended to read:

12 125.33 (7) (a) 1. b. Receive, purchase, or acquire fermented malt beverages from  
13 any ~~licensee or~~ wholesale permittee, or from any brewpub acting under authority of  
14 s. 125.295 (1) (g), if at the time of the receipt, purchase, or acquisition he or she is  
15 indebted to any licensee, wholesale permittee, or brewpub for fermented malt  
16 beverages received, purchased, acquired, or delivered more than 15 days earlier.

17 **SECTION 2604go.** 125.33 (7) (c) of the statutes is amended to read:

18 125.33 (7) (c) ~~Wholesalers and brewpubs holding retail licenses and permits~~  
19 Brewpubs. ~~For purposes of this subsection, a person holding both a fermented malt~~  
20 ~~beverage wholesale license and a fermented malt beverage retail license is deemed~~  
21 ~~a fermented malt beverage retailer.~~ For purposes of this subsection, a brewpub,  
22 when acting under authority of a retail license with respect to fermented malt  
23 beverages not manufactured by the brewpub, is deemed a fermented malt beverages  
24 retailer. This paragraph does not affect any provision of this subsection with respect  
25 to a brewpub acting under authority of s. 125.295 (1) (g).

1           **SECTION 2604gq.** 125.33 (9) of the statutes is amended to read:

2           125.33 **(9)** **CAMPUSES AND RETAILERS TO PURCHASE FROM WHOLESALERS.** Except as  
3 provided in ~~s. ss. 125.29 (3m) (b) and (c), 125.295 (1) (g), and 125.30 (4)~~, no campus  
4 or retail licensee or permittee may purchase or possess fermented malt beverages  
5 purchased from any person other than a wholesaler holding a license permit under  
6 this chapter for the sale of fermented malt beverages. Any person who violates this  
7 subsection may be fined not more than \$10,000 or imprisoned for not more than 9  
8 months or both.

9           **SECTION 2604gs.** 125.33 (10) (a) 3. of the statutes is amended to read:

10           125.33 **(10)** (a) 3. “Successor wholesaler” means any wholesaler who enters into  
11 an agreement, whether oral or written, to obtain a supply of a brand of fermented  
12 malt beverages that is a discontinued brand, or otherwise acquires the right to act  
13 as a wholesaler for a discontinued brand, from a brewer, brewpub, brewer’s agent,  
14 brewpub’s agent, or holder of an out-of-state shipper’s permit ~~after the brewer,~~  
15 ~~brewpub, brewer’s agent, brewpub’s agent, or holder of an out-of-state shipper’s~~  
16 ~~permit has terminated, cancelled, or failed to renew an agreement, whether oral or~~  
17 ~~written, with a terminated wholesaler to supply that same brand of fermented malt~~  
18 ~~beverages for purposes of selling the discontinued brand in a specifically defined~~  
19 ~~territory, if the discontinued brand was sold by a terminated wholesaler in any~~  
20 ~~portion of this same territory at a time immediately before the brand of fermented~~  
21 ~~malt beverages became a discontinued brand.~~

22           **SECTION 2604gu.** 125.33 (11) of the statutes is amended to read:

23           125.33 **(11)** **SOURCE OF FERMENTED MALT BEVERAGES.** (a) Subject to s. 125.34 (3),  
24 no wholesaler ~~who holds a retail license issued under this chapter~~ authorized to  
25 make retail sales under s. 125.28 (1) (e) may sell a brand of fermented malt beverages

1 to another a retail licensee unless the wholesaler has an agreement for general  
2 wholesale distribution of that brand of fermented malt beverages with the brewer,  
3 brewpub, brewer's agent, brewpub's agent, or holder of an out-of-state shipper's  
4 permit supplying that brand.

5 (b) If a wholesaler who holds a retail license issued under this chapter violates  
6 par. (a), any other wholesaler aggrieved by such violation or the brewer or brewpub  
7 may bring an action against such wholesaler in any court of competent jurisdiction  
8 for damages sustained by the aggrieved wholesaler or the brewer or brewpub as a  
9 consequence of the violation, together with the actual costs of the action.  
10 Notwithstanding s. 814.04 (1), a wholesaler or the brewer or brewpub who prevails  
11 in an action under this paragraph may recover reasonable actual attorney fees  
12 incurred in the action.

13 **SECTION 2604hc.** 125.33 (12) of the statutes is amended to read:

14 125.33 (12) PROVIDING TASTE SAMPLES ON CLASS "A" PREMISES. Notwithstanding  
15 s. 125.34 (6) (a), with the consent of the Class "A" licensee, a brewer may provide, free  
16 of charge, on Class "A" premises, taste samples of fermented malt beverages to any  
17 person who has attained the legal drinking age for consumption on the premises  
18 during hours in which the Class "A" licensee is authorized under s. 125.25 (1) to  
19 provide taste samples or, if more restrictive, only during hours established by  
20 ordinance by a municipality under s. 125.32 (3) (d). The provision of taste samples  
21 under this subsection shall be subject to the same limitations that apply to taste  
22 samples provided by a Class "A" licensee under s. 125.25 (1). No brewer may provide  
23 as taste samples under this subsection any fermented malt beverages that the  
24 brewer did not purchase from the Class "A" licensee on whose premises the taste  
25 samples are provided. A brewer may provide taste samples under this subsection

1 through an individual representing the brewer who is hired by the brewer and who  
2 is not employed by or an agent of a wholesaler ~~other than, if the brewer holds a~~  
3 ~~wholesale license, the brewer.~~ All provisions of this subsection that apply to a brewer  
4 apply equally to any individual representing a brewer.

5 **SECTION 2604he.** 125.33 (13) of the statutes is created to read:

6 125.33 **(13)** WHOLESALERS' SOURCE OF SUPPLY. No wholesaler may purchase  
7 fermented malt beverages for resale unless the wholesaler purchases them either  
8 from the primary source of supply for the brand of fermented malt beverages sought  
9 to be sold or from a wholesaler within this state that holds a permit issued under s.  
10 125.28. No wholesaler may sell fermented malt beverages purchased by the  
11 wholesaler to any other licensee or permittee under this chapter if the fermented  
12 malt beverages have not been purchased by the wholesaler from the primary source  
13 of supply or from a wholesaler within the state holding a permit issued under s.  
14 125.28.

15 **SECTION 2604hg.** 125.34 (1) (g) of the statutes is amended to read:

16 125.34 **(1)** (g) "Wholesaler" means a licensee permittee under s. 125.28 and  
17 ~~includes a brewer or out-of-state shipper that holds a wholesaler's license under s.~~  
18 ~~125.28.~~

19 **SECTION 2604hk.** 125.34 (2) (a) of the statutes is renumbered 125.34 (2) and  
20 amended to read:

21 125.34 **(2)** Except as provided in sub. ~~(6) (b)~~ and s. ss. 125.29 (3m) (b) and (c),  
22 125.295 (1) (e) and (g), and 125.30 (4), no fermented malt beverages may be sold,  
23 transported, or delivered to a retailer unless, prior to such sale, transport, or delivery,  
24 the fermented malt beverages are first unloaded at, physically at rest at, and only  
25 then distributed from a wholesaler's warehouse premises covered by both a



1 wholesaler's ~~license~~ permit issued under s. 125.28 and an alcohol beverage  
2 warehouse permit issued under s. 125.19, which premises shall be in this state and  
3 ~~shall be a physically separate location from any retail premises or brewery premises.~~

4 This paragraph does not apply to a wholesaler issued a wholesaler's license permit  
5 under s. 125.28 (1) (b) with respect to fermented malt beverages transported and  
6 delivered from a warehouse in an adjoining state unless the wholesaler's warehouse  
7 in the adjoining state is located on premises in the adjoining state used for the  
8 manufacture of fermented malt beverages.

9 **SECTION 2604hm.** 125.34 (2) (bg), (bm) and (c) of the statutes are repealed.

10 **SECTION 2604ho.** 125.34 (3) (a) 1. of the statutes is amended to read:

11 125.34 (3) (a) 1. ~~Subject to subd. 3., a~~ A wholesaler may not sell, transport, or  
12 deliver any brand of fermented malt beverages unless the wholesaler has entered  
13 into a written agreement with the brewer, brewpub, or out-of-state shipper  
14 supplying the brand that grants to the wholesaler distribution rights for the brand  
15 and identifies the designated sales territory for which such distribution rights are  
16 granted, including the precise geographical area comprising the designated sales  
17 territory.

18 **SECTION 2604hq.** 125.34 (3) (a) 3. of the statutes is repealed.

19 **SECTION 2604hs.** 125.34 (4) (a) of the statutes is amended to read:

20 125.34 (4) (a) Any retailer located outside the wholesaler's designated sales  
21 territory for the brand. This paragraph does not apply if another wholesaler that has  
22 been granted distribution rights for the brand in the designated sales territory where  
23 the sale, transportation, or delivery occurs is unable to service this designated sales  
24 territory and the brewer, brewpub, or out-of-state shipper granting distribution  
25 rights has, notwithstanding sub. (3) (a), given consent for the sale, transportation,

1 or delivery, which consent shall be limited to the time period that another wholesaler  
2 is unable to service this designated sales territory. ~~This paragraph does not apply if~~  
3 ~~the wholesaler is also a brewer and another wholesaler to whom this brewer has~~  
4 ~~granted distribution rights for the brand in the designated sales territory where the~~  
5 ~~sale, transportation, or delivery occurs has, notwithstanding sub. (3) (a), given~~  
6 ~~consent for the sale, transportation, or delivery or refused to service this territory.~~

7 **SECTION 2604jc.** 125.34 (5) of the statutes is amended to read:

8 125.34 (5) Except as provided in sub. ~~(6) (b) and s. ss. 125.29 (3m) (b) and (c),~~  
9 125.295 (1) (e) and (g), and 125.30 (4), deliveries of fermented malt beverages to  
10 retailers may be made only by wholesalers and shall be made to retailers only at their  
11 retail premises. No retailer may transport fermented malt beverages from one retail  
12 premises to another retail premises for purposes of selling the fermented malt  
13 beverages at the other retail premises unless both retail premises are operated by  
14 a ~~brewer or~~ brewpub holding the retail licenses.

15 **SECTION 2604je.** 125.34 (6) (a) of the statutes is renumbered 125.34 (6) and  
16 amended to read:

17 125.34 (6) Except as provided in ~~pars. (b) and (c) and ss. 125.06 (1) and 125.31~~  
18 ~~(1) and (3) ss. 125.29 (3), (3m) (b) and (c) and 125.30 (4)~~, a brewer or out-of-state  
19 shipper may sell, transport, and deliver fermented malt beverages only to a  
20 wholesaler, ~~which may be the brewer or out-of-state shipper itself if, in its activities~~  
21 ~~as a wholesaler, it complies with the requirements under subs. (2) to (5).~~

22 **SECTION 2604jg.** 125.34 (6) (b) of the statutes is repealed.

23 **SECTION 2604ji.** 125.34 (6) (c) of the statutes is repealed.

24 **SECTION 2604k.** 125.68 (4) (c) 4. of the statutes is amended to read:

1           125.68 (4) (c) 4. Hotels and restaurants the principal business of which is the  
2           furnishing of food, drinks or lodging to patrons, bowling centers, movie theaters,  
3           indoor horseshoe–pitching facilities, curling clubs, golf courses and golf clubhouses  
4           may remain open for the conduct of their regular business but may not sell  
5           intoxicating liquor during the closing hours under subd. 1. or, with respect to the sale  
6           of intoxicating liquor authorized under s. 125.51 (3r) (a), under subd. 3.

7           **SECTION 1588.** 132.001 (1m) of the statutes is created to read:

8           132.001 (1m) “Department” means the department of financial institutions.

9           **SECTION 1589.** 132.01 (1) of the statutes is amended to read:

10          132.01 (1) Any person, firm, partnership, corporation, association, or union of  
11          workingmen, which has heretofore adopted or used or shall hereafter adopt or use  
12          any mark for the purpose of designating, making known, or distinguishing any  
13          goods, wares, merchandise, service, business, or other product of labor or  
14          manufacture as having been made, manufactured, produced, prepared, packed, or  
15          put on sale by such person, firm, partnership, corporation, association, or union of  
16          workingmen, or by a member or members thereof, he, she, or they, if residents of this  
17          or any other state of the United States, and such foreign corporations as may have  
18          been duly licensed to transact business in the state of Wisconsin, may file an original,  
19          a copy, or photographs, or cuts with specifications of the same for record ~~in the office~~  
20          ~~of the secretary of state~~ with the department, by leaving 2 such originals, copies,  
21          photographs, or cuts with specifications, the same being counterparts, facsimiles, or  
22          drawings thereof, with ~~said secretary~~ the department and by filing therewith a  
23          sworn statement, in such form as may be prescribed by the ~~secretary of state~~  
24          department, specifying the name of the person, firm, partnership, corporation,  
25          association, or union of workingmen, on whose behalf such mark is to be filed, the

1 class of merchandise and a separate description of the goods to which the same has  
2 been or is intended to be appropriated, the residence, location, or place of business  
3 of such party, that the party, on whose behalf such mark is to be filed, has the right  
4 to the use of the same, and that no other person, or persons, firm, partnership,  
5 corporation, association, or union of workingmen has such right either in the  
6 identical form or in any such near resemblance thereto as may be calculated to  
7 deceive, and that the originals, copies, photographs, or cuts, counterparts,  
8 facsimiles, or drawings filed therewith are correct.

9 **SECTION 1590.** 132.01 (3) of the statutes is amended to read:

10 132.01 (3) For an original or renewal registration, or the recording of an  
11 assignment, there shall be paid to the ~~secretary of state~~ department the fee of \$15.

12 **SECTION 1591.** 132.01 (5) of the statutes is amended to read:

13 132.01 (5) The ~~secretary of state~~ department may not register any mark which  
14 consists of or comprises a replica or simulation of the flag, coat of arms, or insignia  
15 of the United States of America, or of any state or municipality or any foreign nation.

16 **SECTION 1592.** 132.01 (6) of the statutes is amended to read:

17 132.01 (6) (a) A registration recorded or renewed under this section or s. 132.04  
18 or 132.11 before May 1, 1990, is effective for 20 years. A registration may be renewed  
19 on or after May 1, 1990, for 10–year periods upon application to the ~~secretary of state~~  
20 department and payment of the same fee required for a registration. Application for  
21 renewal shall be made within 6 months before the expiration of the 20–year  
22 registration period or 10–year renewal period specified in this paragraph.

23 (b) A registration recorded under this section or s. 132.04 or 132.11 on or after  
24 May 1, 1990, is effective for 10 years. A registration may be renewed for 10–year  
25 periods upon application to the ~~secretary of state~~ department and payment of the

1 same fee required for a registration. Application for renewal shall be made within  
2 6 months before the expiration of the 10–year period specified in this paragraph.

3 **SECTION 1593.** 132.01 (7) (intro.) of the statutes is amended to read:

4 132.01 (7) (intro.) The ~~secretary of state~~ department shall do all of the  
5 following:

6 **SECTION 1594.** 132.01 (7) (b) of the statutes is amended to read:

7 132.01 (7) (b) Cancel from his or her register a registration of a mark under this  
8 section upon the request of the registrant of the mark. The ~~secretary of state~~  
9 department may not charge a fee for canceling a registration under this paragraph.

10 **SECTION 1595.** 132.01 (8) of the statutes is amended to read:

11 132.01 (8) Any person, firm, partnership, corporation, association or union who  
12 claims a right to the use of subject matter conflicting with any registration by another  
13 may bring action against such other in the circuit court for the county in which such  
14 other resides, or in the circuit court for Dane County, and in any such action the right  
15 to the use and registration of such subject matter shall be determined as between the  
16 parties, and registration shall be granted or withheld or canceled by the ~~secretary~~  
17 ~~of state~~ department in accordance with the final judgment in any such action.  
18 Nonuser for a period of at least 2 years continuing to the date of commencement of  
19 any action in which abandonment is in issue shall be prima facie evidence of  
20 abandonment to the extent of such nonuser.

21 **SECTION 1596.** 132.01 (9) of the statutes is amended to read:

22 132.01 (9) Title to any registration hereunder shall pass to any person, firm or  
23 corporation succeeding to the registrant's business to which such registration  
24 pertains. Written assignments of any such registration from a registrant to such a  
25 successor may be filed with and shall be recorded by the ~~secretary of state~~

1 department upon payment of the fee specified in sub. (3). When such assignment is  
2 recorded, a new registration shall be entered in the name of the assignee, and on such  
3 registration and any subsequent certificates or registration of an assigned  
4 registration the ~~secretary of state~~ department shall show the previous ownership  
5 and dates of assignment thereof.

6 **SECTION 1597.** 132.031 of the statutes is amended to read:

7 **132.031 Certificate; evidence.** The ~~secretary of state~~ department shall  
8 deliver to the person, corporation, association or union so filing or causing to be filed  
9 any such mark, or any assignment of such subject matter previously registered, or  
10 to any person, corporation, association or union renewing a registration, as many  
11 duly attested certificates of the registration or renewal of the same as may be desired.  
12 Any such certificate shall, in all suits and prosecutions arising out of or depending  
13 upon any rights claimed under such mark, be prima facie evidence of the adoption  
14 thereof and of the facts prerequisite to registrations thereof as required by s. 132.01.

15 **SECTION 1598.** 132.04 (1) of the statutes is amended to read:

16 132.04 (1) Any person who is the owner of cans, tubs, firkins, boxes, bottles,  
17 casks, barrels, kegs, cartons, tanks, fountains, vessels or containers with his or her  
18 names, brands, designs, trademarks, devices or other marks of ownership stamped,  
19 impressed, labeled, blown in or otherwise marked thereon, may file with the  
20 ~~secretary of state~~ department and record with the register of deeds of any county in  
21 which the person has his or her principal place of business, a written statement or  
22 description verified by affidavit of the owner or his or her agent, of the names, brands,  
23 designs, trademarks, devices or other marks of ownership used by him or her, and  
24 of the articles upon which they are used, or if the principal place of business is outside  
25 the state, then a written statement or verified description may be recorded with the

1 register of deeds of any county. The statement shall be published as a class 3 notice,  
2 under ch. 985, in the county, and a copy of the publication, proved as provided in s.  
3 985.12, shall also be filed with the ~~secretary of state~~ department and recorded with  
4 the register of deeds.

5 **SECTION 1599.** 132.04 (2) of the statutes is amended to read:

6 132.04 (2) All such written statements or descriptions and all such certificates  
7 of publication so filed or recorded shall be subject at all reasonable hours to public  
8 inspection. The ~~secretary of state~~ department and the register of deeds shall deliver  
9 to all applicants certified copies of all such written statements or descriptions or  
10 names, brands, designs, trademarks, devices, or other marks of ownership and of all  
11 certificates of publication filed or recorded with them and such certified copies shall  
12 be admissible in evidence in all prosecutions under ss. 132.04 to 132.08, and shall be  
13 prima facie evidence that this section has been complied with, and of the title of the  
14 owner named therein to the property upon which the name, brand, design,  
15 trademark, device, or other marks of ownership of the owner appear as described  
16 therein.

17 **SECTION 1600.** 132.04 (3) of the statutes is amended to read:

18 132.04 (3) The ~~secretary of state~~ department shall receive a fee of \$15 and the  
19 register of deeds shall receive the fee specified in s. 59.43 (2) (ag) or (e) for each  
20 statement and certificate of publication filed or recorded and shall also receive the  
21 fee specified in s. 59.43 (2) (b) for each certified copy of such statement and certificate  
22 of publication, to be paid for by the person filing, recording or applying for the same.

23 **SECTION 1601.** 132.04 (4) of the statutes is amended to read:

24 132.04 (4) (a) The ~~secretary of state~~ department and register of deeds shall  
25 cancel a statement or description under this section upon the request of the person

1 named in the records of the ~~secretary of state~~ department or register of deeds as the  
2 owner of marks of ownership described in the statement or description.

3 (b) The ~~secretary of state~~ department and register of deeds may not charge a  
4 fee for canceling a statement or description under par. (a).

5 **SECTION 1602.** 132.11 (1) (intro.) of the statutes is amended to read:

6 132.11 (1) (intro.) The ~~secretary of state~~ department shall do all of the  
7 following:

8 **SECTION 1603.** 132.11 (1) (c) of the statutes is amended to read:

9 132.11 (1) (c) Cancel the description of a name, brand or trademark recorded  
10 under par. (a) upon the request of the person, firm or corporation named in the  
11 records of the ~~secretary of state~~ department as the owner of the name, brand or  
12 trademark. The ~~secretary of state~~ department may not charge a fee for canceling a  
13 description under this paragraph.

14 **SECTION 1604.** 132.16 (1m) of the statutes is amended to read:

15 132.16 (1m) Any organization may register, ~~in the office of the secretary of~~  
16 ~~state,~~ with the department a facsimile, duplicate, or description of any of the  
17 organization's identifying information and may, by reregistration, alter or cancel the  
18 organization's identifying information.

19 **SECTION 1605.** 132.16 (2) of the statutes is amended to read:

20 132.16 (2) Application for registration or reregistration under sub. (1m) shall  
21 be made by the organization's chief officer or officers upon forms provided by the  
22 ~~secretary of state~~ department. The registration shall be for the use, benefit, and on  
23 behalf of the organization and the organization's current and future individual  
24 members throughout this state.

25 **SECTION 1606.** 132.16 (3) of the statutes is amended to read:



1           132.16 (3) The ~~secretary of state~~ department shall keep a properly indexed file  
2 of all registrations under this section, which shall also show any alterations or  
3 cancelations by reregistration.

4           **SECTION 1607.** 132.16 (5) of the statutes is amended to read:

5           132.16 (5) Upon granting registration under this section, the ~~secretary of state~~  
6 department shall issue ~~his or her~~ a certificate to the petitioners, setting forth the fact  
7 of the registration.

8           **SECTION 1608.** 132.16 (6) of the statutes is amended to read:

9           132.16 (6) The fees of the ~~secretary of state~~ department for registration or  
10 reregistration under this section, searches made by the ~~secretary of state~~  
11 department, and certificates issued by the ~~secretary of state~~ department under this  
12 section, shall be the same as provided by law for similar services. The fees collected  
13 under this section shall be paid by the ~~secretary of state~~ department into the state  
14 treasury.

15           **SECTION 1609.** 137.01 (1) (a) of the statutes is amended to read:

16           137.01 (1) (a) The governor shall appoint notaries public who shall be United  
17 States residents and at least 18 years of age. Applicants who are not attorneys shall  
18 file an application with the ~~secretary of state~~ department of financial institutions  
19 and pay a \$20 fee.

20           **SECTION 1610.** 137.01 (1) (b) of the statutes is amended to read:

21           137.01 (1) (b) The secretary of state financial institutions shall satisfy himself  
22 or herself that the applicant has the equivalent of an 8th grade education, is familiar  
23 with the duties and responsibilities of a notary public and, subject to ss. 111.321,  
24 111.322 and 111.335, does not have an arrest or conviction record.

25           **SECTION 1611.** 137.01 (1) (d) of the statutes is amended to read:

1           137.01 (1) (d) Qualified applicants shall be notified by the ~~secretary of state~~  
2 department of financial institutions to take and file the official oath and execute and  
3 file an official bond in the sum of \$500, with a surety executed by a surety company  
4 and approved by the secretary of state financial institutions.

5           **SECTION 1612.** 137.01 (1) (e) of the statutes is amended to read:

6           137.01 (1) (e) The qualified applicant shall file his or her signature, post-office  
7 address and an impression of his or her official seal, or imprint of his or her official  
8 rubber stamp with the ~~secretary of state~~ department of financial institutions.

9           **SECTION 1613.** 137.01 (1) (g) of the statutes is amended to read:

10          137.01 (1) (g) At least 30 days before the expiration of a commission the  
11 ~~secretary of state~~ department of financial institutions shall mail notice of the  
12 expiration date to the holder of a commission.

13          **SECTION 1614.** 137.01 (2) (a) of the statutes is amended to read:

14          137.01 (2) (a) Except as provided in par. (am), any United States resident who  
15 is licensed to practice law in this state is entitled to a permanent commission as a  
16 notary public upon application to the ~~secretary of state~~ department of financial  
17 institutions and payment of a \$50 fee. The application shall include a certificate of  
18 good standing from the supreme court, the signature and post-office address of the  
19 applicant and an impression of the applicant's official seal, or imprint of the  
20 applicant's official rubber stamp.

21          **SECTION 1615.** 137.01 (2) (am) of the statutes is amended to read:

22          137.01 (2) (am) If a United States resident has his or her license to practice law  
23 in this state suspended or revoked, upon reinstatement of his or her license to  
24 practice law in this state, the person may be entitled to receive a certificate of  
25 appointment as a notary public for a term of 4 years. An eligible notary appointed

1 under this paragraph is entitled to reappointment for 4–year increments. At least  
2 30 days before the expiration of a commission under this paragraph the secretary of  
3 state department of financial institutions shall mail notice of the expiration date to  
4 the holder of the commission.

5 **SECTION 1616.** 137.01 (2) (b) of the statutes is amended to read:

6 137.01 **(2)** (b) The secretary of state financial institutions shall issue a  
7 certificate of appointment as a notary public to persons who qualify under the  
8 requirements of this subsection. The certificate shall state that the notary  
9 commission is permanent or is for 4 years.

10 **SECTION 1617.** 137.01 (2) (c) of the statutes is amended to read:

11 137.01 **(2)** (c) The supreme court shall file with the ~~secretary of state~~  
12 department of financial institutions notice of the surrender, suspension or revocation  
13 of the license to practice law of any attorney who holds a permanent commission as  
14 a notary public. Such notice shall be deemed a revocation of said commission.

15 **SECTION 1618.** 137.01 (6) (a) of the statutes is amended to read:

16 137.01 **(6)** (a) The secretary of state financial institutions may certify to the  
17 official qualifications of any notary public and to the genuineness of the notary  
18 public's signature and seal or rubber stamp.

19 **SECTION 1619.** 137.01 (6m) of the statutes is amended to read:

20 137.01 **(6m)** CHANGE OF RESIDENCE. A notary public does not vacate his or her  
21 office by reason of his or her change of residence within the United States. Written  
22 notice of any change of address shall be given to the ~~secretary of state~~ department  
23 of financial institutions within 10 days of the change.

24 **SECTION 1620.** 137.01 (7) of the statutes is amended to read:

1           137.01 (7) OFFICIAL RECORDS TO BE FILED. When any notary public ceases to hold  
2 office, the notary public, or in case of the notary public's death the notary public's  
3 personal representative, shall deposit the notary public's official records and papers  
4 ~~in the office of the secretary of state~~ with the department of financial institutions.

5 If the notary or personal representative, after the records and papers come to his or  
6 her hands, neglects for 3 months to deposit them, he or she shall forfeit not less than  
7 \$50 nor more than \$500. If any person knowingly destroys, defaces, or conceals any  
8 records or papers of any notary public, the person shall forfeit not less than \$50 nor  
9 more than \$500, and shall be liable for all damages resulting to the party injured.  
10 The ~~secretary of state~~ department of financial institutions shall receive and safely  
11 keep all such papers and records.

12           **SECTION 2637b.** 138.045 of the statutes is created to read:

13           **138.045 Method of calculating interest.** Interest on any note, bond, or  
14 other instrument computed on the declining unpaid principal balance from time to  
15 time outstanding may be computed and charged on actual unpaid balances at 1/360  
16 of the annual rate for the actual number of days outstanding if the use of this  
17 calculation method is disclosed in the note, bond, or other instrument. This section  
18 does not apply to pawnbrokers' loans under s. 138.10.

19           **SECTION 2637d.** 138.09 (1a) (a) of the statutes is amended to read:

20           138.09 (1a) (a) Banks, savings banks, savings and loan associations, trust  
21 companies, credit unions, or any of their affiliates.

22           **SECTION 2637gc.** 138.14 (1) (bd) of the statutes is created to read:

23           138.14 (1) (bd) "Consumer report" has the meaning given in 15 USC 1681a (d).

24           **SECTION 2637gd.** 138.14 (1) (be) of the statutes is created to read:

1           138.14 (1) (be) “Consumer reporting agency” has the meaning given in 15 USC  
2           1681a (f).

3           **SECTION 2637gf.** 138.14 (1) (k) 1. of the statutes is amended to read:

4           138.14 (1) (k) 1. A transaction between an individual with an account at a  
5           financial establishment and another person, including a person who is not physically  
6           located in this state, in which the person agrees to accept from the individual one or  
7           more checks, to hold the check or checks for a period of time before negotiating or  
8           presenting the check or checks for payment, and to loan to the individual, for a term  
9           of 90 days or less, before negotiating or presenting the check or checks for payment,  
10          an amount that is agreed to by the individual.

11          **SECTION 2637gg.** 138.14 (1) (k) 2. of the statutes is amended to read:

12          138.14 (1) (k) 2. A transaction between an individual with an account at a  
13          financial establishment and another person, including a person who is not physically  
14          located in this state, in which the person agrees to accept the individual’s  
15          authorization to initiate one or more electronic fund transfers from the account, to  
16          wait a period of time before initiating the electronic fund transfer or transfers, and  
17          to loan to the individual, for a term of 90 days or less, before initiating the electronic  
18          fund transfer or transfers, an amount that is agreed to by the individual.

19          **SECTION 2637gi.** 138.14 (3) of the statutes is amended to read:

20          138.14 (3) EXEMPTIONS. This section does not apply to banks, savings banks,  
21          savings and loan associations, trust companies, credit unions, or any of their  
22          affiliates.

23          **SECTION 2637gk.** 138.14 (7) (e) 6. of the statutes is amended to read:

24          138.14 (7) (e) 6. The number of payday loans made during the preceding year  
25          that resulted in repayment under sub. (11g) (a).

1           **SECTION 2637gm.** 138.14 (9g) (a) 6. of the statutes is amended to read:

2           138.14 **(9g)** (a) 6. Disclose to the applicant the payment requirements that may  
3 apply under sub. (11g) (a) if the loan is not paid in full at the end of the loan term.

4           **SECTION 2637go.** 138.14 (9m) of the statutes is created to read:

5           138.14 **(9m)** INCOME VERIFICATION. Before entering into a payday loan with an  
6 applicant that has not previously been a customer of the licensee, the licensee may  
7 request the applicant's consumer report from a consumer reporting agency as part  
8 of the licensee's underwriting process and the licensee may rely on the consumer  
9 report as a permissible method of income verification in making the payday loan.  
10 The licensee may also rely on the same consumer report in underwriting and making  
11 subsequent payday loans to the same customer.

12           **SECTION 2637gq.** 138.14 (9r) (c) 4. of the statutes is amended to read:

13           138.14 **(9r)** (c) 4. The percentage of customers originating payday loans that  
14 resulted in repayment under sub. (11g) (a).

15           **SECTION 2637gs.** 138.14 (10) (a) 2. of the statutes is amended to read:

16           138.14 **(10)** (a) 2. If a payday loan is not paid in full on or before the maturity  
17 date, a licensee may charge, after the maturity date, interest at a rate not exceeding  
18 2.75 percent per month, except that if a licensee makes a subsequent payday loan to  
19 the customer under sub. (12) (a), and the customer does not pay the subsequent loan  
20 in full on or before the maturity date of the subsequent loan, the licensee may charge,  
21 after the maturity date of the subsequent loan, interest at a rate not exceeding 2.75  
22 percent per month on the subsequent loan and the licensee may not charge any  
23 interest under this subdivision on the prior loan. Interest earned under this  
24 subdivision shall be calculated at the rate of one-thirtieth of the monthly rate

1 charged for each calendar day that the balance of the loan is outstanding. Interest  
2 may not be assessed on any interest earned under this subdivision.

3 **SECTION 2637gu.** 138.14 (10) (am) of the statutes is amended to read:

4 138.14 (10) (am) *Penalties.* Except as provided in par. (b) 2., no licensee may  
5 impose any penalty on a customer arising from the customer's prepayment of or  
6 default or late payment on a payday loan, including any payment under sub. (11g)  
7 (a).

8 **SECTION 2637hc.** 138.14 (11g) of the statutes is renumbered 138.14 (11g) (a)  
9 and amended to read:

10 138.14 (11g) (a) If Except as provided in par. (b), if a customer fails to repay a  
11 payday loan in full at the end of the loan term, the licensee that made the loan shall  
12 offer the customer the opportunity to repay the outstanding balance of the loan in  
13 4 equal installments with due dates coinciding with the customer's pay period  
14 schedule.

15 **SECTION 2637he.** 138.14 (11g) (b) of the statutes is created to read:

16 138.14 (11g) (b) If a licensee offers a customer the opportunity to make  
17 repayment under par. (a), then, during the 12-month period following the offer, no  
18 licensee, including the licensee making the offer, is required to offer the customer  
19 another opportunity to repay a payday loan under par. (a).

20 **SECTION 2637hg.** 138.14 (12) (b) of the statutes is amended to read:

21 138.14 (12) (b) No licensee may make a payday loan to a customer that results  
22 in the customer having an outstanding aggregate liability in principal, interest, and  
23 all other fees and charges, to all licensees who have made payday loans to the  
24 customer of more than \$1,500 or 35 percent of the customer's gross monthly income,

1       whichever is less. As provided in sub. (9m), a licensee may rely on a consumer report  
2       to verify a customer's income for purposes of this paragraph.

3               **SECTION 2637hi.** 138.14 (14) (d) 4. of the statutes is amended to read:

4               138.14 (14) (d) 4. Designate Automatically designate a payday loan as paid in  
5       the database 5 days after the maturity date of the loan unless a licensee reports to  
6       the database provider before that time that the loan remains open because of the  
7       customer's failure to make payment; that the loan is open because the customer's  
8       check or an electronic redeposit is in the process of clearing the banking system; that  
9       the loan remains open because the customer's check is being returned to the licensee  
10       for insufficient funds, a closed account, or a stop payment order; or that any other  
11       factors determined by the division are applicable. If a licensee makes such a report,  
12       the database provider shall designate the payday loan as an open transaction until  
13       the database provider is notified that the transaction is closed.

14               **SECTION 2637hk.** 138.14 (14) (h) of the statutes is amended to read:

15               138.14 (14) (h) The division shall, by order or rule, specify a database  
16       transaction fee of no more than \$1 that the database provider shall charge to  
17       licensees to cover the costs of developing and implementing the database, and  
18       accessing the database to verify that a customer does not have any payday loans with  
19       the licensee or others that in combination with a new transaction will create a  
20       violation of this section. The database fee is payable directly to the division in a  
21       manner prescribed by the division and, if the department has contracted with a  
22       3rd-party provider to operate the database, the division shall remit the fee to the  
23       3rd-party provider as specified in the contract.

24               **SECTION 2637hm.** 138.14 (14) (j) of the statutes is created to read:



1           138.14 **(14)** (j) If the database, as determined by the division, is not fully  
2 operational, or the licensee is unable to access the database and, as determined  
3 under rules promulgated by the division, the alternate process established under  
4 par. (d) 2. is also unavailable, a licensee may rely upon the written verification of the  
5 customer in a statement provided in substantially the following form in at least  
6 12–point type:

7           “I DO NOT HAVE ANY OUTSTANDING PAYDAY LOANS WITH THIS  
8 LICENSEE AND I DO NOT HAVE MORE PAYDAY LOANS WITH ANY OTHER  
9 LICENSED PAYDAY LOAN PROVIDER IN THIS STATE.”

10           **SECTION 2637kd.** 138.16 (1) (a) of the statutes is created to read:

11           138.16 **(1)** (a) “Division” means the division of banking attached to the  
12 department of financial institutions.

13           **SECTION 2637ke.** 138.16 (1) (bm) of the statutes is created to read:

14           138.16 **(1)** (bm) “Licensed location” means the location specified in a license  
15 issued under s. 138.09 (1m) (a).

16           **SECTION 2637kf.** 138.16 (1) (c) of the statutes is amended to read:

17           138.16 **(1)** (c) “Title loan” means a loan of \$25,000 or less to a borrower, who  
18 obtains or seeks to obtain the loan for personal, family, or household purposes, that  
19 is, or is to be, secured by an interest, other than a purchase money security interest,  
20 in the borrower’s motor vehicle, and that has an original term of not more than 6  
21 months.

22           **SECTION 2637kg.** 138.16 (1m) of the statutes is created to read:

23           138.16 **(1m)** CERTIFICATE OF AUTHORIZATION. (a) Before a licensed lender may  
24 make title loans under this section, the licensed lender shall first obtain from the

1 division, for each licensed location at which any title loan is to be made, a certificate  
2 authorizing the licensed lender to make title loans from that location.

3 (b) At the time of making an application for a certificate under par. (a), an  
4 applicant shall pay to the division an initial annual fee of \$5,000. The valid period  
5 for the certificate shall be a calendar year and each certificate shall expire on the last  
6 day of the calendar year. To renew a certificate, the certificate holder shall, on or  
7 before December 10 of the year in which the certificate is to expire, pay to the division  
8 an annual renewal fee of \$5,000 for the following calendar year.

9 **SECTION 2637kh.** 138.16 (2) of the statutes is renumbered 138.16 (2) (a) and  
10 amended to read:

11 138.16 (2) (a) No licensed lender may make a title loan to a borrower that  
12 results in the borrower having liability for the loan, in principal, of more than 50  
13 percent of the retail value of the motor vehicle used as security for the loan. The  
14 division shall promulgate rules for determining the retail value of a motor vehicle for  
15 purposes of this paragraph, including rules specifying nationally recognized pricing  
16 guides that may be used for determining retail value at the time of loan origination.

17 **SECTION 2637ki.** 138.16 (2) (b) of the statutes is created to read:

18 138.16 (2) (b) 1. This section imposes no limit on the interest that a licensed  
19 lender may charge before the maturity date of a title loan.

20 2. If a title loan is not paid in full on or before the maturity date, a licensed  
21 lender may charge, after the maturity date, interest at a rate not exceeding 2.75  
22 percent per month. Interest earned under this subdivision shall be calculated at the  
23 rate of one-thirtieth of the monthly rate charged for each calendar day that the  
24 balance of the loan is outstanding. Interest may not be assessed on any interest  
25 earned under this subdivision.

1           **SECTION 2637kj.** 138.16 (3) of the statutes is created to read:

2           **138.16 (3) RESCISSION.** A borrower may rescind a title loan, before the close of  
3 business on the next day of business after the loan is made, or, if the place of business  
4 where the loan is made is open 24 hours, before 5 p.m. on the next day of business  
5 after the loan is made, by returning to the licensed lender the proceeds of the loan.  
6 The licensed lender may not charge the borrower any fee for rescinding the title loan  
7 as provided in this subsection.

8           **SECTION 2637kk.** 138.16 (4) of the statutes is created to read:

9           **138.16 (4) OTHER REQUIREMENTS.** (a) A licensed lender may not make a title loan  
10 to a borrower that is secured by an interest in a motor vehicle if the motor vehicle is  
11 subject to another security interest.

12           (b) A licensed lender may not require a borrower to provide the licensed lender  
13 with a key or copy of a key to a motor vehicle used as security for a title loan as a  
14 condition for making the title loan to the borrower.

15           (c) A licensed lender or person acting on behalf of a licensed lender may not take  
16 possession of a motor vehicle used as security for a title loan to a borrower without  
17 sending notice to the borrower at least 20 days prior to taking possession. The notice  
18 shall state the intent to take possession and describe the basis for the right to take  
19 possession. This paragraph does not apply to possession that is obtained by a  
20 borrower's voluntary surrender of a motor vehicle.

21           (d) A licensed lender or other person may charge a borrower a reasonable  
22 storage fee for a motor vehicle of the borrower of which the licensed lender or person  
23 acting on behalf of the licensed lender has obtained possession, including possession  
24 that is obtained by voluntary surrender.

1 (e) A licensed lender shall return to a borrower the amount of any proceeds from  
2 the disposition of a motor vehicle used as security for a title loan to the borrower that  
3 exceed the borrower's liability to the licensed lender for the loan.

4 (f) A borrower is not liable to a licensed lender for any deficiency resulting from  
5 the licensed lender's disposition of a motor vehicle used as security for a title loan,  
6 unless the borrower has done any of the following:

7 1. Impaired the licensed lender's security interest by intentionally damaging  
8 or destroying the motor vehicle.

9 2. Intentionally concealed the motor vehicle.

10 3. Pledged to the licensed lender a motor vehicle that is already encumbered  
11 by an undisclosed prior lien.

12 4. Subsequent to obtaining the title loan, pledged or sold to a third party a  
13 motor vehicle used as security for a title loan without the licensed lender's written  
14 consent.

15 **SECTION 2637m.** 139.01 (4) of the statutes is amended to read:

16 139.01 (4) "License," and "fermented malt beverages" have the same meaning  
17 as in s. 125.02, and "licensed premises" are premises described in licenses and  
18 permits issued by the department, cities, villages, or towns under the authority of  
19 said section.

20 **SECTION 2637n.** 139.76 (1) of the statutes is amended to read:

21 139.76 (1) An excise tax is imposed upon the sale, offering or exposing for sale,  
22 possession with intent to sell or removal for consumption or sale or other disposition  
23 for any purpose of tobacco products by any person engaged as a distributor of them  
24 at the rate, for tobacco products, not including moist snuff, of 71 percent of the  
25 manufacturer's established list price to distributors without diminution by volume

1 or other discounts on domestic products and, for moist snuff, at the rate of 100  
2 percent of the manufacturer's established list price to distributors without  
3 ~~diminution by volume or other discounts on domestic products \$1.76 per ounce, and~~  
4 at a proportionate rate for any other quantity or fractional part in excess of 1.2  
5 ounces. The tax imposed on a can or package of moist snuff that weighs less than 1.2  
6 ounces shall be equal to the amount of the tax imposed on a can or package that  
7 weighs 1.2 ounces. The tax imposed under this subsection on cigars shall not exceed  
8 an amount equal to 50 cents for each cigar. On products imported from another  
9 country, not including moist snuff, the rate of tax is 71 percent of the amount obtained  
10 by adding the manufacturer's list price to the federal tax, duties and transportation  
11 costs to the United States. ~~On moist snuff imported from another country, the rate~~  
12 ~~of the tax is 100 percent of the amount obtained by adding the manufacturer's list~~  
13 ~~price to the federal tax, duties, and transportation costs to the United States.~~ The  
14 tax attaches at the time the tobacco products are received by the distributor in this  
15 state. The tax shall be passed on to the ultimate consumer of the tobacco products.  
16 All tobacco products received in this state for sale or distribution within this state,  
17 except tobacco products actually sold as provided in sub. (2), shall be subject to such  
18 tax.

19 **SECTION 2637p.** 139.78 (1) of the statutes is amended to read:

20 139.78 (1) A tax is imposed upon the use or storage by consumers of tobacco  
21 products in this state at the rate, for tobacco products, not including moist snuff, of  
22 71 percent of the cost of the tobacco products and, for moist snuff, at the rate of 100  
23 ~~percent of the manufacturer's established list price to distributors without~~  
24 ~~diminution by volume or other discounts on domestic products \$1.76 per ounce, and~~  
25 at a proportionate rate for any other quantity or fractional part in excess of 1.2

1 ounces. The tax imposed on a can or package of moist snuff that weighs less than 1.2  
2 ounces shall be equal to the amount of the tax imposed on a can or package that  
3 weighs 1.2 ounces. The tax imposed under this subsection on cigars shall not exceed  
4 an amount equal to 50 cents for each cigar. The tax does not apply if the tax imposed  
5 by s. 139.76 (1) on the tobacco products has been paid or if the tobacco products are  
6 exempt from the tobacco products tax under s. 139.76 (2).

7 **SECTION 1621.** 145.01 (4) of the statutes is amended to read:

8 145.01 (4) DEPARTMENT. “Department” means the department of ~~commerce~~  
9 safety and professional services.

10 **SECTION 1622.** 145.02 (4) (a) of the statutes is amended to read:

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

17 **SECTION 1623.** 145.17 (2) of the statutes is amended to read:

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

24 **SECTION 1624.** 145.20 (5) (c) of the statutes is amended to read:

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

8           **SECTION 2641c.** 145.245 (4r) of the statutes is created to read:

9           145.245 (4r) REQUIREMENT TO REHABILITATE OR REPLACE PRIVATE SEWAGE SYSTEMS.

10          (a) A governmental unit, the department of safety and professional services, or the  
11 department of natural resources may require an owner of a principal residence to  
12 rehabilitate or replace a failing private sewage system that serves the principal  
13 residence only if one or more of the following apply:

14           1. The failing private sewage system is causing or results in the discharge of  
15 sewage into surface water, groundwater, a drain tile, bedrock, or a zone of saturated  
16 soil and the discharge has reached a property owned by a person other than the  
17 owner of the principal residence.

18           2. The owner receives a grant under this section.

19           3. The owner's annual family income, as determined by the department under  
20 sub. (5) (c) 2. to 4., exceeds 300 percent of the federal poverty line, as defined under  
21 42 USC 9902 (2), for a family the size of the owner's family.

22           4. The owner is transferring ownership of the property.

23          (b) For a failing private sewage system to which subd. 1. applies, if the owner  
24 will be rehabilitating the system, the owner need rehabilitate the system only to the

1 extent that is necessary to prevent the discharge from reaching property owned by  
2 a person other than the owner.

3 **SECTION 2641d.** 145.245 (5) (a) 1. of the statutes is amended to read:

4 145.245 (5) (a) 1. A person is eligible for grant funds under this section if he or  
5 she owns a principal residence which is served by a category 1 or 2 failing private  
6 sewage system, if the private sewage system was installed before July 1, 1978, if the  
7 family income of the person does not exceed the income limitations under par. (c), if  
8 the amount of the grant determined under sub. (7) is at least \$100, if the principal  
9 residence is not located in an area served by a sewer and if determination of failure  
10 is made prior to the rehabilitation or replacement of the failing private sewage  
11 system.

12 **SECTION 2641e.** 145.245 (5) (c) 1. of the statutes is amended to read:

13 145.245 (5) (c) 1. In order to be eligible for grant funds under this section to  
14 rehabilitate or replace a private sewage system for a principal residence, the owner's  
15 annual family income of the person who owns the principal residence may not exceed  
16 \$45,000 300 percent of the federal poverty line, as defined under 42 USC 9902 (2),  
17 for a family the size of the owner's family.

18 **SECTION 2641f.** 145.245 (7) (bn) of the statutes is created to read:

19 145.245 (7) (bn) Except as provided in par. (e), the state grant share under this  
20 section for each participating governmental unit shall equal 75 percent of allowable  
21 costs for rehabilitating or replacing the private sewage systems that serve principal  
22 residences for which grant applications are received by the governmental unit.

23 **SECTION 2641g.** 145.245 (7) (c) of the statutes is amended to read:

24 145.245 (7) (c) Except as provided in ~~pars. (d) and~~ par. (e), the state grant share  
25 under this section for each participating governmental unit is limited to \$7,000 for



1 each ~~principal residence or~~ small commercial establishment to be served by the  
2 private sewage system that is regulated by the participating governmental unit or  
3 to the amount determined by the department based upon private sewage system  
4 grant funding tables, whichever is less. The department shall prepare and publish  
5 these private sewage system grant funding tables for small commercial  
6 establishments which specify the maximum state grant share limitation for various  
7 components and costs involved in the rehabilitation or replacement of a private  
8 sewage system based upon minimum size and other requirements specified in the  
9 state plumbing code promulgated under s. 145.02. The maximum state grant share  
10 limitations for small commercial establishments shall be designed to pay  
11 approximately 60% of the average allowable cost of private sewage system  
12 rehabilitation or replacement based upon estimated or actual costs of that  
13 rehabilitation or replacement. The department shall revise the grant funding tables  
14 when it determines that 60% of current costs of private sewage system rehabilitation  
15 or replacement exceed the amounts in the grant funding tables by more than 10%,  
16 except that the department may not revise the grant funding tables more often than  
17 once every 2 years.

18 **SECTION 2641h.** 145.245 (7) (d) of the statutes is repealed.

19 **SECTION 2641j.** 145.245 (8) (title) of the statutes is amended to read:

20 145.245 (8) (title) APPLICATION: GOVERNMENTAL UNITS.

21 **SECTION 2641k.** 145.245 (9) (g) of the statutes is amended to read:

22 145.245 (9) (g) Establish a system which provides for the distribution of grant  
23 funds received among eligible applicants based on the amount requested in the  
24 application as approved by the department. ~~If the amount received by a county is~~

1 insufficient to fully fund all grants, the county shall prorate grant funds on the same  
2 basis as sub. (11m).

3 **SECTION 2641m.** 145.245 (11) (c) of the statutes is amended to read:

4 145.245 (11) (c) *Allocation.* The department shall allocate available funds for  
5 grants to each participating governmental unit according to the total amount of the  
6 state grant share for all eligible applications received by that participating  
7 governmental unit. In making this allocation for each participating governmental  
8 unit, the department shall determine the amount of grant funding that will be  
9 available for principal residences and the amount that will be available for small  
10 commercial establishments.

11 **SECTION 2641n.** 145.245 (11g) of the statutes is created to read:

12 145.245 (11g) **PRIORITY SYSTEM; PRINCIPAL RESIDENCES.** The department shall  
13 promulgate rules to establish a priority system for grants under this section to  
14 owners of principal residences under which the highest priority is given to grants for  
15 the rehabilitation or replacement of failing private sewage systems for which written  
16 enforcement orders, as specified in sub. (1) (a) 2. or 3., have been issued.

17 **SECTION 2641p.** 145.245 (11m) (title) of the statutes is amended to read:

18 145.245 (11m) (title) PRORATING SMALL COMMERCIAL ESTABLISHMENTS.

19 **SECTION 2641r.** 145.245 (11m) (e) of the statutes is created to read:

20 145.245 (11m) (e) This subsection does not apply to grants for the  
21 rehabilitation or replacement of failing private sewage systems that serve principal  
22 residences.

23 **SECTION 2641s.** 145.245 (12) (title) of the statutes is amended to read:

24 145.245 (12) (title) DETERMINATION OF ELIGIBILITY; DISBURSEMENT OF GRANTS;  
25 GOVERNMENTAL UNITS.

1           **SECTION 2641t.** 145.245 (12m) (a) of the statutes is amended to read:

2           145.245 **(12m)** (a) A governmental unit to which the department allocates  
3 funds under sub. (11) for a fiscal year may apply to the department for a loan under  
4 this subsection if ~~the department prorates funds under sub. (11m)~~ funds are not  
5 sufficient to fully fund all applications for that fiscal year. –A

6           (ar) For grants to rehabilitate or replace private sewage systems that serve  
7 small commercial establishments, a governmental unit may only use a loan under  
8 this subsection to increase the amounts of grants to persons eligible under sub. (5)  
9 above the amounts that would be provided without a loan under this subsection or  
10 to provide grants to persons eligible under sub. (5) who would otherwise not receive  
11 grants, because of the operation of sub. (11m) (c), but the total amount provided to  
12 a person under this section may not exceed the amount authorized under sub. (7) (c).

13           **SECTION 2641u.** 145.245 (12m) (ag) of the statutes is created to read:

14           145.245 **(12m)** (ag) For grants to rehabilitate or replace private sewage  
15 systems that serve principal residences, a governmental unit may only use a loan  
16 under this subsection to increase the number of grants to persons eligible under sub.  
17 (5) above the number of grants that would be provided without a loan under this  
18 subsection or to provide grants to persons eligible under sub. (5) who would otherwise  
19 not receive grants under the priority system established under sub. (11g).

20           **SECTION 1625.** 145.245 (12m) (e) of the statutes is amended to read:

21           145.245 **(12m)** (e) The department of ~~commerce~~ safety and professional  
22 services and the department of administration may enter into a financial assistance  
23 agreement with a governmental unit that applies for a loan under this subsection  
24 and meets the eligibility requirements for a loan, including the requirements under  
25 par. (d).

1           **SECTION 1626.** 145.245 (12m) (f) of the statutes is amended to read:

2           145.245 **(12m)** (f) The department of administration, in consultation with the  
3 department of ~~commerce~~ safety and professional services, may establish those terms  
4 and conditions of a financial assistance agreement that relate to its financial  
5 management, including what type of municipal obligation is required for the  
6 repayment of the financial assistance. In setting the terms and conditions, the  
7 department of administration may consider factors that the department of  
8 administration finds are relevant, including the type of obligation evidencing the  
9 loan, the pledge of security for the obligation and the applicant's creditworthiness.

10           **SECTION 1627.** 145.245 (12m) (g) of the statutes is amended to read:

11           145.245 **(12m)** (g) The department of administration shall make and disburse  
12 a loan to an applicant that has entered into a financial assistance agreement under  
13 par. (e). The department of administration, in consultation with the department of  
14 ~~commerce~~ safety and professional services, shall establish procedures for disbursing  
15 loans.

16           **SECTION 1628.** 145.245 (12m) (h) of the statutes is amended to read:

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

1 which they are due and notify the department of ~~commerce~~ safety and professional  
2 services of that action.

3 **SECTION 1629.** 146.085 (3) of the statutes is amended to read:

4 146.085 (3) ENFORCEMENT. The department, the department of ~~commerce~~  
5 safety and professional services, and the public service commission shall enforce this  
6 section within their respective jurisdictions.

7 **SECTION 2646t.** 146.38 (1) (b) 2. of the statutes, as created by 2011 Wisconsin  
8 Act 2, is amended to read:

9 146.38 (1) (b) 2. A facility, association, or business entity, as specified in s.  
10 146.81 (1) (i) to (q) and including a residential care apartment complex, as defined  
11 in s. 50.01 (1d).

12 **SECTION 1630.** 146.40 (4r) (em) of the statutes is amended to read:

13 146.40 (4r) (em) If the department receives a report under par. (a) or (am) and  
14 determines that an individual who is the subject of the report holds a credential that  
15 is related to the individual's employment at, or contract with, the entity, the  
16 department shall refer the report to the department of ~~regulation and licensing~~  
17 safety and professional services.

18 **SECTION 2648L.** 146.66 of the statutes is created to read:

19 **146.66 Low-income dental clinics. (1)** From the appropriation account  
20 under s. 20.435 (1) (dk), in each fiscal year, the department shall award grants to no  
21 fewer than 9 nonprofit dental clinics that meet the eligibility requirements under  
22 sub. (2) and are located in this state.

23 **(2)** To be eligible for a grant under sub. (1), a nonprofit dental clinic must satisfy  
24 all of the following requirements:

25 (a) The clinic does not receive federal funds under 42 USC 254b.

1 (b) The clinic's primary purpose is to provide dental care to low-income  
2 patients, which may include any of the following individuals:

3 1. Recipients of medical assistance, as defined in s. 49.43 (8).

4 2. Low-income individuals who do not qualify for medical assistance, as  
5 defined in s. 49.43 (8).

6 3. Individuals under the age of 18.

7 4. Individuals over the age of 65.

8 5. Individuals with disabilities.

9 **(3)** The department shall seek federal funding to support the operations of  
10 dental clinics that receive grants under sub. (1) and shall request that the federal  
11 department of health and human services encourage collaborative arrangements  
12 between private dentists and health centers that receive federal funds under 42 USC  
13 254b.

14 **SECTION 2648q.** 146.82 (2) (a) 22. of the statutes is created to read:

15 146.82 **(2)** (a) 22. By a person specified in subd. 21. to a correctional officer of  
16 the department of corrections who has custody of or is responsible for the supervision  
17 of a prisoner, to a person designated by a jailer to have custodial authority over a  
18 prisoner, or to a law enforcement officer or other person who is responsible for  
19 transferring a prisoner to or from a prison or jail, if the patient health care record  
20 indicates that the prisoner has a communicable disease and disclosure of that  
21 information is necessary for the health and safety of the prisoner or of other  
22 prisoners, of the person whom the information is disclosed, or of any employee of the  
23 prison or jail.

24 **SECTION 2649x.** 146.83 (1d) of the statutes is renumbered 146.83 (1c) and  
25 amended to read:

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

10           **SECTION 1631.** 146.83 (1f) (a) of the statutes is repealed.

11           **SECTION 1632.** 146.83 (1f) (b) of the statutes is repealed.

12           **SECTION 1633.** 146.83 (1f) (c) of the statutes is repealed.

13           **SECTION 1634.** 146.83 (1f) (d) 1. of the statutes is renumbered 146.83 (1f) (am)  
14 and amended to read:

15           146.83 (1f) (am) If a patient or person authorized by the patient requests copies  
16 of the patient's health care records under this ~~subsection~~ section for use in appealing  
17 a denial of social security disability insurance, under 42 USC 401 to 433, or  
18 supplemental security income, under 42 USC 1381 to 1385, the health care provider  
19 may charge the patient or person authorized by the patient no more than the amount  
20 that the federal social security administration reimburses the department for copies  
21 of patient health care records.

22           **SECTION 1635.** 146.83 (1f) (d) 2. of the statutes is renumbered 146.83 (1f) (cm)  
23 and amended to read:

24           146.83 (1f) (cm) Except as provided in sub. (1g), a health care provider may not  
25 charge a patient or a person authorized by the patient more than 25 percent of the

1 applicable fee under sub. (3f) for providing one set of copies of a patient’s health care  
2 records under this subsection section if the patient is eligible for medical assistance,  
3 as defined in s. 49.43 (8). A health care provider may require that a patient or person  
4 authorized by the patient provide proof that the patient is eligible for medical  
5 assistance before providing copies under this ~~subdivision~~ without paragraph at a  
6 reduced charge. A health care provider may charge ~~the fees~~ 100 percent of the  
7 applicable fee under ~~par. (e)~~ sub. (3f) for providing a 2nd or additional set of copies  
8 of patient health care records for a patient who is eligible for medical assistance.

9 **SECTION 2658x.** 146.83 (1g) of the statutes is amended to read:

10 146.83 **(1g)** ~~The time limit for making records available for inspection under~~  
11 ~~sub. (1d), the time limits for providing copies of records under sub. (1f) (a) and (b),~~  
12 ~~and the requirement under sub. (1f) (d) 2. (cm) to provide one set of copies of records~~  
13 ~~without at a reduced charge if the patient is eligible for medical assistance do~~ does  
14 not apply if the health care provider is the department or the department of  
15 corrections.

16 **SECTION 2659x.** 146.83 (1h) (a) of the statutes is repealed.

17 **SECTION 2659y.** 146.83 (1h) (b) of the statutes is repealed.

18 **SECTION 2659z.** 146.83 (1h) (c) of the statutes is renumbered 146.83 (1f) (bm).

19 **SECTION 1636.** 146.83 (1k) of the statutes is repealed.

20 **SECTION 1637.** 146.83 (1m) of the statutes is renumbered 146.83 (1m) (a).

21 **SECTION 1638.** 146.83 (1m) (b) of the statutes is created to read:

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

24 **SECTION 2663m.** 146.83 (3f) of the statutes is created to read:



1           146.83 **(3f)** (a) Except as provided in sub. (1f) or s. 51.30 or 146.82 (2), if a person  
2 requests copies of a patient's health care records, provides informed consent, and  
3 pays the applicable fees under par. (b), the health care provider shall provide the  
4 person making the request copies of the requested records.

5           (b) Except as provided in sub. (1f), a health care provider may charge no more  
6 than the total of all of the following that apply for providing the copies requested  
7 under par. (a):

8           1. For paper copies: \$1 per page for the first 25 pages; 75 cents per page for  
9 pages 26 to 50; 50 cents per page for pages 51 to 100; and 30 cents per page for pages  
10 101 and above.

11           2. For microfiche or microfilm copies, \$1.50 per page.

12           3. For a print of an X-ray, \$10 per image.

13           4. If the requester is not the patient or a person authorized by the patient, for  
14 certification of copies, a single \$8 charge.

15           5. If the requester is not the patient or a person authorized by the patient, a  
16 single retrieval fee of \$20 for all copies requested.

17           6. Actual shipping costs and any applicable taxes.

18           (c) 1. In this paragraph, "consumer price index" means the average of the  
19 consumer price index for all urban consumers, U.S. city average, as determined by  
20 the bureau of labor statistics of the U.S. department of labor.

21           2. On each July 1, beginning on July 1, 2012, the department shall adjust the  
22 dollar amounts specified under par. (b) by the percentage difference between the  
23 consumer price index for the 12-month period ending on December 31 of the  
24 preceding year and the consumer price index for the 12-month period ending on  
25 December 31 of the year before the preceding year. The department shall notify the

1 legislative reference bureau of the adjusted amounts and the legislative reference  
2 bureau shall publish the adjusted amounts in the Wisconsin Administrative  
3 Register.

4 **SECTION 1639.** 146.84 (2) (a) 1. of the statutes is amended to read:

5 146.84 (2) (a) 1. Requests or obtains confidential information under s. 146.82  
6 or 146.83 (1d), (1f), or (1h) (1c) or (3f) under false pretenses.

7 **SECTION 2664b.** 146.89 (1) (d) 2. of the statutes is amended to read:

8 146.89 (1) (d) 2. A private school, as defined in s. 115.001 (3r), that participates  
9 in the Racine Parental Choice Program under s. 118.60, the Green Bay Parental  
10 Choice Program under s. 118.62, or the Milwaukee Parental Choice Program under  
11 s. 119.23.

12 **SECTION 2664d.** 146.89 (1) (g) 3. of the statutes is amended to read:

13 146.89 (1) (g) 3. A private school, as defined in s. 115.001 (3r), that participates  
14 in the Racine Parental Choice Program under s. 118.60, the Green Bay Parental  
15 Choice Program under s. 118.62, or the Milwaukee Parental Choice Program under  
16 s. 119.23.

17 **SECTION 2664f.** 146.89 (3) (b) 9. to 13. of the statutes are created to read:

18 146.89 (3) (b) 9. Procedures that are confined to incision, excision, or  
19 manipulation of epidermal and dermal skin.

20 10. Skin biopsies to a depth of 5 millimeters and debridement of diabetic ulcers,  
21 including subcutaneous tissue.

22 11. Punch biopsies of epidermal and dermal lesions with incidental removal of  
23 minimal fat.

24 12. Destruction of epidermal and dermal lesions using liquid nitrogen.

1           13. Corticosteroid injections of dermal lesions, joints, tendon sheaths, and  
2 bursae.

3           **SECTION 2664h.** 146.89 (3r) (b) 1. of the statutes is amended to read:

4           146.89 **(3r)** (b) 1. Except as specified in par. (c), the health care services  
5 specified in sub. (3) (b) 1. to 5. and 7., other than referrals to reproductive health care  
6 specialists, and in sub. (3) (b) 8. to 13.

7           **SECTION 2664j.** 146.89 (3r) (c) 2. of the statutes is amended to read:

8           146.89 **(3r)** (c) 2. Surgery, except as provided in par. (b) 2. and 5. and sub. (3)  
9 (b) 9. to 12.

10          **SECTION 1640.** 150.31 (5m) of the statutes is amended to read:

11          150.31 **(5m)** The department shall decrease the statewide bed limit specified  
12 in sub. (1) to account for any reduction in the approved bed capacity of a skilled  
13 nursing facility operated by the department of veterans affairs under s. 45.50 ~~(1)~~, as  
14 specified in s. 45.50 (10).

15          **SECTION 1641.** 150.84 (3) of the statutes is amended to read:

16          150.84 **(3)** “Health care provider” means any person licensed, registered,  
17 permitted or certified by the department or by the department of ~~regulation and~~  
18 licensing safety and professional services to provide health care services in this state.

19          **SECTION 1642.** 153.60 (1) of the statutes is amended to read:

20          153.60 **(1)** The department shall, by the first October 1 after the  
21 commencement of each fiscal year, estimate the total amount of expenditures under  
22 this subchapter for the department for that fiscal year for data collection, database  
23 development and maintenance, generation of data files and standard reports,  
24 orientation and training provided under s. 153.05 (9) (a) and contracting with the  
25 data organization under s. 153.05 (2r). The department shall assess the estimated

1 total amount for that fiscal year, less the estimated total amount to be received for  
2 purposes of administration of this subchapter under s. 20.435 (1) (hi) during the  
3 fiscal year and the unencumbered balance of the amount received for purposes of  
4 administration of this subchapter under s. 20.435 (1) (hi) from the prior fiscal year,  
5 to health care providers, other than hospitals and ambulatory surgery centers, who  
6 are in a class of health care providers from whom the department collects data under  
7 this subchapter in a manner specified by the department by rule. The department  
8 shall work together with the department of ~~regulation and licensing~~ safety and  
9 professional services to develop a mechanism for collecting assessments from health  
10 care providers other than hospitals and ambulatory surgery centers. No health care  
11 provider that is not a facility may be assessed under this subsection an amount that  
12 exceeds \$75 per fiscal year. All payments of assessments shall be credited to the  
13 appropriation under s. 20.435 (1) (hg).

14 **SECTION 1643.** 157.061 (5) of the statutes is amended to read:

15 157.061 (5) “Department” means the department of ~~regulation and licensing~~  
16 safety and professional services.

17 **SECTION 1644.** 157.11 (9m) of the statutes is amended to read:

18 157.11 (9m) ACTION BY DISTRICT ATTORNEY. If any money or property is not  
19 turned over when required by this section, or default occurs under a bond, the district  
20 attorney, upon the request of the department of ~~regulation and licensing~~ safety and  
21 professional services, shall bring action to recover.

22 **SECTION 1645.** 157.12 (1) of the statutes is amended to read:

23 157.12 (1) DEFINITION. Notwithstanding s. 157.061 (5), in this section,  
24 “department” means the department of ~~commerce~~ safety and professional services.

25 **SECTION 1646.** 157.12 (3) (b) of the statutes is amended to read:

1           157.12 **(3)** (b) The cemetery’s treasurer is the custodian of the fund. The  
2 treasurer shall file with the cemetery, at the cemetery’s expense, a bond with sureties  
3 approved by the department of ~~regulation and licensing~~ safety and professional  
4 services to indemnify the cemetery against loss if the treasurer fails to maintain the  
5 fund. No indemnity is required if the terms of sale of a mausoleum space require the  
6 purchaser to pay directly to a trust company in the state, designated by the cemetery  
7 as custodian of the fund. The fund shall be invested as provided in s. 157.19. Income  
8 from investment may be used only to maintain the mausoleum, except that if the  
9 amount of income exceeds the amount necessary to properly maintain the  
10 mausoleum the excess amount may be used to maintain any portion of the cemetery.

11           **SECTION 1647.** 157.65 (1) (a) of the statutes is amended to read:

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

18           **SECTION 1648.** 157.65 (1) (b) of the statutes is amended to read:

19           157.65 **(1)** (b) If the department of ~~commerce~~ safety and professional services  
20 has reason to believe that any person is violating s. 157.12 or any rule promulgated  
21 under s. 157.12 and that the continuation of that activity might cause injury to the  
22 public interest, the department of ~~commerce~~ safety and professional services may  
23 investigate.

24           **SECTION 1649.** 157.65 (2) of the statutes is amended to read:

1           157.65 (2) The department of justice or any district attorney, upon informing  
2 the department of justice, may commence an action in circuit court in the name of  
3 the state to restrain by temporary or permanent injunction any violation of this  
4 subchapter. The court may, prior to entry of final judgment, make such orders or  
5 judgments as may be necessary to restore to any person any pecuniary loss suffered  
6 because of the acts or practices involved in the action, if proof of such loss is submitted  
7 to the satisfaction of the court. The department of justice may subpoena persons and  
8 require the production of books and other documents, and may request the board  
9 described in s. 15.405 (3m) or the department of ~~commerce~~ safety and professional  
10 services to exercise its authority under sub. (1) to aid in the investigation of alleged  
11 violations of this subchapter.

12           **SECTION 1650.** 160.01 (7) of the statutes is amended to read:

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

19           **SECTION 1651.** 165.25 (4) (ag) of the statutes is amended to read:

20           165.25 (4) (ag) The department of justice shall furnish legal services upon  
21 request of the department of ~~commerce~~ safety and professional services under s.  
22 167.35 (7).

23           **SECTION 1652.** 165.25 (4) (am) of the statutes is amended to read:

24           165.25 (4) (am) The department of justice shall furnish legal services to the  
25 department of ~~regulation and licensing~~ safety and professional services in all

1 proceedings under s. 440.21 (3), together with any other services, including  
2 stenographic and investigational, as are necessarily connected with the legal  
3 services.

4 **SECTION 1653.** 165.25 (12) of the statutes is created to read:

5 165.25 (12) REPRESENTATION ARISING FROM AGREEMENTS WITH MINNESOTA.

6 Represent any employee of the state of Minnesota who is named as a defendant in  
7 any civil action brought under the laws of this state as a result of performing services  
8 for this state under a valid agreement between this state and the state of Minnesota  
9 providing for interchange of employees or services and any employee of this state who  
10 is named as a defendant as a result of performing services for the state of Minnesota  
11 under such an agreement in any action brought under the laws of this state. Witness  
12 fees in any action specified in this subsection shall be paid in the same manner as  
13 provided in s. 885.07. The attorney general may compromise and settle any action  
14 specified in this subsection to the same extent as provided in s. 165.25 (6) (a).

15 **SECTION 1654.** 165.70 (3m) of the statutes is repealed.

16 **SECTION 2682m.** 165.77 (7) of the statutes is amended to read:

17 165.77 (7) Whenever a Wisconsin law enforcement agency or a health care  
18 professional collects evidence in a case of alleged or suspected sexual assault, the  
19 agency or professional shall follow the procedures specified in the department's rules  
20 under sub. (8). The laboratories shall perform, in a timely manner, deoxyribonucleic  
21 acid analysis of specimens provided by law enforcement agencies under sub. (2). The  
22 laboratories shall not include data obtained from deoxyribonucleic acid analysis of  
23 those specimens in the data bank under sub. (3).

24 **SECTION 1655.** 165.82 (1) (a) of the statutes, as affected by 2009 Wisconsin Act  
25 28, is repealed.

1           **SECTION 1656.** 165.82 (1) (am) of the statutes, as created by 2009 Wisconsin Act  
2 28, is amended to read:

3           165.82 (1) (am) For each record check, except a fingerprint card record check,  
4 requested by a governmental agency, §7.

5           **SECTION 1657.** 165.82 (1) (b) of the statutes is repealed.

6           **SECTION 1658.** 165.825 of the statutes is amended to read:

7           **165.825 Information link; department of health services.** The  
8 department of justice shall cooperate with the departments of ~~regulation and~~  
9 ~~licensing~~ safety and professional services and health services in developing and  
10 maintaining a computer linkup to provide access to the information obtained from  
11 a criminal history search.

12           **SECTION 1659.** 167.10 (3) (b) 2. of the statutes is amended to read:

13           167.10 (3) (b) 2. The possession or use of explosives in accordance with rules  
14 or general orders of the department of ~~commerce~~ safety and professional services.

15           **SECTION 1660.** 167.10 (6m) (a) of the statutes is amended to read:

16           167.10 (6m) (a) No person may manufacture in this state fireworks or a device  
17 listed under sub. (1) (e), (f) or (i) to (n) without a fireworks manufacturing license  
18 issued by the department of ~~commerce~~ safety and professional services under par.  
19 (d).

20           **SECTION 1661.** 167.10 (6m) (b) of the statutes is amended to read:

21           167.10 (6m) (b) No person may manufacture in this state fireworks or a device  
22 listed under sub. (1) (e), (f) or (i) to (n) unless the person complies with the rules of  
23 the department of ~~commerce~~ safety and professional services promulgated under  
24 par. (e).

25           **SECTION 1662.** 167.10 (6m) (c) of the statutes is amended to read:



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

5           **SECTION 1663.** 167.10 (6m) (d) of the statutes is amended to read:

6           167.10 **(6m)** (d) The department of ~~commerce~~ safety and professional services  
7 shall issue a license to manufacture fireworks or devices listed under sub. (1) (e), (f)  
8 or (i) to (n) to a person who complies with the rules of the department promulgated  
9 under par. (e). The department may not issue a license to a person who does not  
10 comply with the rules promulgated under par. (e). The department may revoke a  
11 license under this subsection for the refusal to permit an inspection at reasonable  
12 times by the department or for a continuing violation of the rules promulgated under  
13 par. (e).

14           **SECTION 1664.** 167.10 (6m) (e) of the statutes is amended to read:

15           167.10 **(6m)** (e) The department of ~~commerce~~ safety and professional services  
16 shall promulgate rules to establish safety standards for the manufacture in this state  
17 of fireworks and devices listed under sub. (1) (e), (f) or (i) to (n).

18           **SECTION 1665.** 167.10 (6m) (f) of the statutes is amended to read:

19           167.10 **(6m)** (f) The department of ~~commerce~~ safety and professional services  
20 may inspect at reasonable times the premises on which each person licensed under  
21 this subsection manufactures fireworks or devices listed under sub. (1) (e), (f) or (i)  
22 to (n).

23           **SECTION 1666.** 167.21 (1) (b) of the statutes is amended to read:

24           167.21 **(1)** (b) “Department” means the department of ~~commerce~~ safety and  
25 professional services.

1           **SECTION 1667.** 167.27 (5) of the statutes is amended to read:

2           167.27 (5) Whenever any mine shaft, exploration shaft or test well is  
3 abandoned or its use discontinued, the operator or contractor shall promptly fill  
4 same to grade or enclose the same with a fence of strong woven wire not less than 46  
5 inches wide with one barbwire above or cap same with a reinforced concrete slab at  
6 least 6 inches thick or with a native boulder at least 3 times the diameter of the top  
7 of the shaft or test well bore. The strands of the woven wire shall not be smaller than  
8 No. 12 wire and the cross wires and meshes shall not be smaller than No. 16 wire;  
9 the strands shall not be more than 12 inches apart, and the meshes shall not exceed  
10 8 inches square. All wires must be tightly stretched and securely fastened to  
11 sufficient posts firmly set not more than 8 feet apart. In case any person shall neglect  
12 to repair or rebuild such fence which the person is so required to build and maintain,  
13 any person may complain to the department of ~~commerce~~ safety and professional  
14 services or to the local governing body, which shall give notice in writing to the person  
15 who is required to build and maintain such fence. The department of ~~commerce~~  
16 safety and professional services or the local governing body shall then proceed to  
17 examine the fence, and if it shall determine that such fence is insufficient, it shall  
18 notify the person responsible for its erection and maintenance and direct the person  
19 to repair or rebuild the fence within such time as it shall deem reasonable. Any  
20 person refusing to comply with such order shall be subject to the penalties provided.

21           **SECTION 1668.** 167.27 (8) of the statutes is amended to read:

22           167.27 (8) Any violation of this section coming to the attention of the  
23 department of ~~commerce~~ safety and professional services or municipal authorities  
24 shall be reported to the attorney general or district attorney for prosecution.

25           **SECTION 1669.** 167.31 (4) (a) 4. b. of the statutes is amended to read:

1           167.31 (4) (a) 4. b. He or she holds a certificate of proficiency to carry a firearm  
2 issued by the department of regulation and licensing safety and professional  
3 services.

4           **SECTION 1670.** 167.31 (4) (a) 4. e. of the statutes is amended to read:

5           167.31 (4) (a) 4. e. His or her firearm is in plain view, as defined by rule by the  
6 department of regulation and licensing safety and professional services.

7           **SECTION 1671.** 167.35 (1) (b) of the statutes is amended to read:

8           167.35 (1) (b) “Department” means the department of commerce safety and  
9 professional services unless the context requires otherwise.

10          **SECTION 1672.** 167.35 (7) (b) of the statutes is amended to read:

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

16          **SECTION 1673.** 167.35 (7) (c) of the statutes is amended to read:

17          167.35 (7) (c) Authorized personnel from the department of justice, from the  
18 department of commerce safety and professional services, and from the department  
19 of revenue, and any sheriff, police officer, or other law enforcement personnel, within  
20 their respective jurisdictions, may enter and inspect any premises where cigarettes  
21 are made, sold, offered for sale, or stored to determine if the cigarettes comply with  
22 this section. An inspection under this paragraph includes examining the books,  
23 papers, invoices, and other records of any person who is subject to this section and  
24 who is in control, possession, or occupancy of the premises.

25          **SECTION 1674.** 168.01 (1) of the statutes is amended to read:

1           168.01 (1) “Department” means the department of ~~commerce~~ safety and  
2 professional services.

3           **SECTION 2702p.** 169.19 (3) (d) of the statutes is created to read:

4           169.19 (3) (d) A municipality or county may not limit the number of wild birds  
5 that are released into the wild under the authority of a bird hunting preserve license.

6           **SECTION 1675.** 170.12 (3) (dm) of the statutes is repealed.

7           **SECTION 2704m.** 175.405 of the statutes is created to read:

8           **175.405 Sexual assault; evidence where no suspect has been identified.**

9           **(1)** In this section, “law enforcement agency” has the meaning given in s. 165.83 (1)  
10 **(b).**

11           **(2)** Whenever a Wisconsin law enforcement agency collects, in a case of alleged  
12 or suspected sexual assault, evidence upon which deoxyribonucleic acid analysis can  
13 be performed, and the person who committed the alleged or suspected sexual assault  
14 has not been identified, the agency shall follow the procedures specified in s. 165.77  
15 (8) and shall, in a timely manner, submit the evidence it collects to a crime laboratory,  
16 as identified in s. 165.75.

17           **SECTION 1676.** 182.0175 (1m) (e) 2. of the statutes is amended to read:

18           182.0175 **(1m)** (e) 2. The department of ~~commerce~~ safety and professional  
19 services may promulgate a rule that requires retail suppliers, as defined in s. 101.16  
20 (1) (d), of propane to inform their customers each year of the obligation of owners of  
21 transmission facilities under this section.

22           **SECTION 1677.** 186.235 (15) (b) of the statutes is amended to read:

23           186.235 **(15)** (b) Witness fees shall be the same as fees under s. 814.67 (1) (b)  
24 and (c). The fees of witnesses who are called by the office in the interests of the state  
25 shall be paid by the state upon presentation of proper vouchers approved by the office

1 of credit unions and charged to the appropriation under s. 20.144 ~~(2)~~ (1) (g). A witness  
2 subpoenaed by the office at the instance of a party other than the office shall not be  
3 entitled to payment of fees by the state unless the office certifies that the testimony  
4 was material to the purpose for which the subpoena was issued.

5 **SECTION 2707d.** 186.314 (intro.) (except 186.314 (title)) of the statutes is  
6 renumbered 186.314 (1m) (intro.).

7 **SECTION 2707e.** 186.314 (1) to (4) of the statutes are renumbered 186.314 (1m)  
8 (a) to (d).

9 **SECTION 2707f.** 186.314 (1m) (title) of the statutes is created to read:

10 186.314 **(1m)** (title) TO FEDERAL CREDIT UNION.

11 **SECTION 2707g.** 186.314 (2m) of the statutes is created to read:

12 186.314 **(2m)** TO SAVINGS BANK OR STATE BANK. (a) In this subsection:

13 1. “Savings bank” has the meaning given in s. 214.01 (1) (t) and includes a  
14 mutual savings bank and a stock savings bank as well as a savings bank that is a  
15 subsidiary of, or is otherwise controlled by, a savings bank holding company.

16 2. “Savings bank holding company” has the meaning given in s. 214.01 (1) (tm).

17 3. “State bank” means a bank organized under ch. 221.

18 (b) A credit union may convert to a savings bank or state bank by complying  
19 with pars. (c) to (e).

20 (c) The proposition for a conversion shall first be approved by a majority  
21 recommendation of the directors of the credit union. The directors shall, by a  
22 majority vote of the directors, set a date for a meeting of credit union members to vote  
23 on the conversion. Credit union members may also vote by written ballot to be filed  
24 on or before the meeting date. Written notice specifying the purpose and subject  
25 matter of the meeting and the date that is set for the meeting and for voting by

1 submission of a written ballot shall be sent to each member eligible to vote at the  
2 member's address appearing on the records of the credit union. This notice shall be  
3 sent to each credit union member not more than 90 days nor less than 30 days before  
4 the date of the meeting to vote on the conversion and shall be accompanied by a  
5 written ballot. The ballot shall permit the member to vote for or against the proposal,  
6 shall clearly inform the member that the member may vote at the meeting or by  
7 submitting the written ballot, and shall state the date, time, and place of the  
8 meeting. Approval of the proposition for conversion shall be by affirmative vote, in  
9 person or in writing, of a majority of the credit union members voting at the meeting  
10 or by written ballot.

11 (d) A credit union that proposes to convert to a savings bank or state bank under  
12 this subsection shall file with the office of credit unions a notice of its intent to convert  
13 and, within 10 days after the member vote on the conversion under par. (c), a  
14 statement of the results of the member vote. If the credit union members vote to  
15 approve the proposition for conversion, the member vote shall be verified by the office  
16 of credit unions.

17 (e) Upon approval by the credit union members of the proposition for  
18 conversion under par. (c), the credit union shall take all necessary action under ch.  
19 214 or 221 to complete the conversion to a savings bank or state bank. Within 90 days  
20 after receipt from the division of banking of a certificate of incorporation as a savings  
21 bank or state bank, the credit union shall file a copy of the certificate with the office  
22 of credit unions and the office of credit unions shall issue to a converting credit union  
23 a certificate of conversion to a savings bank or state bank.

24 (f) Upon conversion, the credit union shall cease to be a credit union, shall be  
25 a savings bank or state bank, shall no longer be subject to this chapter, and shall be

1 subject to ch. 214 or 221 and all other provisions of law governing savings banks or  
2 state banks. Upon conversion, the legal existence of the savings bank or state bank  
3 shall be a continuation of the credit union, and all property and every right, privilege,  
4 interest, and asset of the credit union immediately, without any conveyance,  
5 transfer, or further act of the savings bank or state bank, vests in the savings bank  
6 or state bank. The resulting savings bank or state bank shall succeed to and be  
7 vested with all the rights, assets, obligations, and relations of the credit union, and  
8 all actions and other judicial proceedings to which the credit union is a party may be  
9 prosecuted and defended, to the same extent as though the conversion had not taken  
10 place.

11 (g) Upon conversion of a credit union into a stock savings bank or state bank,  
12 the stock savings bank or state bank may distribute shares of the capital stock of the  
13 stock savings bank or state bank, or may distribute cash, or both, to the former  
14 members of the converted credit union in recognition of their ownership of the equity  
15 of the converted credit union.

16 (h) 1. In this paragraph, “senior management official” means a chief executive  
17 officer, an assistant chief executive officer, a chief financial officer, and any other  
18 senior executive officer as defined by the appropriate federal banking agency as  
19 directed under 12 USC 1831i (f).

20 2. No director or senior management official of a credit union may receive any  
21 economic benefit in connection with a conversion of the credit union to a savings bank  
22 or state bank except that a director or senior management official may receive  
23 director fees as well as compensation and other benefits paid to directors and senior  
24 management officials of the converted savings bank or state bank in the ordinary  
25 course of business.

1           **SECTION 2707m.** 196.31 (2m) of the statutes is amended to read:

2           196.31 **(2m)** From the appropriation under s. 20.155 (1) (j), the commission  
3 shall may make an annual grant grants that, in the aggregate, do not exceed an  
4 annual total of \$300,000 to ~~–a–~~ one or more nonstock, nonprofit ~~corporation~~  
5 corporations that ~~is~~ are described under section 501 (c) (3) of the Internal Revenue  
6 Code, and that ~~has~~ have a history of advocating at the commission on behalf of  
7 residential ~~ratepayers for affordable rates~~ ratepayers of this state, for the purpose  
8 of offsetting the general expenses of the ~~corporation~~ corporations, including salary,  
9 benefit, rent, and utility expenses. The commission may impose conditions on grants  
10 made under this subsection and may revoke a grant if the commission finds that such  
11 a condition is not being met.

12           **SECTION 1678.** 196.374 (2) (a) 2. e. of the statutes is amended to read:

13           196.374 **(2)** (a) 2. e. Components to implement energy efficiency or renewable  
14 energy measures in facilities of manufacturing businesses in this state that are  
15 consistent with the ~~objectives under s. 560.128 (1) (a)~~ the implementation of energy  
16 efficiency or renewable energy measures in manufacturing facilities to enhance their  
17 competitiveness, the retooling of existing facilities to manufacture products that  
18 support the green economy, the expansion or establishment of domestic clean energy  
19 manufacturing operations, and creating or retaining jobs for workers engaged in  
20 such activities.

21           **SECTION 1679.** 196.374 (2) (a) 4. of the statutes is repealed.

22           **SECTION 1680.** 196.374 (3) (a) of the statutes is amended to read:

23           196.374 **(3)** (a) *In general.* The commission shall have oversight of programs  
24 under sub. (2). The commission shall maximize coordination of program delivery,  
25 including coordination between programs under subs. (2) (a) 1., (b) 1. and 2., and (c)



1 and (7), ordered programs, low-income weatherization programs under s. 16.957,  
2 renewable resource programs under s. 196.378, and other energy efficiency or  
3 renewable resource programs. The commission shall cooperate with the department  
4 of natural resources to ensure coordination of energy efficiency and renewable  
5 resource programs with air quality programs and to maximize and document the air  
6 quality improvement benefits that can be realized from energy efficiency and  
7 renewable resource programs. ~~The commission shall cooperate with the department  
8 of commerce to ensure coordination of energy efficiency and renewable resource  
9 programs under sub. (2) (a) 2. e. with the loan program under s. 560.128 (1) (a).~~

10 **SECTION 2710c.** 196.374 (3) (b) 2. (intro.) of the statutes is renumbered 196.374  
11 (3) (b) 2. and amended to read:

12 196.374 (3) (b) 2. The commission shall require each energy utility to spend 1.2  
13 percent of its annual operating revenues to fund the utility's programs under sub. (2)  
14 (b) 1., the utility's ordered programs, the utility's share of the statewide energy  
15 efficiency and renewable resource programs under sub. (2) (a) 1., and the utility's  
16 share, as determined by the commission under subd. 4., of the costs incurred by the  
17 commission in administering this section. ~~Subject to approval under subd. 3., the  
18 commission may require each energy utility to spend a larger percentage of its  
19 annual operating revenues to fund these programs and costs. The commission may  
20 make such a requirement based on the commission's consideration of all of the  
21 following:~~

22 **SECTION 2710e.** 196.374 (3) (b) 2. a. to h. of the statutes are repealed.

23 **SECTION 2710g.** 196.374 (3) (b) 3. of the statutes is repealed.

24 **SECTION 1681.** 196.49 (4) of the statutes is amended to read:

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

5           **SECTION 1682.** 196.491 (2) (b) 2. of the statutes is amended to read:

6           196.491 (2) (b) 2. Department of ~~commerce~~ safety and professional services.

7           **SECTION 1683.** 196.491 (2) (e) of the statutes is amended to read:

8           196.491 (2) (e) Any state agency, as defined in s. ~~560.9810~~ 16.310 (1), county,  
9 municipality, town, or person may submit written comments to the commission on  
10 a strategic energy assessment within 90 days after copies of the draft are issued  
11 under par. (b).

12           **SECTION 1684.** 196.491 (3) (a) 2m. b. of the statutes is amended to read:

13           196.491 (3) (a) 2m. b. The applicant proposes alternative construction sites for  
14 the facility that are contiguous or proximate, provided that at least one of the  
15 proposed sites is a brownfield, as defined in s. ~~560.13~~ 238.13 (1) (a), or the site of a  
16 former or existing large electric generating facility.

17           **SECTION 1685.** 196.491 (3) (d) 8. of the statutes is amended to read:

18           196.491 (3) (d) 8. For a large electric generating facility, brownfields, as defined  
19 in s. ~~560.13~~ 238.13 (1) (a), are used to the extent practicable.

20           **SECTION 2715s.** 200.09 (1) of the statutes is amended to read:

21           200.09 (1) A district formed under this subchapter shall be governed by a  
22 5–member commission appointed for staggered 5–year terms. Except as provided in  
23 sub. (11), commissioners shall be appointed by the county board of the county in  
24 which the district is located. If the district contains territory of more than one county,  
25 the county boards of the counties not having the greatest population in the district

1 shall appoint one commissioner each and the county board of the county having the  
2 greatest population in the district shall appoint the remainder. Of the initial  
3 appointments, the appointments for the shortest terms shall be made by the counties  
4 having the least amount of population, in reverse order of their population included  
5 in the district. Commissioners shall be residents of the district. Initial appointments  
6 shall be made no sooner than 60 days and no later than 90 days after issuance of the  
7 department order forming a district or after completion of any court proceedings  
8 challenging such order. ~~A per diem compensation not to exceed \$50 may be paid to~~  
9 ~~commissioners. Commissioners may be reimbursed for actual expenses incurred as~~  
10 ~~commissioners in carrying out the work of the commission.~~

11 **SECTION 2715u.** 200.09 (7) of the statutes is amended to read:

12 200.09 (7) A per diem compensation ~~not to exceed \$50~~ may be paid to  
13 commissioners in an amount the commission specifies by resolution. Any change in  
14 the per diem amount after its initial establishment applies only to subsequently  
15 appointed or reappointed commissioners. Commissioners shall be reimbursed for  
16 actual expenses incurred as commissioners in carrying out the work of the  
17 commission.

18 **SECTION 1686.** 200.49 (1) (b) of the statutes is amended to read:

19 200.49 (1) (b) “Minority group member” has the meaning given under s.  
20 ~~560.036~~ 16.287 (1) (f).

21 **SECTION 1687.** 200.57 (1) (a) of the statutes is amended to read:

22 200.57 (1) (a) “Disabled veteran-owned financial adviser” and “disabled  
23 veteran-owned investment firm” mean a financial adviser and investment firm,  
24 respectively, certified by the department of ~~commerce~~ administration under s.  
25 ~~560.0335~~ 16.283 (3).

1           **SECTION 1688.** 200.57 (1) (b) of the statutes is amended to read:

2           200.57 **(1)** (b) “Minority financial adviser” and “minority investment firm”  
3 mean a financial adviser and investment firm, respectively, certified by the  
4 department of ~~commerce~~ administration under s. ~~560.036~~ 16.287 (2).

5           **SECTION 2718m.** 214.40 (3) of the statutes is amended to read:

6           214.40 **(3)** A stock financial institution seeking to convert to a savings bank  
7 under s. 214.66 (1m) shall, before declaring a dividend on its capital stock, transfer  
8 not less than 50% of its net profits of the preceding half year to its paid-in surplus  
9 until it has paid-in surplus equal to 20% of capital stock.

10          **SECTION 1689.** 214.48 (4) (a) of the statutes is amended to read:

11          214.48 **(4)** (a) An independent qualified appraiser, designated by the board of  
12 directors, who is properly licensed and certified by the department of ~~regulation and~~  
13 ~~licensing~~ safety and professional services or by another entity authorized to govern  
14 appraisal licensure and certification and who meets the requirements of title XI of  
15 the financial institutions reform, recovery and enforcement act of 1989, 12 USC 3331  
16 to 3351 and regulations adopted pursuant to those sections.

17          **SECTION 2719d.** 214.66 (intro.) (except 214.66 (title)) of the statutes is  
18 renumbered 214.66 (1m) (intro.).

19          **SECTION 2719e.** 214.66 (1) to (7) of the statutes are renumbered 214.66 (1m)  
20 (a) to (g).

21          **SECTION 2719f.** 214.66 (1m) (title) of the statutes is created to read:

22          214.66 **(1m)** (title) FROM SAVINGS AND LOAN ASSOCIATION OR FEDERAL SAVINGS BANK.

23          **SECTION 2719g.** 214.66 (2) of the statutes is created to read:

24          214.66 **(2)** FROM CREDIT UNION. A credit union under ch. 186 may become a  
25 savings bank by doing all of the following:

1 (a) Applying to the division for authority to organize as a savings bank and  
2 satisfying all requirements under this chapter for organizing as a savings bank.

3 (b) Satisfying all requirements under s. 186.314 (2m) for conversion to a  
4 savings bank.

5 (c) Recording the savings bank's articles of incorporation in the county in which  
6 its home office is located.

7 **SECTION 2719w.** 218.0171 (1) (h) 2. of the statutes is amended to read:

8 218.0171 (1) (h) 2. The motor vehicle is out of service for an aggregate of at least  
9 30 days because of warranty nonconformities. Time during which repair services are  
10 not available to the consumer because of flood or other natural disaster, war,  
11 invasion, fire, or strike may not be included in the 30-day time period under this  
12 subdivision.

13 **SECTION 1690.** 218.0171 (2) (c) of the statutes is amended to read:

14 218.0171 (2) (c) To receive a comparable new motor vehicle or a refund due  
15 under par. (b) 1. or 2., a consumer described under sub. (1) (b) 1., 2. or 3. shall offer  
16 to the manufacturer of the motor vehicle having the nonconformity to transfer title  
17 of that motor vehicle to that manufacturer. No later than 30 days after that offer, the  
18 manufacturer shall provide the consumer with the comparable new motor vehicle or  
19 refund. When the manufacturer provides the new motor vehicle or refund, the  
20 consumer shall return the motor vehicle having the nonconformity to the  
21 manufacturer and provide the manufacturer with the certificate of title and all  
22 endorsements necessary to transfer title to the manufacturer. If another person is  
23 in possession of the certificate of title, as shown by the records of the department of  
24 transportation, that person shall, upon request of the consumer, provide the  
25 certificate to the manufacturer or to the consumer.

1           **SECTION 1691.** 218.0171 (2) (cm) 2. of the statutes is amended to read:

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

12           **SECTION 1692.** 218.11 (2) (am) 3. of the statutes is amended to read:

13           218.11 **(2)** (am) 3. The department of ~~commerce~~ may not disclose any  
14           information received under subd. 1. to any person except to the department of  
15           children and families for purposes of administering s. 49.22 or to the department of  
16           revenue for the sole purpose of requesting certifications under s. 73.0301.

17           **SECTION 1693.** 218.12 (2) (am) 2. of the statutes is amended to read:

18           218.12 **(2)** (am) 2. The department of ~~commerce~~ may not disclose a social  
19           security number obtained under par. (a) to any person except to the department of  
20           children and families for the sole purpose of administering s. 49.22 or to the  
21           department of revenue for the sole purpose of requesting certifications under s.  
22           73.0301.

23           **SECTION 1694.** 218.23 (1) of the statutes is amended to read:

24           218.23 **(1)** Whenever a licensed motor vehicle salvage dealer acquires a motor  
25           vehicle for the purpose of wrecking it, the dealer shall mail or deliver the certificate

1 of title or if the transfer to the salvage dealer was by a bill of sale, the bill of sale, for  
2 such vehicle to the department within 30 days after the vehicle is delivered to the  
3 salvage yard unless the previous owner already has done so or, if another person is  
4 in possession of the certificate of title, as shown by the records of the department of  
5 transportation, that person already has done so. If ~~he or she~~ the dealer subsequently  
6 wishes to transfer such vehicle to another person, ~~he or she~~ the dealer shall make  
7 such transfer only by bill of sale. In such bill of sale, ~~he or she~~ the dealer shall  
8 describe the vehicle and shall state that the certificate of title for the vehicle has been  
9 mailed or delivered to the department because the vehicle was to have been junked.

10 **SECTION 2724m.** 221.0219 of the statutes is created to read:

11 **221.0219 Conversion of a credit union to a state bank.** A credit union  
12 under ch. 186 may become a state bank under this chapter by doing all of the  
13 following:

14 (1) Applying to the division of banking for authority to organize as a bank  
15 under this chapter and satisfying all requirements under this chapter for organizing  
16 as a bank.

17 (2) Satisfying all requirements under s. 186.314 (2m) for conversion to a state  
18 bank.

19 (3) Recording the bank's articles of incorporation in the county in which its  
20 home office is located.

21 **SECTION 2725d.** 227.01 (13) (Lm) of the statutes is created to read:

22 227.01 (13) (Lm) Relates to the personnel systems developed under s. 36.115.

23 **SECTION 2725f.** 227.01 (13) (Ln) of the statutes is created to read:

24 227.01 (13) (Ln) Relates to bidding procedures or changes thereto under s.  
25 36.11 (53).

1           **SECTION 2725t.** 227.01 (13) (t) of the statutes is amended to read:

2           227.01 **(13)** (t) Ascertains and determines prevailing wage rates under ss.  
3 66.0903, ~~66.0904~~, 103.49, 103.50, and 229.8275, except that any action or inaction  
4 which ascertains and determines prevailing wage rates under ss. 66.0903, ~~66.0904~~,  
5 103.49, 103.50, and 229.8275 is subject to judicial review under s. 227.40.

6           **SECTION 1695.** 227.01 (13) (yc) of the statutes is created to read:

7           227.01 **(13)** (yc) Adjusts the total cost threshold for highway projects under ss.  
8 84.013 (2m) and 84.0145 (4).

9           **SECTION 1696.** 227.01 (13) (yL) of the statutes is repealed.

10          **SECTION 2728b.** 227.01 (13) (zi) of the statutes is amended to read:

11          227.01 **(13)** (zi) Lists responsible units, as defined in s. 287.01 (9), and  
12 ~~out-of-state units, as defined in s. 287.01 (5)~~, with an effective recycling program  
13 under s. 287.11 (3).

14          **SECTION 1697.** 227.114 (5) of the statutes is repealed.

15          **SECTION 2730e.** 227.115 (1) (a) of the statutes is amended to read:

16          227.115 **(1)** (a) “Department” means the department of ~~commerce~~  
17 administration.

18          **SECTION 2730m.** 227.115 (1) (b) of the statutes is amended to read:

19          227.115 **(1)** (b) “State housing strategy plan” means the plan developed under  
20 s. ~~560.9802~~ 16.302.

21          **SECTION 2730s.** 227.115 (3) (a) 5. of the statutes is amended to read:

22          227.115 **(3)** (a) 5. Housing costs, as defined in s. ~~560.9801~~ 16.301 (3) (a) and (b).

23          **SECTION 1698.** 227.116 (1) of the statutes is renumbered 227.116 (1r) and  
24 amended to read:



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

6           **SECTION 1699.** 227.116 (1g) of the statutes is created to read:

7           227.116 **(1g)** In this section, “permit” means any approval of an agency  
8           required as a condition of operating a business in this state.

9           **SECTION 1700.** 227.116 (2) of the statutes is amended to read:

10          227.116 **(2)** If any existing rule does not comply with sub. ~~(1)~~ (1r), the agency  
11          that promulgated the rule shall submit to the legislative council a proposed revision  
12          of the rule that will bring the rule into compliance with sub. ~~(1)~~ (1r). The legislative  
13          council staff’s review of the proposed revision is limited to determining whether or  
14          not the agency has complied with this subsection.

15          **SECTION 1701.** 227.116 (3) of the statutes is amended to read:

16          227.116 **(3)** Subsections ~~(1)~~ (1r) and (2) do not apply to a rule if the rule, or a  
17          law under which the rule was promulgated, effective prior to November 17, 1983,  
18          contains a specification of a time period for review and determination on a permit  
19          application.

20          **SECTION 1702.** 227.116 (4) (intro.) of the statutes is amended to read:

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

1           **SECTION 1703.** 227.116 (5) of the statutes is amended to read:

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

6           **SECTION 2738k.** 227.137 (3) (f) of the statutes is created to read:

7           227.137 (3) (f) Except as provided in this paragraph, if the economic impact  
8 analysis relates to a proposed rule of the department of safety and professional  
9 services under s. 101.63 (1) establishing standards for the construction of a dwelling,  
10 as defined in s. 101.61 (1), an analysis of whether the proposed rule would increase  
11 the cost of constructing or remodeling such a dwelling by more than \$1,000. This  
12 paragraph applies notwithstanding that the purpose of the one- and 2-family  
13 dwelling code under s. 101.60 includes promoting interstate uniformity in  
14 construction standards. This paragraph does not apply to a proposed rule whose  
15 promulgation has been authorized under s. 227.19 (5) (fm).

16           **SECTION 2738m.** 227.19 (3) (g) of the statutes is amended to read:

17           227.19 (3) (g) The report of the department of ~~commerce~~ administration, as  
18 required by s. 227.115, if a proposed rule directly or substantially affects the  
19 development, construction, cost, or availability of housing in this state.

20           **SECTION 2739c.** 227.19 (4) (d) 7. of the statutes is created to read:

21           227.19 (4) (d) 7. In the case of a proposed rule of the department of safety and  
22 professional services under s. 101.63 (1) establishing standards for the construction  
23 of a dwelling, as defined in s. 101.61 (1), the proposed rule would increase the cost  
24 of constructing or remodeling such a dwelling by more than \$1,000. This subdivision  
25 applies notwithstanding that the purpose of the one- and 2-family dwelling code

1 under s. 101.60 includes promoting interstate uniformity in construction standards.  
2 This subdivision does not apply to a proposed rule whose promulgation has been  
3 authorized under sub. (5) (fm).

4 **SECTION 2739d.** 227.19 (5) (c) of the statutes, as affected by 2011 Wisconsin Act  
5 21, is amended to read:

6 *227.19 (5) (c) Agency not to promulgate rule during joint committee review.* An  
7 agency may not promulgate a proposed rule or a part of a proposed rule until the joint  
8 committee for review of administrative rules nonconcur in the objection of the  
9 committee, concurs in the approval of the committee, otherwise approves the  
10 proposed rule or part of the proposed rule, or waives its jurisdiction over the proposed  
11 rule or part of the proposed rule under par. (d), until the expiration of the review  
12 period under par. (b) 1., if no committee has objected to the proposed rule or the part  
13 of the proposed rule, ~~or~~ until a bill introduced under par. (e) fails to be enacted, or  
14 until a bill introduced under par. (em) is enacted. An agency may promulgate any  
15 part of a proposed rule to which no objection has been made.

16 **SECTION 2739e.** 227.19 (5) (d) of the statutes, as affected by 2011 Wisconsin Act  
17 21, is amended to read:

18 *227.19 (5) (d) Joint committee action.* The joint committee for review of  
19 administrative rules may nonconcur in a committee's objection to a proposed rule or  
20 a part of a proposed rule, concur in a committee's approval of a proposed rule or a part  
21 of a proposed rule, otherwise approve a proposed rule or a part of a proposed rule, or  
22 waive its jurisdiction over a proposed rule or a part of a proposed rule by voting to  
23 nonconcur, concur, or approve, or to waive its jurisdiction, during the applicable  
24 review period under par. (b). If Except as provided in par. (dm), if the joint committee  
25 for review of administrative rules objects to a proposed rule or a part of a proposed

1 rule, an agency may not promulgate the proposed rule or part of the proposed rule  
2 objected to until a bill introduced under par. (e) fails to be enacted. The joint  
3 committee for review of administrative rules may object to a proposed rule or a part  
4 of a proposed rule only for one or more of the reasons specified under sub. (4) (d).

5 **SECTION 2739f.** 227.19 (5) (dm) of the statutes is created to read:

6 *227.19 (5) (dm) Rules increasing dwelling construction costs; joint committee*  
7 *action.* If the joint committee for review of administrative rules objects to a proposed  
8 rule or a part of a proposed rule for a reason specified in sub. (4) (d) 7., the department  
9 of safety and professional services may not promulgate the proposed rule or part of  
10 the proposed rule objected to until a bill introduced under par. (em) is enacted. This  
11 paragraph applies notwithstanding that the purpose of the one- and 2-family  
12 dwelling code under s. 101.60 includes promoting interstate uniformity in  
13 construction standards. This paragraph does not apply to a proposed rule whose  
14 promulgation has been previously authorized under par. (fm).

15 **SECTION 2739g.** 227.19 (5) (e) of the statutes, as affected by 2011 Wisconsin Act  
16 21, is amended to read:

17 *227.19 (5) (e) Bills to prevent promulgation.* When the joint committee for  
18 review of administrative rules objects to a proposed rule or a part of a proposed rule  
19 under par. (d) it shall, within 30 days of the date of the objection, meet and take  
20 executive action regarding the introduction, in each house of the legislature, of a bill  
21 to support the objection. The joint committee shall introduce the bills within 5  
22 working days after taking executive action in favor of introduction of the bills unless  
23 the bills cannot be introduced during this time period under the joint rules of the  
24 legislature.

25 **SECTION 2739h.** 227.19 (5) (em) of the statutes is created to read:

1           227.19 (5) (em) *Rules increasing dwelling construction costs; bill to authorize*  
2 *promulgation.* If the joint committee for review of administrative rules objects to a  
3 proposed rule or a part of a proposed rule under par. (dm), any member of the  
4 legislature may introduce a bill to authorize promulgation of the proposed rule or  
5 part of the proposed rule. This paragraph applies notwithstanding that the purpose  
6 of the one- and 2-family dwelling code under s. 101.60 includes promoting interstate  
7 uniformity in construction standards. This paragraph does not apply to a proposed  
8 rule whose promulgation has been previously authorized under par. (fm).

9           **SECTION 2739i.** 227.19 (5) (fm) of the statutes is created to read:

10           227.19 (5) (fm) *Rules increasing dwelling construction costs; timely*  
11 *introduction of bill; effect.* If all bills introduced under par. (em) are defeated, or fail  
12 to be enacted in any other manner, the agency may not promulgate the proposed rule  
13 or part of the proposed rule that was objected to unless subsequent law specifically  
14 authorizes its promulgation. If any of those bills becomes law, the agency may  
15 promulgate the proposed rule or part of the proposed rule that was objected to.

16           **SECTION 2739j.** 227.19 (5) (g) (title) of the statutes is created to read:

17           227.19 (5) (g) (title) *Introduction of bills in next session; effect.*

18           **SECTION 2739k.** 227.19 (6) (title) of the statutes is amended to read:

19           227.19 (6) (title) PROMULGATION PREVENTION OR AUTHORIZATION PROCEDURE.

20           **SECTION 2739L.** 227.19 (6) (a) (intro.) of the statutes is amended to read:

21           227.19 (6) (a) (intro.) The legislature may not consider a bill required by or  
22 permitted under sub. (5) (e) or (em) until the joint committee for review of  
23 administrative rules has submitted a written report on the bill. The report shall be  
24 printed as an appendix to each bill and shall contain:

25           **SECTION 1704.** 227.59 of the statutes is amended to read:

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

18           **SECTION 1705.** 229.46 (1) (ag) of the statutes is amended to read:

19           229.46 (1) (ag) “Disabled veteran–owned business” means a business certified  
20 by the department of ~~commerce~~ administration under s. 560.0335 16.283 (3).

21           **SECTION 1706.** 229.46 (1) (b) of the statutes is amended to read:

22           229.46 (1) (b) “Minority group member” has the meaning given in s. 560.036  
23 16.287 (1) (f).

24           **SECTION 1707.** 229.70 (1) (ag) of the statutes is amended to read:

1           229.70 (1) (ag) “Disabled veteran–owned business” means a business certified  
2 by the department of ~~commerce~~ administration under s. 560.0335 16.283 (3).

3           **SECTION 1708.** 229.70 (1) (am) of the statutes is amended to read:

4           229.70 (1) (am) “Minority business” has the meaning given in s. ~~560.036~~ 16.287  
5 (1) (e).

6           **SECTION 1709.** 229.70 (1) (b) of the statutes is amended to read:

7           229.70 (1) (b) “Minority group member” has the meaning given in s. ~~560.036~~  
8 16.287 (1) (f).

9           **SECTION 1710.** 229.8273 (1) (am) of the statutes is amended to read:

10           229.8273 (1) (am) “Disabled veteran–owned business” means a business  
11 certified by the department of ~~commerce~~ administration under s. 560.0335 16.283  
12 (3).

13           **SECTION 1711.** 229.8273 (1) (b) of the statutes is amended to read:

14           229.8273 (1) (b) “Minority business” has the meaning given in s. ~~560.036~~ 16.287  
15 (1) (e).

16           **SECTION 1712.** 229.8273 (1) (c) of the statutes is amended to read:

17           229.8273 (1) (c) “Minority group member” has the meaning given in s. ~~560.036~~  
18 16.287 (1) (f).

19           **SECTION 1713.** 229.845 (1) (ag) of the statutes is amended to read:

20           229.845 (1) (ag) “Disabled veteran–owned business” means a business certified  
21 by the department of ~~commerce~~ administration under s. 560.0335 16.283 (3).

22           **SECTION 1714.** 229.845 (1) (am) of the statutes is amended to read:

23           229.845 (1) (am) “Minority business” has the meaning given in s. ~~560.036~~  
24 16.287 (1) (e).

25           **SECTION 2751b.** 230.01 (1) of the statutes is amended to read:

1           230.01 (1) It is the purpose of this chapter to provide state agencies and  
2 ~~institutions of higher education~~ with competent personnel who will furnish state  
3 services to citizens as fairly, efficiently and effectively as possible.

4           **SECTION 2751e.** 230.03 (3) of the statutes, as affected by 2011 Wisconsin Act  
5 7, is amended to read:

6           230.03 (3) “Agency” means any board, commission, committee, council, or  
7 department in state government or a unit thereof created by the constitution or  
8 statutes if such board, commission, committee, council, department, unit, or the  
9 head thereof, is authorized to appoint subordinate staff by the constitution or  
10 statute, except the Board of Regents of the University of Wisconsin System, a  
11 legislative or judicial board, commission, committee, council, department, or unit  
12 thereof or an authority created under subch. II of ch. 114 or subch. III of ch. 149 or  
13 under ch. 52, 231, 232, 233, 234, 235, 237, 238, or 279. “Agency” does not mean any  
14 local unit of government or body within one or more local units of government that  
15 is created by law or by action of one or more local units of government.

16           **SECTION 2751g.** 230.03 (6) of the statutes is amended to read:

17           230.03 (6) “Civil service” means all offices and positions of trust or employment  
18 in the service of the state, except offices and positions in the organized militia and  
19 the Board of Regents of the University of Wisconsin System.

20           **SECTION 2751i.** 230.03 (6m) of the statutes is created to read:

21           230.03 (6m) “Classified service” means the classified service of the civil service.

22           **SECTION 2751k.** 230.03 (10h) of the statutes is created to read:

23           230.03 (10h) “Employee” or “state employee” means an employee of an agency.

24           **SECTION 2751m.** 230.03 (13) of the statutes is created to read:



1           230.03 **(13)** “Unclassified service” means the unclassified service of the civil  
2 service.

3           **SECTION 2751p.** 230.08 (2) (cm) of the statutes is repealed.

4           **SECTION 2751q.** 230.08 (2) (d) of the statutes is repealed.

5           **SECTION 2751s.** 230.08 (2) (dm) of the statutes is repealed.

6           **SECTION 2753m.** 230.08 (2) (e) 3. of the statutes is repealed.

7           **SECTION 1715.** 230.08 (2) (e) 4. of the statutes is created to read:

8           230.08 **(2)** (e) 4. Employment relations commission — 1.

9           **SECTION 2755a.** 230.08 (2) (e) 6. of the statutes, as affected by 2011 Wisconsin  
10 Act 10, is repealed and recreated to read:

11           230.08 **(2)** (e) 6. Workforce development — 9.

12           **SECTION 1716.** 230.08 (2) (e) 10. of the statutes is repealed.

13           **SECTION 1717.** 230.08 (2) (e) 11m. of the statutes is created to read:

14           230.08 **(2)** (e) 11m. Safety and professional services — 8.

15           **SECTION 1718.** 230.08 (2) (g) of the statutes is amended to read:

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

20           **SECTION 2758d.** 230.08 (2) (k) of the statutes is repealed.

21           **SECTION 2758g.** 230.08 (2) (p) of the statutes is amended to read:

22           230.08 **(2)** (p) All employees of the investment board, ~~except blue-collar and~~  
23 clerical employees.

24           **SECTION 1719.** 230.08 (2) (pd) of the statutes is amended to read:

1           230.08 (2) (pd) The chairperson of the ~~earned release review~~ parole  
2 commission.

3           **SECTION 1720.** 230.08 (2) (v) of the statutes is amended to read:

4           230.08 (2) (v) Not more than 5 2 bureau directors in the department of  
5 regulation and licensing safety and professional services.

6           **SECTION 1721.** 230.08 (2) (yb) of the statutes is created to read:

7           230.08 (2) (yb) The director and the deputy director of the office of business  
8 development in the department of administration.

9           **SECTION 1722.** 230.08 (2) (yc) of the statutes is repealed.

10          **SECTION 1723.** 230.08 (4) (a) of the statutes is amended to read:

11          230.08 (4) (a) The number of administrator positions specified in sub. (2) (e)  
12 includes all administrator positions specifically authorized by law to be employed  
13 outside the classified service in each department, board or commission and the  
14 historical society. In this paragraph, “department” has the meaning given under s.  
15 15.01 (5), “board” means the educational communications board, government  
16 accountability board, investment board, public defender board and technical college  
17 system board and “commission” means the employment relations commission and  
18 the public service commission. Notwithstanding sub. (2) (z), no division  
19 administrator position exceeding the number authorized in sub. (2) (e) may be  
20 created in the unclassified service.

21          **SECTION 2763m.** 230.08 (4) (d) of the statutes is created to read:

22          230.08 (4) (d) The division administrator appointed under sub. (2) (e) 4. shall  
23 be an attorney.

24          **SECTION 2763p.** 230.09 (2) (g) of the statutes is amended to read:

1           230.09 (2) (g) When filling a new or vacant position, if the director determines  
2           that the classification for a position is different than that provided for by the  
3           legislature as established by law or in budget determinations, or as authorized by the  
4           joint committee on finance under s. 13.10, or as specified by the governor creating  
5           positions under s. 16.505 (1) (c) or (2), or the University of Wisconsin Hospitals and  
6           Clinics Board creating positions under s. 16.505 (2n) ~~or the board of regents of the~~  
7           ~~University of Wisconsin System creating positions under s. 16.505 (2m),~~ or is  
8           different than that of the previous incumbent, the director shall notify the  
9           administrator and the secretary of administration. The administrator shall  
10          withhold action on the selection and certification process for filling the position. The  
11          secretary of administration shall review the position to determine that sufficient  
12          funds exist for the position and that the duties and responsibilities of the proposed  
13          position reflect the intent of the legislature as established by law or in budget  
14          determinations, the intent of the joint committee on finance acting under s. 13.10,  
15          the intent of the governor creating positions under s. 16.505 (1) (c) or (2), or  
16          University of Wisconsin Hospitals and Clinics Board creating positions under s.  
17          16.505 (2n) ~~or the intent of the board of regents of the University of Wisconsin System~~  
18          ~~creating positions under s. 16.505 (2m).~~ The administrator may not proceed with the  
19          selection and certification process until the secretary of administration has  
20          authorized the position to be filled.

21           **SECTION 2763s.** 230.10 (2) of the statutes is amended to read:

22           230.10 (2) The compensation plan in effect at the time that a representative  
23           is recognized or certified to represent employees in a collective bargaining unit and  
24           the employee salary and benefit provisions under s. 230.12 (3) (e) in effect at the time  
25           that a representative is certified to represent employees in a collective bargaining

1 unit under subch. V of ch. 111 constitute the compensation plan or employee salary  
2 and benefit provisions for employees in the collective bargaining unit until a  
3 collective bargaining agreement becomes effective for that unit. If a collective  
4 bargaining agreement under subch. V of ch. 111 expires prior to the effective date of  
5 a subsequent agreement, and a representative continues to be recognized or certified  
6 to represent employees specified in s. 111.81 (7) (a) or certified to represent  
7 employees specified in s. 111.81 (7) ~~(b)~~ (ar) to (f) in that collective bargaining unit, the  
8 wage rates of the employees in such a unit shall be frozen until a subsequent  
9 agreement becomes effective, and the compensation plan under s. 230.12 and salary  
10 and benefit changes adopted under s. 230.12 (3) (e) do not apply to employees in the  
11 unit.

12 **SECTION 1724.** 230.12 (1) (a) 1. b. of the statutes is amended to read:

13 230.12 **(1)** (a) 1. b. The provisions governing the pay of all unclassified positions  
14 ~~except positions for employees of the University of Wisconsin System,~~ for employees  
15 of the legislature who are not identified under s. 20.923 (4), for employees of a service  
16 agency under subch. IV of ch. 13, for employees of the state court system, for  
17 employees of the investment board identified under s. 230.08 (2) (p), for one  
18 stenographer employed by each elective executive officer, except the secretary of  
19 state and the state treasurer, under s. 230.08 (2) (g), for 3 sales representatives of  
20 prison industries and one sales manager of prison industries identified under s.  
21 303.01 (10), and for sales and development professional of the historical society  
22 employed under s. 44.20 (4) (a).

23 **SECTION 2764c.** 230.12 (3) (e) (title) of the statutes is amended to read:

1           230.12 (3) (e) (title) *University of Wisconsin System senior executives, faculty,*  
2 *and academic staff nonrepresented employees; Wisconsin Technical College System*  
3 *senior executives.*

4           **SECTION 2764g.** 230.12 (3) (e) 1. of the statutes is amended to read:

5           230.12 (3) (e) 1. The director, after receiving recommendations from the board  
6 of regents and the chancellor of the University of Wisconsin–Madison, shall submit  
7 to the joint committee on employment relations a proposal for adjusting  
8 compensation and employee benefits for University of Wisconsin System employees  
9 ~~under ss. 20.923 (4g), (5) and (6) (m) and 230.08 (2) (d) who are not included in a~~  
10 ~~collective bargaining unit under subch. V or VI of ch. 111 for which a representative~~  
11 ~~is certified. The proposal shall include the salary ranges and adjustments to the~~  
12 ~~salary ranges for the university senior executive salary groups 1 and 2 established~~  
13 ~~under s. 20.923 (4g).~~ The proposal shall be based upon the competitive ability of the  
14 board of regents to recruit and retain qualified faculty and academic staff, data  
15 collected as to rates of pay for comparable work in other public services, universities  
16 and commercial and industrial establishments, recommendations of the board of  
17 regents and any special studies carried on as to the need for any changes in  
18 compensation and employee benefits to cover each year of the biennium. The  
19 proposal shall also take proper account of prevailing pay rates, costs and standards  
20 of living and the state's employment policies. The proposal for such pay adjustments  
21 may contain recommendations for across-the-board pay adjustments, merit or other  
22 adjustments and employee benefit improvements. Paragraph (b) and sub. (1) (bf)  
23 shall apply to the process for approval of all pay adjustments for such employees  
24 ~~under ss. 20.923 (4g), (5) and (6) (m) and 230.08 (2) (d).~~ The proposal as approved  
25 by the joint committee on employment relations and the governor shall be based

1 upon a percentage of the budgeted salary base for such employees ~~under ss. 20.923~~  
2 ~~(4g), (5) and (6) (m) and 230.08 (2) (d)~~. The amount included in the proposal for merit  
3 and adjustments other than across-the-board pay adjustments is available for  
4 discretionary use by the board of regents.

5 **SECTION 2764n.** 230.143 (intro.) of the statutes is renumbered 230.143 and  
6 amended to read:

7 **230.143 Appointment; selective service registration.** A person who is  
8 required to register with the selective service system under 50 USC, Appendix,  
9 sections 451 to 473, but has not registered, may not receive ~~any of the following an~~  
10 original appointment to a position in the classified service during the period that the  
11 person is required to register.

12 **SECTION 2764r.** 230.143 (1) of the statutes is repealed.

13 **SECTION 2764w.** 230.143 (2) of the statutes is repealed.

14 **SECTION 1725.** 230.339 of the statutes is created to read:

15 **230.339 Rights of certain employees of the department of safety and**  
16 **professional services. (1)** If any of the following employees who hold the position  
17 of bureau director in the classified service at the department of commerce on the day  
18 before the effective date of this subsection .... [LRB inserts date], and who have  
19 achieved permanent status in class on or before that date are transferred to the  
20 position of bureau director in the unclassified service at the department of safety and  
21 professional services, that transferred employee shall retain those protections  
22 afforded employees in the classified service under ss. 230.34 (1) (a) and 230.44 (1) (c)  
23 relating to demotion, suspension, discharge, layoff, or reduction in base pay:

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

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

3 (d) Director of the bureau of integrated services in the division of safety and  
4 buildings.

5 (e) Director of the bureau of program development in the division of safety and  
6 buildings.

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

9 **SECTION 2766.** 230.34 (1) (ar) of the statutes is amended to read:

10 230.34 **(1)** (ar) Paragraphs (a) and (am) apply to all employees with permanent  
11 status in class in the classified service and all employees who have served with the  
12 state as an assistant district attorney for a continuous period of 12 months or more,  
13 except that for employees specified in s. 111.81 (7) (a) in a collective bargaining unit  
14 for which a representative is recognized or certified, or for employees specified in s.  
15 111.81 (7) ~~(b)~~ (ar) or (c) in a collective bargaining unit for which a representative is  
16 certified, if a collective bargaining agreement is in effect covering employees in the  
17 collective bargaining unit, the determination of just cause and all aspects of the  
18 appeal procedure shall be governed by the provisions of the collective bargaining  
19 agreement.

20 **SECTION 2767m.** 230.48 (3) (b) of the statutes is amended to read:

21 230.48 **(3)** (b) Cash awards, in the an amount equal to 10 percent of the average  
22 annual savings that result from the suggestion, with a minimum payment of \$50 and  
23 a maximum payment of \$10,000, and payable at the times that the state employees  
24 suggestion board determines.

25 **SECTION 1726.** 231.01 (1) of the statutes is renumbered 231.01 (1t).

1           **SECTION 1727.** 231.01 (1m) of the statutes is created to read:

2           231.01 **(1m)** “Affiliate” means an entity that controls, is controlled by, or is  
3 under common control with another entity.

4           **SECTION 1728.** 231.01 (4t) of the statutes is created to read:

5           231.01 **(4t)** “Entity” means any person other than a natural person.

6           **SECTION 1729.** 231.01 (5r) of the statutes is amended to read:

7           231.01 **(5r)** “Participating child care provider” means a child care provider, or  
8 an affiliate of a child care provider, that undertakes the financing and construction  
9 or acquisition of a project or undertakes the refunding or refinancing of obligations  
10 or of a mortgage or of advances as provided in this chapter.

11           **SECTION 1730.** 231.01 (5w) of the statutes is amended to read:

12           231.01 **(5w)** “Participating educational institution” means ~~a corporation,~~  
13 ~~agency or association which is~~ an entity authorized by state law to provide or operate  
14 an educational facility, or an affiliate of that entity, and ~~which~~ that undertakes the  
15 financing and construction or acquisition of a project or undertakes the refunding or  
16 refinancing of obligations or of a mortgage or of advances as provided in this chapter.

17           **SECTION 1731.** 231.01 (6) (intro.) and (a) of the statutes are consolidated,  
18 renumbered 231.01 (6) and amended to read:

19           231.01 **(6)** “Participating health institution” means: ~~(a) A corporation, agency~~  
20 ~~or association~~ an entity authorized by state law to provide or operate a health facility,  
21 or an affiliate of that entity, and ~~which~~ that undertakes the financing and  
22 construction or acquisition of a project or undertakes the refunding or refinancing  
23 of obligations or of a mortgage or of advances as provided in this chapter.

24           **SECTION 1732.** 231.01 (6t) of the statutes is amended to read:



1           231.01 **(6t)** “Participating research institution” means an entity organized  
2 under the laws of this state that provides or operates a research facility, or an affiliate  
3 of that entity, and that undertakes the financing and construction or acquisition of  
4 a project or undertakes the refunding or refinancing of obligations or of a mortgage  
5 or of advances as provided in this chapter.

6           **SECTION 1733.** 231.01 (7) (c) of the statutes is amended to read:

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

13           **SECTION 1734.** 231.01 (7) (cg) of the statutes is created to read:

14           231.01 **(7)** (cg) “Project” includes any project located within or outside of this  
15 state.

16           **SECTION 1735.** 231.01 (7) (d) 2. of the statutes is amended to read:

17           231.01 **(7)** (d) 2. Any office or clinic of a person licensed under ch. 446, 447, 448,  
18 449, or 455, or the substantially equivalent laws or rules of another state.

19           **SECTION 1736.** 231.03 (6) (a) 3. c. of the statutes is amended to read:

20           231.03 **(6)** (a) 3. c. The expenditure, by or on behalf of a hospital, independent  
21 practitioner, partnership, unincorporated medical group or service corporation, as  
22 defined in s. 180.1901 (2), or the substantially equivalent laws or rules of another  
23 state, for clinical medical equipment.

24           **SECTION 1737.** 231.03 (6) (b) of the statutes is amended to read:

1           231.03 **(6)** (b) Refinance outstanding debt of any participating health  
2 institution if the department of health services certifies that refinancing will result  
3 in a reduction in the participating health institution's rates below the rates which  
4 would have otherwise prevailed, except that the authority may not refinance any  
5 office or clinic of a person licensed under ch. 446, 447, 448, 449 or 455, or the  
6 substantially equivalent laws or rules of another state, and except that this  
7 certification is not required for the refinancing for a participating health institution  
8 that operates a facility as defined under s. 49.45 (6m) (a) 3, or for a participating  
9 health institution that is located in another state.

10           **SECTION 1738.** 231.06 of the statutes is amended to read:

11           **231.06 Property acquisition.** The authority may acquire, directly or by and  
12 through a participating health institution, participating educational institution,  
13 participating research institution, or participating child care provider as its agent,  
14 by purchase or by gift or devise, such lands, structures, property, rights,  
15 rights-of-way, franchises, easements, and other interests in lands, including lands  
16 lying under water and riparian rights, ~~which are located within this state~~ as it deems  
17 necessary or convenient for the construction or operation of a project, upon such  
18 terms and at such prices as it considers reasonable and can be agreed upon between  
19 it and the owner thereof, and take title thereto in the name of the authority or in the  
20 name of a health facility, educational facility, research facility, or child care center  
21 as its agent.

22           **SECTION 1739.** 231.08 (8) of the statutes is created to read:

23           **231.08 (8)** The proceeds of a bond issued under this section may be used for a  
24 project in this state or any other state, except that if the proceeds of a bond are used

1 for a project located in another state, that project shall include a substantial  
2 component located in this state, as determined by the executive director.

3 **SECTION 1740.** 231.20 of the statutes is amended to read:

4 **231.20 Waiver of construction and bidding requirements.** In exercising  
5 its powers under s. 101.12, the department of ~~commerce~~ safety and professional  
6 services or any city, village, town, or county may, within its discretion for proper  
7 cause shown, waive any particular requirements relating to public buildings,  
8 structures, grounds, works, and improvements imposed by law upon projects under  
9 this chapter; the requirements of s. 101.13 may not be waived, however. If, however,  
10 the prospective lessee so requests in writing, the authority shall, through the  
11 participating health institution, participating educational institution, participating  
12 research institution, or participating child care provider as its agent, call for  
13 construction bids in such manner as is determined by the authority with the approval  
14 of the lessee.

15 **SECTION 1741.** 231.27 (1) of the statutes is amended to read:

16 231.27 (1) In this section, “minority business”, “minority financial adviser” and  
17 “minority investment firm” mean a business, financial adviser and investment firm,  
18 respectively, certified by the department of ~~commerce~~ administration under s.  
19 ~~560.036~~ 16.287 (2).

20 **SECTION 1742.** 231.29 (1) of the statutes is amended to read:

21 231.29 (1) In this section, “business,” “financial adviser,” and “investment firm”  
22 mean a business, financial adviser, and investment firm certified by the department  
23 of ~~commerce~~ administration under s. ~~560.0335~~ 16.283 (3).

24 **SECTION 1743.** 231.35 (6) (a) of the statutes is amended to read:

1           231.35 (6) (a) The authority shall enter into a guarantee agreement with any  
2 person who makes loans described under sub. (3) (b) and who wishes to have those  
3 loans guaranteed under this section. The guarantee agreement shall comply with  
4 the rules promulgated by the department of ~~commerce~~ administration under sub. (7)  
5 (b).

6           **SECTION 1744.** 231.35 (6) (b) of the statutes is amended to read:

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

12           **SECTION 1745.** 231.35 (7) (intro.) of the statutes is amended to read:

13           231.35 (7) (intro.) With the advice of the rural health development council, the  
14 department of ~~commerce~~ administration shall promulgate rules specifying all of the  
15 following:

16           **SECTION 1746.** 234.01 (4n) (a) 3m. e. of the statutes is amended to read:

17           234.01 (4n) (a) 3m. e. The facility is located in a targeted area, as determined  
18 by the authority after considering the factors set out in s. 560.605 (2m) (c), 2005  
19 stats., s. 560.605 (2m) (d), 2005 stats., s. 560.605 (2m) (e), 2005 stats., s. 560.605 (2m)  
20 (g), 2007 stats., and s. 560.605 (2m) (a), (b), (f), and (h), 2009 stats.

21           **SECTION 1747.** 234.02 (1) of the statutes is amended to read:

22           234.02 (1) There is created a public body corporate and politic to be known as  
23 the “Wisconsin Housing and Economic Development Authority.” The members of the  
24 authority shall be the ~~secretary of commerce~~ chief executive officer of the Wisconsin  
25 Economic Development Corporation or his or her designee and the secretary of

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

13 **SECTION 1748.** 234.032 (2) (intro.) of the statutes is amended to read:

14 234.032 (2) (intro.) The authority, in consultation with the ~~department of~~  
15 ~~commerce~~ Wisconsin Economic Development Corporation, shall do all of the  
16 following for each economic development program administered by the authority:

17 **SECTION 1749.** 234.034 of the statutes is amended to read:

18 **234.034 Consistency with state housing strategy plan.** Subject to  
19 agreements with bondholders or noteholders, the authority shall exercise its powers  
20 and perform its duties related to housing consistent with the state housing strategy  
21 plan under s. ~~560.9802~~ 16.302.

22 **SECTION 1750.** 234.06 (1) of the statutes is amended to read:

23 234.06 (1) The authority may, as authorized in the state housing strategy plan  
24 under s. ~~560.9802~~ 16.302, use the moneys held in the housing development fund to  
25 make temporary loans to eligible sponsors, with or without interest, and with such

1 security for repayment, if any, as the authority determines reasonably necessary and  
2 practicable, solely from the housing development fund, to defray development costs  
3 for the construction of proposed housing projects for occupancy by persons and  
4 families of low and moderate income. No temporary loan may be made unless the  
5 authority may reasonably anticipate that satisfactory financing may be obtained by  
6 the eligible sponsor for the permanent financing of the housing project.

7 **SECTION 1751.** 234.06 (3) of the statutes is amended to read:

8 234.06 (3) The authority may, as authorized in the state housing strategy plan  
9 under s. ~~560.9802~~ 16.302, use the moneys held in the housing development fund to  
10 establish and administer programs of grants to counties, municipalities, and eligible  
11 sponsors of housing projects for persons of low and moderate income, to pay  
12 organizational expenses, administrative costs, social services, technical services,  
13 training expenses, or costs incurred or expected to be incurred by counties,  
14 municipalities, or sponsors for land and building acquisition, construction,  
15 improvements, renewal, rehabilitation, relocation, or conservation under a plan to  
16 provide housing or related facilities, if the costs are not reimbursable from other  
17 private or public loan, grant, or mortgage sources.

18 **SECTION 1752.** 234.08 (5) of the statutes is amended to read:

19 234.08 (5) This section does not supersede or impair the power of the  
20 ~~department of commerce~~ Wisconsin Economic Development Corporation to carry out  
21 its program responsibilities relating to economic development which are funded by  
22 bonds or notes issued under this section.

23 **SECTION 1753.** 234.08 (6) of the statutes is amended to read:

24 234.08 (6) The authority may reimburse the ~~department of commerce~~  
25 Wisconsin Economic Development Corporation its operating costs to carry out its

1 program responsibilities relating to economic development which are funded by  
2 bonds or notes issued under this section.

3 **SECTION 1754.** 234.165 (2) (b) 2. of the statutes is amended to read:

4 234.165 (2) (b) 2. Annually before August 31 the authority shall submit to the  
5 governor a plan for expending or encumbering the actual surplus reported under  
6 subd. 1. The part of the plan related to housing shall be consistent with the state  
7 housing strategy plan under s. ~~560.9802~~ 16.302. The plan submitted under this  
8 subdivision may be attached to and submitted as a part of the report filed under subd.  
9 1.

10 **SECTION 1755.** 234.25 (1) (e) of the statutes is amended to read:

11 234.25 (1) (e) An evaluation of its progress in implementing within its own  
12 housing programs the goals, policies, and objectives of the state housing strategy  
13 plan under s. ~~560.9802~~ 16.302, and recommendations for legislation to improve its  
14 ability to carry out its programs consistent with the state housing strategy plan.

15 **SECTION 1756.** 234.255 (title) of the statutes is amended to read:

16 **234.255 (title) Economic development assistance coordination and**  
17 **reporting.**

18 **SECTION 1757.** 234.255 of the statutes is renumbered 234.255 (2) and amended  
19 to read:

20 **234.255 (2)** Annually, no later than October 1, the authority shall submit to the  
21 joint 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 s. 234.032 (1), administered by the authority.  
24 The report shall include all of the information required under s. ~~560.01 (2) (am)~~  
25 238.07 (2). The authority 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 section.

3 **SECTION 1758.** 234.255 (1) of the statutes is created to read:

4 234.255 (1) The authority shall coordinate any economic development  
5 assistance with the Wisconsin Economic Development Corporation.

6 **SECTION 1759.** 234.35 (1) of the statutes is amended to read:

7 234.35 (1) In this section, “minority business”, “minority financial adviser” and  
8 “minority investment firm” mean a business, financial adviser and investment firm,  
9 respectively, certified by the department of ~~commerce~~ administration under s.  
10 ~~560.036~~ 16.287 (2).

11 **SECTION 1760.** 234.36 (1) of the statutes is amended to read:

12 234.36 (1) In this section, “business,” “financial adviser,” and “investment firm”  
13 mean a business, financial adviser, and investment firm certified by the department  
14 of ~~commerce~~ administration under s. ~~560.0335~~ 16.283 (3).

15 **SECTION 2832g.** 234.622 (4) of the statutes is renumbered 234.622 (4) (intro.)  
16 and amended to read:

17 234.622 (4) (intro.) “Participant” means ~~a~~ all of the following:

18 (a) A natural person 65 years of age or older who has been accepted into the  
19 program.

20 **SECTION 2832r.** 234.622 (4) (b) of the statutes is created to read:

21 234.622 (4) (b) A veteran, as defined in s. 45.01 (12) (a) to (f), who has been  
22 accepted into the program.

23 **SECTION 1761.** 234.65 (1) (a) of the statutes is amended to read:

24 234.65 (1) (a) With the consent of the ~~department of commerce~~ Wisconsin  
25 Economic Development Corporation and subject to par. (f), the authority may issue



1 its negotiable bonds and notes to finance its economic development activities  
2 authorized or required under this chapter, including financing economic  
3 development loans.

4 **SECTION 1762.** 234.65 (1) (f) of the statutes is amended to read:

5 234.65 (1) (f) The authority may not issue bonds or notes under par. (a) unless  
6 it has contracted to reimburse the ~~department of commerce~~ Wisconsin Economic  
7 Development Corporation a sum certain for the ~~department's~~ corporation's operating  
8 costs in carrying out its responsibilities to effectuate and promote the economic  
9 development programs created with the bonding authority in this chapter and its  
10 responsibilities under s. ~~560.03 (17)~~ 238.25.

11 **SECTION 1763.** 234.65 (1m) of the statutes is amended to read:

12 234.65 (1m) The ~~department of commerce~~ Wisconsin Economic Development  
13 Corporation shall, in consultation with the authority, ~~promulgate rules and adopt~~  
14 rules and procedures, ~~in accordance with the procedures under ch. 227,~~ to implement  
15 sub. (3).

16 **SECTION 1764.** 234.65 (3) (a) of the statutes is amended to read:

17 234.65 (3) (a) The business that will receive the loan, at least 30 days prior to  
18 signing of the loan contract, has given notice of intent to sign the contract, on a form  
19 prescribed under s. ~~560.034~~ 238.11 (1), to the ~~department of commerce~~ Wisconsin  
20 Economic Development Corporation and to any collective bargaining agent in this  
21 state with whom the person has a collective bargaining agreement.

22 **SECTION 1765.** 234.65 (3) (am) of the statutes is amended to read:

23 234.65 (3) (am) The authority has received an estimate issued under s. ~~560.034~~  
24 238.11 (5) (b), and the ~~department of commerce~~ Wisconsin Economic Development  
25 Corporation has estimated whether the project that the authority would finance

1 under the loan is expected to eliminate, create, or maintain jobs on the project site  
2 and elsewhere in this state and the net number of jobs expected to be eliminated,  
3 created, or maintained as a result of the project.

4 **SECTION 1766.** 234.65 (3m) of the statutes is amended to read:

5 234.65 (3m) An economic development loan may not be made unless the  
6 ~~department of commerce~~ Wisconsin Economic Development Corporation complies  
7 with sub. (1m) and certifies that each loan complies with sub. (3).

8 **SECTION 1767.** 234.65 (3r) of the statutes is amended to read:

9 234.65 (3r) Any economic development loan ~~which~~ that a business receives  
10 from the authority under this section to finance a project shall require the business  
11 to submit to the ~~department of commerce~~ Wisconsin Economic Development  
12 Corporation within 12 months after the project is completed or 2 years after a loan  
13 is issued to finance the project, whichever is sooner, on a form prescribed under s.  
14 ~~560.034~~ 234.11 (1), the net number of jobs eliminated, created, or maintained on the  
15 project site and elsewhere in this state as a result of the project. This subsection does  
16 not apply to an economic development loan to finance an economic development  
17 project described under s. 234.01 (4n) (c).

18 **SECTION 1768.** 234.65 (5) (intro.) of the statutes is amended to read:

19 234.65 (5) (intro.) On or before July 1, 1985, and every July 1 thereafter, the  
20 ~~department of commerce~~ Wisconsin Economic Development Corporation shall  
21 submit to the chief clerk of each house of the legislature, for distribution to the  
22 appropriate standing committees under s. 13.172 (3), a report ~~which shall address~~  
23 that addresses the effects of lending under this section in the following areas:

24 **SECTION 2840m.** 234.75 of the statutes is created to read:

1           **234.75 Public affairs network loan guarantee program. (1) DEFINITION.**

2           In this section, “public affairs network” means a nonprofit corporation organized  
3           under the laws of this state that has as its primary purpose the broadcast of  
4           proceedings of the legislature, including legislative committee meetings, and the  
5           reporting of events and activities related to politics in this state, through television,  
6           radio, the Internet, or similar communications media.

7           **(2) GUARANTEE REQUIREMENTS.** The authority may use money from the  
8           Wisconsin development reserve fund to guarantee the unpaid principal of a loan  
9           under sub. (5) if all of the following apply:

10           (a) The borrower applies for a loan guarantee on a form provided by the  
11           authority.

12           (b) The loan is eligible for a guarantee under sub. (3), and any applicable  
13           requirements under sub. (5) are met.

14           (c) The lender is the authority or a financial institution that enters into an  
15           agreement under s. 234.93 (2) (a).

16           **(3) ELIGIBLE LOANS.** A loan is eligible for guarantee of collection under sub. (5)  
17           from the Wisconsin development reserve fund if all of the following apply:

18           (a) The loan principal equals \$5,000,000 or less.

19           (b) The authority determines that the borrower is a public affairs network.

20           (c) The borrower certifies that loan proceeds will be used for the borrower’s  
21           operating expenses or expenses related to a capital project.

22           (d) The borrower certifies that loan proceeds will not be used to refinance  
23           existing debt or for entertainment expenses.

1 (e) The loan term is not less than 13 years, and the borrower is not required to  
2 to pay any principal or interest on the loan within the first 3 years after the loan is  
3 made.

4 (f) The terms of the loan authorize the lender to obtain a security interest in  
5 the real or personal property of the borrower to secure repayment of the loan.

6 **(4) AUTHORITY LOAN.** The authority may make a loan to a public affairs network  
7 if the loan meets the eligibility requirements under sub. (3), except that the total  
8 principal amount of all loans that the authority makes under this subsection may not  
9 exceed \$5,000,000.

10 **(5) GUARANTEE OF REPAYMENT.** (a) Subject to par. (b), the authority shall  
11 guarantee collection of all or part of the unpaid principal of a loan eligible for  
12 guarantee under sub. (3). The authority shall establish the amount of the unpaid  
13 principal of an eligible loan that will be guaranteed using the procedures described  
14 in the guarantee agreement under s. 234.93 (2) (a).

15 (b) A loan guarantee under this subsection is subject to all of the following:

16 1. The authority shall guarantee at least 90 percent of the unpaid principal of  
17 an eligible loan.

18 2. The total principal amount of all loans guaranteed under this subsection may  
19 not exceed \$5,000,000.

20 3. Before the authority guarantees a loan under this subsection, the authority  
21 shall demonstrate to the satisfaction of the secretary of administration that there are  
22 sufficient moneys in the Wisconsin development reserve fund to guarantee the loan,  
23 or that there are sufficient moneys in the housing rehabilitation loan program  
24 administration fund that may be transferred under par. (c) to guarantee the loan.

1 (c) Notwithstanding s. 234.51 (2), the authority may transfer moneys from the  
2 housing rehabilitation loan program administration fund to the Wisconsin  
3 development reserve fund for a loan guarantee under this subsection if all of the  
4 following conditions are met:

5 1. The authority determines that the transfer is necessary to secure the loan  
6 guarantee.

7 2. The transfer of moneys does not exceed \$5,000,000.

8 3. Within 14 days after the transfer, the authority submits a report to the joint  
9 committee on finance that includes the amount of the transfer and a description of  
10 the circumstances surrounding the transfer.

11 **SECTION 1769.** 234.83 (1c) (b) of the statutes is amended to read:

12 234.83 (1c) (b) “Small business” means a business, as defined in s. 560.60 (2)  
13 84.185 (1) (a), that employs 50 or fewer employees on a full-time basis.

14 **SECTION 1770.** 234.84 (1) of the statutes is amended to read:

15 234.84 (1) DEFINITION. In this section, “department” “corporation” means the  
16 ~~department of commerce~~ Wisconsin Economic Development Corporation.

17 **SECTION 1771.** 234.84 (3) (c) of the statutes is amended to read:

18 234.84 (3) (c) The interest rate on the loan, including any origination fees or  
19 other charges, is approved by the ~~department~~ corporation.

20 **SECTION 1772.** 234.84 (4) (a) of the statutes is amended to read:

21 234.84 (4) (a) Subject to par. (b), the authority shall guarantee collection of a  
22 percentage of the principal of, and all interest and any other amounts outstanding  
23 on, any loan eligible for a guarantee under sub. (2). The ~~department~~ corporation  
24 shall establish the percentage of the principal of an eligible loan that will be  
25 guaranteed, using the procedures described in the agreement under s. 234.932 (3)

1 (a). The department corporation may establish a single percentage for all  
2 guaranteed loans or establish different percentages for eligible loans on an  
3 individual basis.

4 **SECTION 1773.** 234.84 (5) (a) of the statutes is amended to read:

5 234.84 (5) (a) The program under this section shall be administered by the  
6 department corporation with the cooperation of the authority. The department  
7 corporation shall enter into a memorandum of understanding with the authority  
8 setting forth the respective responsibilities of the department corporation and the  
9 authority with regard to the administration of the program, including the functions  
10 and responsibilities specified in s. 234.932. The memorandum of understanding  
11 shall provide for reimbursement to the department corporation by the authority for  
12 costs incurred by the department corporation in the administration of the program.

13 **SECTION 1774.** 234.84 (5) (b) of the statutes is amended to read:

14 234.84 (5) (b) The department corporation may charge a premium, fee, or other  
15 charge to a borrower of a guaranteed loan under this section for the administration  
16 of the loan guarantee.

17 **SECTION 2846c.** 234.93 (1) (cm) of the statutes is amended to read:

18 234.93 (1) (cm) Any moneys transferred under 1999 Wisconsin Act 9, section  
19 9125 (1), or under s. 234.75 (5) (c), from the housing rehabilitation loan program  
20 administration fund.

21 **SECTION 2846g.** 234.93 (4) (a) 2. of the statutes is amended to read:

22 234.93 (4) (a) 2. To fund guarantees under all of the programs guaranteed by  
23 funds from the Wisconsin development reserve fund, except for the program under  
24 s. 234.935, 1997 stats., and the program under s. 234.75, at a ratio of \$1 of reserve

1 funding to \$4.50 of total outstanding principal and outstanding guaranteed principal  
2 that the authority may guarantee under all of those programs.

3 **SECTION 2646r.** 234.93 (4) (a) 3. of the statutes is amended to read:

4 234.93 (4) (a) 3. To fund guarantees under the program under s. 234.935, 1997  
5 stats., and the program under s. 234.75 at a ratio of \$1 of reserve funding to \$4 of total  
6 principal and outstanding guaranteed principal that the authority may guarantee  
7 under that program.

8 **SECTION 1775.** 234.932 (1) of the statutes is repealed.

9 **SECTION 1776.** 234.932 (2) (a) of the statutes is amended to read:

10 234.932 (2) (a) Moneys ~~appropriated to the authority under s. 20.490 (6) (a) and~~  
11 ~~(k) or~~ received by the authority for the Wisconsin job training reserve fund from any  
12 other source.

13 **SECTION 1777.** 234.932 (3) (a) (intro.) of the statutes is amended to read:

14 234.932 (3) (a) (intro.) The authority ~~or department~~ shall enter into a  
15 guarantee agreement with any bank, production credit association, credit union,  
16 savings bank, savings and loan association, or other person who wishes to participate  
17 in the loan program guaranteed by the Wisconsin job training reserve fund. The  
18 authority ~~or department~~ may determine all of the following, consistent with the  
19 terms of the loan guarantee program:

20 **SECTION 1778.** 234.932 (3) (a) 2. of the statutes is amended to read:

21 234.932 (3) (a) 2. Any conditions upon which the authority ~~or department~~ may  
22 refuse to enter into such an agreement.

23 **SECTION 1779.** 234.932 (3) (c) of the statutes is amended to read:

24 234.932 (3) (c) The ~~department~~ Wisconsin Economic Development Corporation  
25 may establish an eligibility criteria review panel, consisting of experts in finance and

1 in the subject area of the job training loan guarantee program, to provide advice  
2 about lending requirements and issues related to the job training loan guarantee  
3 program.

4 **SECTION 1780.** 234.932 (4) of the statutes is amended to read:

5 234.932 (4) INCREASES OR DECREASES IN LOAN GUARANTEES. The authority ~~or~~  
6 department may request the joint committee on finance to take action under s. 13.10  
7 to permit the authority to increase or decrease the total outstanding guaranteed  
8 principal amount of loans that it may guarantee under the job training loan  
9 guarantee program. Included with its request, the authority ~~or department~~ shall  
10 provide a projection, for the next June 30, that compares the amounts required on  
11 that date to pay outstanding claims and to fund guarantees under the job training  
12 loan guarantee program, and the balance remaining in the Wisconsin job training  
13 reserve fund on that date after deducting such amounts, if the increase or decrease  
14 is approved, with such amounts and the balance remaining, if the increase or  
15 decrease is not approved.

16 **SECTION 1781.** 234.932 (5) of the statutes is amended to read:

17 234.932 (5) ANNUAL REPORT. Annually, the authority ~~or department~~ shall report  
18 on the number and total dollar amount of guaranteed loans under the job training  
19 loan guarantee program, the default rate on the loans and any other information on  
20 the program that the authority ~~or department~~ determines is significant.

21 **SECTION 1782.** 235.02 (2) (d) of the statutes is amended to read:

22 235.02 (2) (d) The ~~secretary of commerce, or the secretary's~~ chief executive  
23 officer of the Wisconsin Economic Development Corporation, or his or her designee.

24 **SECTION 1783.** 236.12 (2) (a) of the statutes is amended to read:



1           236.12 **(2)** (a) Two copies for each of the state agencies required to review the  
2 plat to the department which shall examine the plat for compliance with ss. 236.15,  
3 236.16, 236.20 and 236.21 (1) and (2). If the subdivision abuts or adjoins a state trunk  
4 highway or connecting highway, the department shall transmit 2 copies to the  
5 department of transportation so that agency may determine whether it has any  
6 objection to the plat on the basis of its rules as provided in s. 236.13. If the subdivision  
7 is not served by a public sewer and provision for that service has not been made, the  
8 department shall transmit 2 copies to the department of ~~commerce~~ safety and  
9 professional services so that that agency may determine whether it has any objection  
10 to the plat on the basis of its rules as provided in s. 236.13. In lieu of this procedure  
11 the agencies may designate local officials to act as their agents in examining the plats  
12 for compliance with the statutes or their rules by filing a written delegation of  
13 authority with the approving body.

14           **SECTION 1784.** 236.13 (1) (d) of the statutes is amended to read:

15           236.13 **(1)** (d) The rules of the department of ~~commerce~~ safety and professional  
16 services relating to lot size and lot elevation necessary for proper sanitary conditions  
17 in a subdivision not served by a public sewer, where provision for public sewer service  
18 has not been made;

19           **SECTION 1785.** 236.13 (2m) of the statutes is amended to read:

20           236.13 **(2m)** As a further condition of approval when lands included in the plat  
21 lie within 500 feet of the ordinary high–water mark of any navigable stream, lake  
22 or other body of navigable water or if land in the proposed plat involves lake or stream  
23 shorelands referred to in s. 236.16, the department of natural resources, to prevent  
24 pollution of navigable waters, or the department of ~~commerce~~ safety and professional  
25 services, to protect the public health and safety, may require assurance of adequate

1 drainage areas for private sewage disposal systems and building setback  
2 restrictions, or provisions by the owner for public sewage disposal facilities for  
3 waters of the state, as defined in s. 281.01 (18), industrial wastes, as defined in s.  
4 281.01 (5), and other wastes, as defined in s. 281.01 (7). The public sewage disposal  
5 facilities may consist of one or more systems as the department of natural resources  
6 or the department of ~~commerce~~ safety and professional services determines on the  
7 basis of need for prevention of pollution of the waters of the state or protection of  
8 public health and safety.

9 **SECTION 1786.** 236.335 of the statutes is amended to read:

10 **236.335 Prohibited subdividing; forfeit.** No lot or parcel in a recorded plat  
11 may be divided, or used if so divided, for purposes of sale or building development if  
12 the resulting lots or parcels do not conform to this chapter, to any applicable  
13 ordinance of the approving authority or to the rules of the department of ~~commerce~~  
14 safety and professional services under s. 236.13. Any person making or causing such  
15 a division to be made shall forfeit not less than \$100 nor more than \$500 to the  
16 approving authority, or to the state if there is a violation of this chapter or the rules  
17 of the department of ~~commerce~~ safety and professional services.

18 **SECTION 1787.** Subchapter I (title) of chapter 238 [precedes 238.01] of the  
19 statutes is created to read:

20 **CHAPTER 238**

21 **SUBCHAPTER I**

22 **GENERAL PROVISIONS**

23 **SECTION 2859m.** 238.02 (4) of the statutes is created to read:

1           238.02 **(4)** All powers and duties assigned to the corporation under this chapter  
2 shall be exercised or carried out by the board, unless the board delegates the power  
3 or duty to an employee of the corporation.

4           **SECTION 1788.** 238.08 of the statutes is created to read:

5           **238.08 Records of the corporation.** All records of the corporation are open  
6 to the public as provided in s. 19.35 (1) except those records relating to pending  
7 grants, loans, or economic development projects that, in the opinion of the  
8 corporation, must remain confidential to protect the competitive nature of the grant,  
9 loan, or project.

10          **SECTION 2860m.** 238.127 (2) (j) of the statutes is created to read:

11          238.127 **(2)** (j) The corporation shall expend at least \$250,000 annually on the  
12 state main street program.

13          **SECTION 1789.** 238.135 of the statutes is created to read:

14          **238.135 Grants to regional economic development organizations.** The  
15 corporation shall award annual grants to regional economic development  
16 organizations to fund marketing activities. The amount of each grant may not exceed  
17 \$100,000 or the amount of matching funds the organization obtains from sources  
18 other than the corporation or the state, whichever is less.

19          **SECTION 1790.** 238.145 of the statutes is created to read:

20          **238.145 Wisconsin–source assets exclusion; business certification. (1)**  
21 The corporation shall implement a program to certify businesses for purposes of s.  
22 71.05 (25). A business shall submit an application to the corporation in each calendar  
23 year for which the business desires certification.

1           **(2)** The corporation may certify a business if, in the business’s taxable year  
2 ending immediately before the date of the business’s application, all of the following  
3 are true:

4           **(a)** The amount of payroll compensation paid by the business in this state, as  
5 determined by the corporation, is equal to at least 50 percent of the amount of all  
6 payroll compensation paid by the business, as determined by the corporation.

7           **(b)** The value of real and tangible personal property owned or rented and used  
8 by the business in this state, as determined by the corporation, is equal to at least  
9 50 percent of the value of all real and tangible personal property owned or rented and  
10 used by the business, as determined by the corporation.

11           **(3)** The corporation shall notify the department of revenue of every certification  
12 issued under this section and of the date on which a certification is revoked or  
13 expires.

14           **(4)** The corporation, in consultation with the department of revenue, may adopt  
15 rules for the administration of this section.

16           **(5)** The corporation shall compile a list of businesses certified under this section  
17 and the taxable years for which the businesses are certified and shall make the list  
18 available to the public at the corporation’s Internet Web site.

19           **SECTION 1791.** 238.146 of the statutes is created to read:

20           **238.146 Long-term Wisconsin capital assets deferral; business**  
21 **certification. (1)** The corporation shall implement a program to certify businesses  
22 for purposes of s. 71.05 (26). A business shall submit an application to the  
23 corporation in each calendar year for which the business desires certification.



## 1 SUBCHAPTER II

## 2 TAX INCENTIVES FOR BUSINESS

## 3 DEVELOPMENT

4 **SECTION 1794.** 247.06 (1) (a) of the statutes is amended to read:5 247.06 (1) (a) The foundation may distribute moneys appropriated under s.  
6 20.220 (1) (r) to the arts board for programs that provide operating support to arts  
7 organizations and for the Wisconsin regranting program under s. ~~44.62~~ 41.62.8 **SECTION 1795.** 247.06 (2) (b) of the statutes is amended to read:9 247.06 (2) (b) The foundation may not distribute moneys to the arts board  
10 under sub. (1) (a) in any fiscal year in which the foundation determines that the  
11 amount of general purpose revenue appropriated to the ~~arts board~~ department of  
12 tourism under s. ~~20.215~~ 20.380 (3) is less than the amount appropriated in the  
13 previous fiscal year.14 **SECTION 1796.** 251.02 (3) of the statutes is amended to read:15 251.02 (3) A county board may, in conjunction with the county board of another  
16 ~~county~~ one or more other counties, establish a multiple county health department,  
17 which shall meet the requirements of this chapter. A multiple county health  
18 department shall serve all areas of the respective counties that are not served by a  
19 city health department that was established prior to January 1, 1994, by a town or  
20 village health department established under sub. (3m), or by a multiple municipal  
21 local health department established under sub. (3r).22 **SECTION 1797.** 252.12 (2) (a) 9. of the statutes is amended to read:23 252.12 (2) (a) 9. 'Grant for family resource center.' The department shall award  
24 a grant to develop and implement an African–American family resource center in the  
25 city of Milwaukee that targets activities toward the prevention and treatment of HIV

1 infection and related infections, including hepatitis C virus infection, of minority  
2 group members, as defined in s. 560.036 16.287 (1) (f).

3 **SECTION 1798.** 252.12 (2) (c) 2. of the statutes is amended to read:

4 252.12 **(2)** (c) 2. From the appropriation account under s. 20.435 (1) (am), the  
5 department shall award \$75,000 in each fiscal year as grants for services to prevent  
6 HIV infection and related infections, including hepatitis C virus infection. Criteria  
7 for award of the grants shall include the criteria specified under subd. 1. The  
8 department shall award 60% of the funding to applying organizations that receive  
9 funding under par. (a) 8. and 40% of the funding to applying community-based  
10 organizations that are operated by minority group members, as defined in s. 560.036  
11 16.287 (1) (f).

12 **SECTION 2873q.** 252.15 (3m) (d) 17. of the statutes is created to read:

13 252.15 **(3m)** (d) 17. If the subject of the HIV test is a prisoner, by a person  
14 specified in subd. 16. to a correctional officer of the department of corrections who  
15 has custody of or is responsible for the supervision of the test subject, to a person  
16 designated by a jailer to have custodial authority over the test subject, or to a law  
17 enforcement officer or other person who is responsible for transferring the test  
18 subject to or from a prison or jail, if the HIV test result is positive and disclosure of  
19 that information is necessary for the health and safety of the test subject or of other  
20 prisoners, of the person to whom the information is disclosed, or of any employee of  
21 the prison or jail.

22 **SECTION 1799.** 252.15 (5g) (c) of the statutes is amended to read:

23 252.15 **(5g)** (c) A physician, physician assistant, or advanced practice nurse  
24 prescriber, based on information provided to the physician, physician assistant, or  
25 advanced practice nurse prescriber, determines and certifies in writing that the

1 person has had contact that constitutes a significant exposure. The certification  
2 shall accompany the request for HIV testing and disclosure. If the person is a  
3 physician, physician assistant, or advanced practice nurse prescriber, he or she may  
4 not make this determination or certification. The information that is provided to a  
5 physician, physician assistant, or advanced practice nurse prescriber to document  
6 the occurrence of the contact that constitutes a significant exposure and the  
7 physician's, physician assistant's, or advanced practice nurse prescriber's  
8 certification that the person has had contact that constitutes a significant exposure,  
9 shall be provided on a report form that is developed by the department of ~~commerce~~  
10 safety and professional services under s. 101.02 (19) (a) or on a report form that the  
11 department of ~~commerce~~ safety and professional services determines, under s.  
12 101.02 (19) (b), is substantially equivalent to the report form that is developed under  
13 s. 101.02 (19) (a).

14 **SECTION 2875c.** 253.07 (title) of the statutes is repealed and recreated to read:  
15 **253.07 (title) Women's health block grant.**

16 **SECTION 2875f.** 253.07 (1) (a) 3. of the statutes is repealed.

17 **SECTION 2875h.** 253.07 (1) (b) 3. of the statutes is repealed.

18 **SECTION 2875j.** 253.07 (1) (c) of the statutes is created to read:

19 253.07 (1) (c) "Women's health funds" means state funds appropriated under  
20 s. 20.435 (1) (f) or federal funds received by the state under Title V of the federal  
21 Social Security Act, 42 USC 701 to 713, that are allocated for the purposes described  
22 in this section.

23 **SECTION 2875L.** 253.07 (2) (b) of the statutes is amended to read:

24 253.07 (2) (b) The department shall allocate ~~state and federal family planning~~  
25 women's health funds under its control in a manner which will promote the



1 development and maintenance of an integrated system of community health  
2 services. It shall maximize the use of existing community family planning services  
3 by encouraging local contractual arrangements.

4 **SECTION 2875n.** 253.07 (2) (c) of the statutes is amended to read:

5 253.07 (2) (c) The department shall coordinate the delivery of family planning  
6 services by allocating ~~family planning~~ women's health funds in a manner which  
7 maximizes coordination between the agencies.

8 **SECTION 2875p.** 253.07 (4) of the statutes is amended to read:

9 253.07 (4) ~~FAMILY PLANNING~~ WOMEN'S HEALTH BLOCK GRANT SERVICES. From the  
10 appropriation account under s. 20.435 (1) (f) and subject to sub. (5), the department  
11 shall distribute funds in the following amounts, for all of the following services:

12 (a) ~~For~~ In each fiscal year, \$225,000 to establish and maintain 2 city-based  
13 clinics for delivery of family planning services under this section, in the cities of  
14 Milwaukee, Racine, or Kenosha.

15 (b) ~~For~~ In each fiscal year, \$67,500 to subsidize the provision ~~by family planning~~  
16 ~~agencies under this section~~ of papanicolaou tests to individuals with low income ~~by~~  
17 entities that receive women's health funds. In this paragraph, "low income" means  
18 adjusted gross income that is less than 200% of the poverty line established under  
19 42 USC 9902 (2).

20 (c) ~~For~~ In each fiscal year, \$54,000 to subsidize the provision ~~by family planning~~  
21 ~~agencies under this section~~ of follow-up cancer screening ~~by entities that receive~~  
22 women's health funds.

23 (d) ~~For~~ In each fiscal year, \$31,500 as grants ~~to applying family planning~~  
24 ~~agencies under this section~~ for employment in communities of licensed registered

1 nurses, licensed practical nurses, certified nurse–midwives, or licensed physician  
2 assistants who are members of a racial minority.

3 (e) For ~~In~~ each fiscal year, \$36,000 to initiate, in areas of high incidence of the  
4 disease chlamydia, education, and outreach programs to locate, educate, and treat  
5 individuals at high risk of contracting the disease chlamydia and their partners.

6 **SECTION 2875r.** 253.07 (5) of the statutes is created to read:

7 253.07 (5) WOMEN'S HEALTH FUNDS. (a) The department shall distribute  
8 women's health funds only to public entities. These funds may be allocated for any  
9 activities for which funds were provided under this section before the effective date  
10 of this paragraph .... [LRB inserts date], including pregnancy testing; perinatal care  
11 coordination and follow–up; cervical cancer screening; sexually transmitted  
12 infection prevention, testing, treatment, and follow–up; and general health  
13 screening.

14 (b) Subject to par. (c), a public entity that receives women's health funds under  
15 this section may provide some or all of the funds to other public or private entities  
16 provided that the recipient of the funds does not do any of the following:

- 17 1. Provide abortion services.
- 18 2. Make referrals for abortion services.
- 19 3. Have an affiliate that provides abortion services or makes referrals for  
20 abortion services.

21 (c) Providing abortion services, making referrals for abortion services, or  
22 having an affiliate that provides abortion services or makes referrals for abortion  
23 services solely under the circumstances described in s. 20.927 (2) does not disqualify  
24 an entity from receiving women's health funds from a public entity under par. (b).

25 **SECTION 1800.** 253.13 (2) of the statutes is amended to read:

1           253.13 **(2)** TESTS; DIAGNOSTIC, DIETARY AND FOLLOW-UP COUNSELING PROGRAM;  
2 FEES. The department shall contract with the state laboratory of hygiene to perform  
3 the tests specified under this section and to furnish materials for use in the tests.  
4 The department shall provide necessary diagnostic services, special dietary  
5 treatment as prescribed by a physician for a patient with a congenital disorder as  
6 identified by tests under sub. (1) or (1m) and follow-up counseling for the patient and  
7 his or her family. ~~The state laboratory of hygiene board, on behalf of the department,~~  
8 ~~shall impose a fee, by rule, for tests performed under this section sufficient to pay for~~  
9 ~~services provided under the contract. The state laboratory of hygiene board~~  
10 ~~department shall include as part of this the fee established by rule amounts the~~  
11 ~~department determines are sufficient to fund the provision of diagnostic and~~  
12 ~~counseling services, special dietary treatment, and periodic evaluation of infant~~  
13 ~~screening programs, the costs of consulting with experts under sub. (5), the costs of~~  
14 ~~administering the hearing screening program under s. 253.115, and the costs of~~  
15 ~~administering the congenital disorder program under this section and shall credit~~  
16 ~~these amounts to the appropriation accounts under s. 20.435 (1) (ja) and (jb).~~

17           **SECTION 1801.** 253.15 (1) (c) of the statutes is amended to read:

18           253.15 **(1)** (c) “Health care provider” means any person who is licensed,  
19 registered, permitted, or certified by the department of health services or the  
20 department of ~~regulation and licensing~~ safety and professional services to provide  
21 health care services in this state.

22           **SECTION 1802.** 254.02 (3) (a) of the statutes is amended to read:

23           254.02 **(3)** (a) The department of agriculture, trade and consumer protection,  
24 the department of corrections, the department of ~~eommerce~~ safety and professional  
25 services, and the department of natural resources shall enter into memoranda of

1 understanding with the department to establish protocols for the department to  
2 review proposed rules of those state agencies relating to air and water quality,  
3 occupational health and safety, institutional sanitation, toxic substances, indoor air  
4 quality, food protection or waste handling and disposal.

5 **SECTION 1803.** 254.176 (2) (e) of the statutes is amended to read:

6 254.176 (2) (e) A person who engages in the business of installing or servicing  
7 heating, ventilating or air conditioning equipment if the person is registered with the  
8 department of ~~commerce~~ safety and professional services and if the person engages  
9 in activities that constitute lead hazard reduction, only to the extent that the  
10 activities are within the scope of his or her registration.

11 **SECTION 1804.** 254.22 (4) of the statutes is amended to read:

12 254.22 (4) Assist the department of ~~commerce~~ safety and professional services  
13 with the enforcement of s. 101.123.

14 **SECTION 1805.** 254.51 (2) of the statutes is amended to read:

15 254.51 (2) The department shall enter into memoranda of understanding with  
16 the department of agriculture, trade and consumer protection, the department of  
17 ~~commerce~~ safety and professional services, and the department of natural resources  
18 regarding the investigation and control of animal-borne and vector-borne disease.

19 **SECTION 1806.** 254.73 (1) of the statutes is amended to read:

20 254.73 (1) Every hotel with sleeping accommodations with more than 12  
21 bedrooms above the first story shall, between the hours of 12 midnight and 6 a.m.  
22 provide a system of security personnel patrol, or of mechanical and electrical devices,  
23 or both, adequate, according to standards established by the department of  
24 ~~commerce~~ safety and professional services, to warn all guests and employees in time  
25 to permit their evacuation in case of fire.

1           **SECTION 1807.** 254.74 (1) (am) of the statutes is amended to read:

2           254.74 **(1)** (am) Promulgate rules, in consultation with the department of  
3 ~~commerce~~ safety and professional services, under which the department of health  
4 services shall conduct regular inspections of sealed combustion units, as required  
5 under s. 101.149 (5) (c), for carbon monoxide emissions in hotels, tourist rooming  
6 houses, and bed and breakfast establishments. The rules shall specify conditions  
7 under which it may issue orders as specified under s. 101.149 (8) (a). The rules may  
8 not require the department of health services to inspect sealed combustion units  
9 during the period in which the sealed combustion units are covered by a  
10 manufacturer's warranty against defects.

11           **SECTION 1808.** 254.78 of the statutes is amended to read:

12           **254.78 Authority of department of ~~commerce~~ safety and professional**  
13 **services**. Nothing in this chapter shall affect the authority of the department of  
14 ~~commerce~~ safety and professional services relative to places of employment,  
15 elevators, boilers, fire escapes, fire protection, or the construction of public buildings.

16           **SECTION 1809.** 254.79 of the statutes is amended to read:

17           **254.79 Joint employment.** The department and the department of ~~commerce~~  
18 safety and professional services may employ experts, inspectors or other assistants  
19 jointly.

20           **SECTION 2890e.** 255.054 (1) of the statutes is amended to read:

21           255.054 **(1)** The Medical College of Wisconsin, Inc., ~~and the University of~~  
22 ~~Wisconsin Comprehensive Cancer Center~~ shall use the moneys appropriated under  
23 ~~ss. s. 20.250 (2) (h) and 20.285 (1) (gn)~~ the University of Wisconsin Carbone Cancer  
24 Center shall use the moneys paid under s. 71.10 (5h) (i) for prostate cancer research

1 projects. These moneys may not be used to supplant funds available for prostate  
2 cancer research from other sources.

3 **SECTION 2890m.** 255.055 (1) of the statutes is amended to read:

4 255.055 (1) The Medical College of Wisconsin, Inc., ~~and the University of~~  
5 ~~Wisconsin Comprehensive Cancer Center~~ shall use the moneys appropriated under  
6 ~~ss. s. 20.250 (2) (g) and 20.285 (1) (gm)~~ the University of Wisconsin Carbone Cancer  
7 Center shall use the moneys paid under s. 71.10 (5f) (i) for breast cancer research  
8 projects. These moneys may not be used to supplant funds available for breast cancer  
9 research from other sources.

10 **SECTION 2890s.** 255.15 (3) (b) 11. of the statutes is created to read:

11 255.15 (3) (b) 11. To the Board of Regents of the University of Wisconsin System  
12 for advancing the work of the tobacco research and intervention center at the  
13 University of Wisconsin–Madison in developing new educational programs to  
14 discourage tobacco use, determining the most effective strategies for preventing  
15 tobacco use, and expanding smoking cessation programs throughout the state.

16 **SECTION 2894s.** 256.125 of the statutes is created to read:

17 **256.125 American Red Cross, Badger Chapter.** The department shall  
18 distribute the moneys appropriated under s. 20.435 (1) (gd) to the Badger Chapter  
19 of the American Red Cross for use through that organization's Wisconsin Disaster  
20 Relief Fund.

21 **SECTION 2895k.** 256.35 (3m) (h) of the statutes is amended to read:

22 256.35 (3m) (h) *Other charges prohibited.* No local government or state agency,  
23 as defined in s. ~~560.9810~~ 16.310 (1), except the commission, may require a wireless  
24 provider to collect or pay a surcharge or fee related to wireless emergency telephone  
25 service.

1           **SECTION 2895m.** 281.16 (2) (am) of the statutes is created to read:

2           281.16 **(2)** (am) 1. In this paragraph:

3           a. “Covered municipality” means a municipality that has been issued an  
4 individual municipal separate storm sewer permit under s. 283.33 or that is covered  
5 by a general municipal separate storm sewer permit under s. 283.35.

6           c. “New development” means development resulting from the conversion of  
7 previously undeveloped land or agricultural land.

8           d. “Redevelopment” means development that replaces older development.

9           2. Except as provided in subd. 3., the department may not enforce a provision  
10 in a rule that establishes a date by which a covered municipality must implement  
11 methods to achieve a specified reduction in the level of total suspended solids carried  
12 by runoff, if the provision requires the covered municipality to achieve a reduction  
13 of more than 20 percent. This subdivision does not apply to total suspended solids  
14 carried by runoff from new development or redevelopment in a covered municipality.

15           3. If a covered municipality has achieved, on the effective date of this  
16 subdivision .... [LRB inserts date], a reduction of more than 20 percent of total  
17 suspended solids carried by runoff, the municipality shall, to the maximum extent  
18 practicable, maintain all of the best management practices that the municipality has  
19 implemented on or before the effective date of this subdivision .... [LRB inserts date],  
20 to achieve that reduction.

21           **SECTION 1810.** 281.33 (2) of the statutes is amended to read:

22           281.33 **(2)** STATE STORM WATER MANAGEMENT PLAN. The department, in  
23 consultation with the department of ~~commerce~~ safety and professional services,  
24 shall promulgate by rule a state storm water management plan. This state plan is  
25 applicable to activities contracted for or conducted by any agency, as defined under

1 s. 227.01 (1) but also including the office of district attorney, unless that agency  
2 enters into a memorandum of understanding with the department of natural  
3 resources in which that agency agrees to regulate activities related to storm water  
4 management. The department shall coordinate the activities of agencies, as defined  
5 under s. 227.01 (1), in storm water management and make recommendations to  
6 these agencies concerning activities related to storm water management.

7 **SECTION 1811.** 281.33 (3m) (title) of the statutes is repealed.

8 **SECTION 2898c.** 281.33 (3m) (a) of the statutes is renumbered 101.1206 (1) and  
9 amended to read:

10 101.1206 (1) The department shall establish statewide standards for erosion  
11 control at building sites for the construction of public buildings, as defined in s.  
12 101.01 (12), and buildings that are places of employment, as defined in s. ~~101.02~~  
13 101.01 (11).

14 **SECTION 1812.** 281.33 (3m) (b) of the statutes is renumbered 101.1206 (2) and  
15 amended to read:

16 101.1206 (2) The department shall require the submission of plans for erosion  
17 control at construction sites described in ~~par. (a) sub. (1)~~ to the department or to a  
18 county, city, village, or town to which the department has delegated authority under  
19 ~~par. (d) sub. (4)~~ and shall require approval of those plans by the department or the  
20 county, city, village, or town.

21 **SECTION 1813.** 281.33 (3m) (c) of the statutes is renumbered 101.1206 (3) and  
22 amended to read:

23 101.1206 (3) The department shall require inspection of erosion control  
24 activities and structures at construction sites described in ~~par. (a) sub. (1)~~ by the



1 department or a county, city, village, or town to which the department has delegated  
2 authority under ~~par. (d) sub. (4)~~.

3 **SECTION 1814.** 281.33 (3m) (d) of the statutes is renumbered 101.1206 (4).

4 **SECTION 1815.** 281.33 (3m) (e) of the statutes is renumbered 101.1206 (5) and  
5 amended to read:

6 101.1206 (5) Except as provided in ~~par. (f) sub. (5m)~~, the authority of a county,  
7 city, village, or town with respect to erosion control at sites described in ~~par. (a) sub.~~  
8 (1) is limited to that authority delegated under ~~par. (d) sub. (4)~~ and any other  
9 authority provided in rules promulgated under this ~~subsection~~ section.

10 **SECTION 1816.** 281.33 (3m) (f) of the statutes is renumbered 101.1206 (5m) and  
11 amended to read:

12 101.1206 (5m) Notwithstanding ~~pars. (a) subs. (1) and (e) (5)~~, a county, city,  
13 village, or town that has in effect on January 1, 1994, an ordinance that establishes  
14 standards for erosion control at building sites for the construction of public buildings  
15 and buildings that are places of employment may continue to administer and enforce  
16 that ordinance if the standards in the ordinance are more stringent than the  
17 standards established under ~~par. (a) sub. (1)~~.

18 **SECTION 1817.** 281.33 (3m) (g) of the statutes is renumbered 101.1206 (6) and  
19 amended to read:

20 101.1206 (6) The department, or a county, city, village, or town to which the  
21 department delegates the authority to act under this ~~paragraph~~ subsection, may  
22 issue a special order directing the immediate cessation of work on a construction site  
23 described in ~~par. (a) sub. (1)~~ until any required plan approval is obtained or until the  
24 site complies with standards established by rules promulgated under this ~~subsection~~  
25 section.

1           **SECTION 1818.** 281.33 (3m) (h) of the statutes is renumbered 101.1206 (7).

2           **SECTION 1819.** 281.344 (8) (a) of the statutes is amended to read:

3           281.344 **(8)** (a) *Goals and objectives.* The department shall specify water  
4 conservation and efficiency goals and objectives for the waters of the state. The  
5 department shall specify goals and objectives for the waters of the Great Lakes basin  
6 that are consistent with the goals under s. 281.343 (4b) (a) and the objectives  
7 identified by the regional body under Article 304 (1) of the Great Lakes — St.  
8 Lawrence River Basin Sustainable Water Resources Agreement. In specifying these  
9 goals and objectives, the department shall consult with the department of ~~commerce~~  
10 safety and professional services and the public service commission.

11           **SECTION 1820.** 281.344 (8) (b) (intro.) of the statutes is amended to read:

12           281.344 **(8)** (b) *Statewide program.* (intro.) In cooperation with the department  
13 of ~~commerce~~ safety and professional services and the public service commission, the  
14 department shall develop and implement a statewide water conservation and  
15 efficiency program that includes all of the following:

16           **SECTION 1821.** 281.344 (8) (b) 3. of the statutes is amended to read:

17           281.344 **(8)** (b) 3. Water conservation and efficiency measures that the  
18 department of ~~commerce~~ safety and professional services requires or authorizes to  
19 be implemented under chs. 101 and 145.

20           **SECTION 1822.** 281.346 (8) (a) of the statutes is amended to read:

21           281.346 **(8)** (a) *Goals and objectives.* The department shall specify water  
22 conservation and efficiency goals and objectives for the waters of the state and for the  
23 waters of the Great Lakes basin. The department shall specify goals and objectives  
24 for the waters of the Great Lakes basin that are consistent with the goals under s.  
25 281.343 (4b) (a) and the objectives identified by the Great Lakes council under s.

1 281.343 (4b) (a) and (c). In specifying these goals and objectives, the department  
2 shall consult with the department of ~~commerce~~ safety and professional services and  
3 the public service commission and consider the water conservation and efficiency  
4 goals and objectives developed in any pilot program conducted by the department in  
5 cooperation with the regional body.

6 **SECTION 1823.** 281.346 (8) (b) (intro.) of the statutes is amended to read:

7 281.346 (8) (b) *Statewide program.* (intro.) In cooperation with the department  
8 of ~~commerce~~ safety and professional services and the public service commission, the  
9 department shall develop and implement a statewide water conservation and  
10 efficiency program that includes all of the following:

11 **SECTION 1824.** 281.346 (8) (b) 3. of the statutes is amended to read:

12 281.346 (8) (b) 3. Water conservation and efficiency measures that the  
13 department of ~~commerce~~ safety and professional services requires or authorizes to  
14 be implemented under chs. 101 and 145.

15 **SECTION 2911c.** 281.346 (12) (a) of the statutes is amended to read:

16 281.346 (12) (a) A person who has a water supply system with the capacity to  
17 make a withdrawal from the waters of the state averaging 100,000 gallons per day  
18 or more in any 30-day period shall pay to the department an annual fee of \$125,  
19 except that the department may promulgate a rule specifying a different amount and  
20 except that, notwithstanding the department's rule-making authority, no person is  
21 required to pay more than \$1,000 per year under this paragraph.

22 **SECTION 1825.** 281.57 (7) (c) 1. of the statutes is amended to read:

23 281.57 (7) (c) 1. Metropolitan sewerage districts that serve 1st class cities are  
24 limited in each fiscal year to receiving total grant awards not to exceed 33% of the  
25 sum of the amounts in the schedule for that fiscal year for the appropriation under

1 s. ~~20.143 (3)~~ 20.165 (2) (de) and the amount authorized under sub. (10) for that fiscal  
2 year plus the unencumbered balance at the end of the preceding fiscal year for the  
3 amount authorized under sub. (10). This subdivision is not applicable to grant  
4 awards provided during fiscal years 1985–86, 1986–87, 1988–89 and 1989–90.

5 **SECTION 1826.** 281.58 (12) (a) 1. of the statutes is amended to read:

6 281.58 (12) (a) 1. Except as modified under par. (f) and except as restricted by  
7 sub. (8) (b), (c), (f) or (h), the interest rate for projects specified in sub. (7) (b) 1. and  
8 2. is ~~55%~~ 60 percent of market interest rate for projects for which the subsidy is  
9 allocated from the amount under s. 281.59 (3e) (b) for a biennium before the ~~2009–11~~  
10 2011–13 biennium and ~~60%~~ 75 percent of market interest rate for projects for which  
11 the subsidy is allocated from the amount under s. 281.59 (3e) (b) for the ~~2009–11~~  
12 2011–13 biennium or later.

13 **SECTION 1827.** 281.58 (12) (a) 2. of the statutes is amended to read:

14 281.58 (12) (a) 2. Except as modified under par. (f) and except as restricted by  
15 sub. (8) (b), (c), (f) or (h), the interest rate for projects specified in sub. (7) (b) 5. is ~~65%~~  
16 65 percent of market interest rate for projects for which the subsidy is allocated from  
17 the amount under s. 281.59 (3e) (b) for a biennium before the 2011–13 biennium and  
18 75 percent of market interest rate for projects for which the subsidy is allocated from  
19 the amount under s. 281.59 (3e) (b) for the 2011–13 biennium or later.

20 **SECTION 1828.** 281.58 (12) (a) 3. of the statutes is amended to read:

21 281.58 (12) (a) 3. Except as modified under par. (f) and except as restricted by  
22 sub. (8) (b), (c), (f) or (h), the interest rate for projects specified in sub. (7) (b) 4. is ~~70%~~  
23 70 percent of market interest rate for projects for which the subsidy is allocated from  
24 the amount under s. 281.59 (3e) (b) for a biennium before the 2011–13 biennium and

1 75 percent of market interest rate for projects for which the subsidy is allocated from  
2 the amount under s. 281.59 (3e) (b) for the 2011–13 biennium or later.

3 **SECTION 1829.** 281.58 (12) (f) of the statutes is amended to read:

4 281.58 (12) (f) The department and the department of administration jointly  
5 may request the joint committee on finance to take action under s. 13.101 (11) to  
6 modify the percentage of market interest rates rate established in par. (a) 1. ~~to~~ 3.

7 **SECTION 1830.** 281.59 (3e) (b) 1. of the statutes is amended to read:

8 281.59 (3e) (b) 1. Equal to \$134,900,000 \$69,200,000 during the 2009–11  
9 2011–13 biennium.

10 **SECTION 1831.** 281.59 (3e) (b) 3. of the statutes is amended to read:

11 281.59 (3e) (b) 3. Equal to \$1,000 for any biennium after the 2009–11 2011–13  
12 biennium.

13 **SECTION 1832.** 281.59 (3e) (d) of the statutes is amended to read:

14 281.59 (3e) (d) The department may expend, for financial assistance in a  
15 biennium other than financial hardship assistance under s. 281.58 (13) (e), an  
16 amount up to ~~85%~~ 95 percent of the amount approved by the legislature under par.  
17 (b). The department may expend such amount only from the percentage of the  
18 amount approved under par. (b) that is not available under par. (e) for financial  
19 hardship assistance.

20 **SECTION 1833.** 281.59 (3e) (e) of the statutes is amended to read:

21 281.59 (3e) (e) The department may expend, for financial hardship assistance,  
22 other than federal financial hardship assistance grants under s. 281.58 (13) (be), in  
23 a biennium under s. 281.58 (13) (e), an amount up to ~~15%~~ 5 percent of the amount  
24 approved by the legislature under par. (b) for that biennium. The department may

1 expend such amount only from the percentage of the amount approved by the  
2 legislature under par. (b) that is not available under par. (d) for financial assistance.

3 **SECTION 1834.** 281.59 (3s) (b) 1. of the statutes is amended to read:

4 281.59 (3s) (b) 1. Equal to ~~\$17,600,000~~ \$30,700,000 during the 2009–11  
5 2011–13 biennium.

6 **SECTION 1835.** 281.59 (3s) (b) 2. of the statutes is amended to read:

7 281.59 (3s) (b) 2. Equal to \$1,000 for any biennium after the ~~2009–11~~ 2011–13  
8 biennium.

9 **SECTION 1836.** 281.59 (4) (f) of the statutes is amended to read:

10 281.59 (4) (f) Revenue obligations may be contracted by the building  
11 commission when it reasonably appears to the building commission that all  
12 obligations incurred under this subsection, and all payments under an agreement or  
13 ancillary arrangement entered into under s. 18.55 (6) with respect to revenue  
14 obligations issued under this subsection, can be fully paid on a timely basis from  
15 moneys received or anticipated to be received. Revenue obligations issued under this  
16 subsection for the clean water fund program shall not exceed ~~\$2,363,300,000~~  
17 \$2,716,300,000 in principal amount, excluding obligations issued to refund  
18 outstanding revenue obligation notes.

19 **SECTION 1837.** 281.60 (6) of the statutes is amended to read:

20 281.60 (6) PRIORITY LIST. The department shall establish a priority list that  
21 ranks each land recycling loan program project. The department shall promulgate  
22 rules for determining project rankings based on the potential of projects to reduce  
23 environmental pollution and threats to human health and, for sites and facilities  
24 that are not landfills, the extent to which projects will prevent the development of  
25 undeveloped land by making land available for redevelopment after a cleanup is

1 conducted. Before the department establishes the priority list, the department shall  
2 consider the recommendations of the department of administration and the  
3 ~~department of commerce~~ Wisconsin Economic Development Corporation.

4 **SECTION 1838.** 281.61 (8) (a) 2. of the statutes is amended to read:

5 281.61 **(8)** (a) 2. In any biennium, no local governmental unit may receive more  
6 than 25% of the ~~amount established under s. 281.59 (3s) (b)~~ funds that the  
7 department of administration projects will be available for that biennium.

8 **SECTION 2927b.** 281.68 (2) (a) of the statutes is amended to read:

9 281.68 **(2)** (a) The department may provide a grant of ~~75%~~ 67 percent of the cost  
10 of a lake management planning project up to a total of \$10,000 \$25,000 per grant.  
11 In each fiscal year, the total amount of moneys awarded as grants for lake  
12 management planning projects may not exceed \$50,000 for any one lake.

13 **SECTION 1839.** 281.75 (18) of the statutes is amended to read:

14 281.75 **(18)** SUSPENSION OR REVOCATION OF LICENSES. The department may  
15 suspend or revoke a license issued under ch. 280 if the department finds that the  
16 licensee falsified information submitted under this section. The department of  
17 ~~commerce~~ safety and professional services may suspend or revoke the license of a  
18 plumber licensed under ch. 145 if the department of ~~commerce~~ safety and  
19 professional services finds that the plumber falsified information submitted under  
20 this section.

21 **SECTION 1840.** 283.15 (2) (a) of the statutes is renumbered 283.15 (2) (am) and  
22 amended to read:

23 283.15 **(2)** (am) 1. ~~When~~ Within 60 days after the department issues, reissues  
24 or modifies a permit to include a water quality based effluent limitation under s.

1 283.13 (5), the permittee may apply to the department for a variance from the water  
2 quality standard used to derive the limitation.

3 2. After an application for a variance is submitted to the department under  
4 subd. 1., and until the last day for seeking review of the secretary's final decision on  
5 the application or a later date fixed by order of the reviewing court, the water quality  
6 based effluent limitation under s. 283.13 (5) and the corresponding compliance  
7 schedule are not effective. All other provisions of the permit continue in effect except  
8 those for which a petition for review has been submitted under s. 283.63. For those  
9 provisions for which an application for variance has been submitted under this  
10 section, the corresponding or similar provisions of the prior permit continue in effect  
11 until the last day for seeking review of the department's final decision or a later date  
12 fixed by order of the reviewing court.

13 **SECTION 1841.** 283.15 (2) (a) of the statutes is created to read:

14 283.15 (2) (a) If a permit contains a variance or if a permittee anticipates that  
15 a reissued permit will include a water quality based effluent limitation under s.  
16 283.13 (5), when the permittee applies for reissuance of the permit the permittee may  
17 apply to the department for renewal of the variance or for a variance from the water  
18 quality standard that would be used to derive the water quality based effluent  
19 limitation.

20 **SECTION 1842.** 283.15 (2) (b) 1. of the statutes is renumbered 283.15 (2) (b) and  
21 amended to read:

22 283.15 (2) (b) The department shall specify by rule the information to be  
23 included in the an application. ~~The permittee shall submit an application for a~~  
24 ~~variance within 60 days after the department issues, reissues or modifies the permit~~  
25 under this subsection.



1           **SECTION 1843.** 283.15 (2) (b) 2. of the statutes is repealed.

2           **SECTION 1844.** 283.15 (2) (b) 3. of the statutes is repealed.

3           **SECTION 1845.** 283.15 (2) (c) of the statutes is amended to read:

4           283.15 **(2)** (c) The department may request additional information from the  
5           permittee within 30 days after receiving either the an application under par. (b) 1.  
6           ~~or the information under par. (b) 2.~~ (am) 1. The permittee shall provide the additional  
7           information within 30 days after receipt of the department's request. An application  
8           is not complete until the additional information is provided to the department.

9           **SECTION 1846.** 283.15 (2) (e) of the statutes is repealed.

10          **SECTION 1847.** 283.15 (3) of the statutes is renumbered 283.15 (3) (b) and  
11          amended to read:

12          283.15 **(3)** (b) The secretary shall issue a tentative decision on the an  
13          application for a variance under sub. (2) (am) 1. within 120 days after receipt of a  
14          completed application. The department shall circulate the tentative decision to the  
15          permittee and to the parties in s. 283.53 (2) (c). If the tentative decision is to grant  
16          a variance based upon one or more of the conditions specified in sub. (4) (a) 1. a. to  
17          e., the department shall include in the notice under this subsection paragraph a  
18          statement on the effect of the variance, if granted, on the designated use of the water  
19          body during the term of the underlying permit. The department shall provide a  
20          30–day period for written comments on the tentative decision.

21          **SECTION 1848.** 283.15 (3) (a) of the statutes is created to read:

22          283.15 **(3)** (a) The secretary shall issue a tentative decision on an application  
23          for a variance under sub. (2) (a) in the notice under s. 283.39 for the reissuance of the  
24          permit.

25          **SECTION 1849.** 283.15 (4) (a) 1. (intro.) of the statutes is amended to read:

1           283.15 (4) (a) 1. (intro.) ~~Within 90 days after expiration of the comment period~~  
2 ~~under sub. (3), the~~ The secretary shall approve all or part of a requested variance,  
3 or modify and approve a requested variance if the permittee demonstrates, by the  
4 greater weight of the credible evidence, that attaining the water quality standard is  
5 not feasible because:

6           **SECTION 1850.** 283.15 (4) (a) 2. of the statutes is amended to read:

7           283.15 (4) (a) 2. ~~Within 90 days after the expiration of the comment period~~  
8 ~~under sub. (3), the~~ The secretary shall deny a requested variance if the permittee  
9 fails to make the demonstration required under subd. 1.

10          **SECTION 1851.** 283.15 (4) (a) 3. of the statutes is repealed.

11          **SECTION 1852.** 283.15 (4) (b) of the statutes is repealed.

12          **SECTION 1853.** 283.15 (4) (c) of the statutes is repealed.

13          **SECTION 1854.** 283.15 (5) (b) of the statutes is amended to read:

14          283.15 (5) (b) A variance applies for the term established by the secretary, but  
15 not to exceed ~~3~~ 5 years. The term of the initial variance and any renewals thereof  
16 may not exceed the time that the secretary determines is necessary to achieve the  
17 water quality based effluent limitation. Initial and interim effluent limitations  
18 established under par. (c) 1. apply, as appropriate, for the term of the underlying  
19 permit as issued, reissued or modified to implement the decision under sub. (4) (b)  
20 (a) 1. or as extended by operation of s. 227.51 (2). Notwithstanding sub. (4) (d), s.  
21 227.51 (2) shall apply for the purposes of continuing the provisions of a permit  
22 pending the issuance or reissuance of a permit. ~~Upon the issuance or reissuance of~~  
23 ~~the new permit, sub. (2) (a) 2. and s. 283.63 (1) (am) apply.~~

24          **SECTION 1855.** 283.15 (5) (c) (intro.) of the statutes is amended to read:

1           283.15 (5) (c) (intro.) The department shall require all of the following in a  
2 permit reissued or modified pursuant to sub. (4) (c) to implement a variance shall  
3 require:

4           **SECTION 1856.** 283.15 (5) (c) 1. of the statutes is amended to read:

5           283.15 (5) (c) 1. Compliance with an initial effluent limitation ~~which~~ that at the  
6 time the variance is approved represents the level currently achievable by the  
7 permittee and that is no less stringent than the effluent limitation achieved under  
8 the permit before reissuance. At the time a variance is approved a compliance  
9 schedule and an interim effluent limitation that is achievable by the permittee  
10 during the term of the variance may be specified. The initial and the interim effluent  
11 limitations may not be less stringent than a categorical effluent limitation that  
12 applies to the permittee under s. 283.13 (2) or (4) or 283.19 or a toxic effluent  
13 standard that applies to the permittee under s. 283.21.

14           **SECTION 1857.** 283.15 (5) (c) 2. (intro.) of the statutes is amended to read:

15           283.15 (5) (c) 2. (intro.) Investigation of treatment technologies, process  
16 changes, pollution prevention, wastewater reuse or other techniques that may result  
17 in compliance by the permittee with the water quality standard adopted under s.  
18 281.15, and submission of reports on the investigations at such times as required by  
19 the department. The secretary shall modify or waive the requirements specified in  
20 this subdivision if the secretary determines, based upon comments received on the  
21 tentative decision under sub. (3), that the requirements of this subdivision are:

22           **SECTION 1858.** 283.15 (6) of the statutes is amended to read:

23           283.15 (6) RENEWAL. ~~A variance may be renewed using the procedures in and~~  
24 ~~subject to subs. (2) to (5).~~ A variance may not be renewed if the permittee did not

1 submit the reports required under sub. (5) (c) 2. or substantially comply with all other  
2 conditions of the variance.

3 **SECTION 1859.** 283.39 (3) (dm) of the statutes is created to read:

4 283.39 (3) (dm) If the applicant applied, under s. 283.15 (2) (a), for a variance,  
5 as defined in s. 283.15 (1), a tentative decision to approve or deny the variance,  
6 including, if the tentative decision is to grant the variance based upon one or more  
7 of the conditions specified in s. 283.15 (4) (a) 1. a. to e., a statement on the effect of  
8 the variance, if granted, on the designated use of the water body during the term of  
9 the permit;

10 **SECTION 2951k.** 283.60 of the statutes is created to read:

11 **283.60 Waiver for certain nutrient management research projects. (1)**

12 The department may waive the requirement for a permit under this chapter for a  
13 research project for the purpose of evaluating advanced agricultural nutrient  
14 management tools and precision agricultural technology, if all of the following  
15 conditions are met:

16 (a) The department determines that the project is unlikely to have a negative  
17 impact on, or to threaten, the environment or public health.

18 (b) The department reviews and approves the project before the project begins.

19 (c) The person who will operate the project agrees to take necessary actions to  
20 maintain compliance with surface water and groundwater requirements under ch.  
21 281 and this chapter, other than the permitting requirement, and to take necessary  
22 actions to regain compliance with those requirements if a violation occurs in the  
23 course of the project.

24 (2) A person seeking a waiver under sub. (1) shall apply to the department in  
25 writing. The department shall approve or deny an application in writing no more

1 than 45 days after receiving a complete application. The department may approve  
2 an application with conditions, including requirements for reporting project  
3 activities to the department and limitations on the duration of the project or the  
4 waiver for the project.

5 (3) A project for which the department grants a waiver under sub. (1) is an  
6 agricultural practice for the purposes of s. 823.08.

7 **SECTION 1860.** 285.39 (4) of the statutes is amended to read:

8 285.39 (4) REPORT ON NEW REPLENISHMENT MECHANISMS. After expiration of the  
9 replenishment implementation period, if the department reports under sub. (2) (b)  
10 1. or determines at any other time that the growth accommodation is less than 3,500  
11 tons, the department shall, with the advice of the department of ~~commerce~~ safety and  
12 professional services, submit a report to the chief clerk of each house of the  
13 legislature for distribution to the appropriate standing committees of the legislature  
14 under s. 13.172 (3) on how to most effectively and equitably replenish the growth  
15 accommodation. The report shall review existing studies and data to evaluate the  
16 accuracy of this state's state implementation plan with respect to the effect of  
17 emissions from inside and outside the volatile organic compound accommodation  
18 area on the ambient air quality within the area.

19 **SECTION 1861.** 285.79 (3) (intro.) of the statutes is amended to read:

20 285.79 (3) ASSISTANCE PROGRAM. (intro.) The department shall, ~~in cooperation~~  
21 ~~with the small business ombudsman clearinghouse under s. 560.03 (9)~~, develop and  
22 administer a small business stationary source technical and environmental  
23 compliance assistance program. The program shall include all of the following:

24 **SECTION 1862.** 287.01 (5) of the statutes is repealed.

25 **SECTION 2957b.** 287.01 (8) of the statutes is amended to read:

1           287.01 **(8)** “Region” means the area within the boundaries of a responsible unit  
2 or an out-of-state unit.

3           **SECTION 1863.** 287.03 (1) (f) of the statutes is repealed.

4           **SECTION 1864.** 287.07 (3) (intro.) of the statutes is renumbered 287.07 (3) and  
5 amended to read:

6           287.07 **(3)** ~~GENERAL DISPOSAL RESTRICTIONS~~ WASTE TIRES. Beginning on January  
7 1, 1995, no person may dispose of a waste tire, as defined in s. 289.55 (1) (c), in a solid  
8 waste disposal facility or burn a waste tire without energy recovery in a solid waste  
9 treatment facility in this state ~~any of the following~~.

10          **SECTION 1865.** 287.07 (3) (a) to (k) of the statutes are repealed.

11          **SECTION 2963b.** 287.07 (4) (intro.) of the statutes is amended to read:

12          287.07 **(4)** ~~GENERAL INCINERATION~~ DISPOSAL RESTRICTIONS. (intro.) Beginning on  
13 January 1, 1995, no person may dispose of in a solid waste disposal facility, convert  
14 into fuel, or burn ~~with energy recovery~~ at a solid waste treatment facility in this state  
15 any of the following:

16          **SECTION 2963e.** 287.07 (4e) of the statutes is created to read:

17          287.07 **(4e)** ~~GENERAL RESTRICTIONS ON PLACING IN CONTAINER~~. (a) Beginning on  
18 the effective date of this paragraph .... [LRB inserts date], no person may place in a  
19 container the contents of which will be disposed of in a solid waste treatment facility,  
20 converted into fuel, or burned at a solid waste treatment facility any of the items  
21 identified in sub. (4) (a) to (k).

22          (b) Beginning on the effective date of this paragraph .... [LRB inserts date], no  
23 person may place a waste tire in a container the contents of which will be disposed  
24 of in a solid waste disposal facility or burned without energy recovery in a solid waste  
25 treatment facility.

1           **SECTION 1866.** 287.07 (7) (b) 2. of the statutes is amended to read:

2           287.07 (7) (b) 2. A prohibition in sub. (3) (b), (c), (e), (f), (g), (h) or (j) or (4) (b),  
3 (c), (f), (g), (h) or (i) does not apply to a person who converts into fuel or burns at an  
4 operating solid waste treatment facility a type of material identified in one of those  
5 paragraphs that was converted into fuel or burned at the operating solid waste  
6 treatment facility during April, 1990, and either is generated in the operating solid  
7 waste treatment facility's current service area or is generated by the owner of the  
8 operating solid waste treatment facility.

9           **SECTION 1867.** 287.07 (7) (c) 1. cg. of the statutes is amended to read:

10           287.07 (7) (c) 1. cg. "Medical waste" means containers, packages and materials  
11 identified under sub. (3) or (4) that contain infectious waste or that are from a  
12 treatment area and are mixed with infectious waste.

13           **SECTION 1868.** 287.07 (7) (c) 2. (intro.) of the statutes is amended to read:

14           287.07 (7) (c) 2. (intro.) The prohibitions in subs. (3) and (4) and (4e) do not  
15 apply with respect to any of the following:

16           **SECTION 1869.** 287.07 (7) (c) 2. b. of the statutes is amended to read:

17           287.07 (7) (c) 2. b. The disposal of, in a solid waste disposal facility, or the  
18 placing of, in a container the contents of which will be disposed of in a solid waste  
19 facility, a container, package or material identified under sub. (3) or (4) that  
20 contained infectious waste or that is from a treatment area and is mixed with  
21 infectious waste generated in the treatment area, if the container, package or  
22 material has been treated, pursuant to standards established under ch. 289, to  
23 render the infectious waste noninfectious.

24           **SECTION 2969b.** 287.07 (7) (d) of the statutes is amended to read:

1           287.07 (7) (d) The department may grant, to a responsible unit ~~or out-of-state~~  
2 ~~unit~~, an exception to a prohibition in sub. (3) or (4) for up to one year for a material  
3 identified in sub. (3) or (4) in the event of an unexpected emergency condition.

4           **SECTION 1870.** 287.07 (7) (f) of the statutes is amended to read:

5           287.07 (7) (f) The prohibitions in subs. (2) ~~and (3)~~ to (4) do not apply to the  
6 beneficial reuse of a material within a solid waste disposal facility if the beneficial  
7 reuse of the material is approved in the solid waste disposal facility's plan of  
8 operation under s. 289.30.

9           **SECTION 1871.** 287.07 (7) (h) 1. (intro.) of the statutes is amended to read:

10           287.07 (7) (h) 1. (intro.) The department may grant a waiver or conditional  
11 waiver to a restriction under sub. (3) ~~(c) or (h)~~ or (4) (c) or (i) for plastics other than  
12 polyethylene terephthalate or high-density polyethylene if the department  
13 determines all of the following:

14           **SECTION 2977b.** 287.11 (1) of the statutes is amended to read:

15           287.11 (1) DEPARTMENT REVIEW. Upon request of a responsible unit ~~or an~~  
16 ~~out-of-state unit~~, the department shall review documentation of the responsible  
17 unit's solid waste management program created under s. 287.09 (2) (a) ~~or the~~  
18 ~~out-of-state unit's solid waste management program~~ and determine whether the  
19 program is an effective recycling program. The department shall complete its review  
20 and make a determination within 90 days after receiving the documentation.

21           **SECTION 2977d.** 287.11 (2e) of the statutes is repealed.

22           **SECTION 2977f.** 287.11 (2m) (b) (intro.) of the statutes is amended to read:

23           287.11 (2m) (b) (intro.) The department shall, at the request of a responsible  
24 unit ~~or out-of-state unit~~ that has been determined to have an effective recycling  
25 program under this section, grant a variance to the applicable requirements in sub.



1 (2) (b) and (er) for up to one year for a material identified in s. 287.07 (3) or (4) that  
2 is generated in the responsible unit's ~~or out-of-state unit's~~ region if the department  
3 determines that the cost of selling processed material exceeds any of the following:

4 **SECTION 2977h.** 287.11 (2m) (c) of the statutes is amended to read:

5 287.11 (2m) (c) The department may on its own initiative grant, to one or more  
6 responsible units ~~or out-of-state units~~ that have been determined to have effective  
7 recycling programs under this section, a variance to the applicable requirements in  
8 sub. (2) (b) and (er) for up to one year for a material identified in s. 287.07 (3) or (4)  
9 that is generated in the responsible units' ~~or out-of-state units'~~ regions if the  
10 department determines that the cost of selling processed material exceeds the  
11 amount under par. (b) 1. or 2.

12 **SECTION 2977j.** 287.11 (2p) (c) of the statutes is amended to read:

13 287.11 (2p) (c) The department may grant a responsible unit ~~or an out-of-state~~  
14 ~~unit~~ an exception to an applicable requirement in sub. (2) (b) or (er) for up to one year  
15 for a material that is subject to an exception under s. 287.07 (7) (d).

16 **SECTION 2977L.** 287.11 (3) of the statutes is amended to read:

17 287.11 (3) LIST. The department shall prepare and periodically update a list  
18 of responsible units ~~and out-of-state units~~ that have an effective recycling program.

19 **SECTION 2977n.** 287.11 (4) of the statutes is repealed.

20 **SECTION 2977p.** 287.17 (1) (np) of the statutes is amended to read:

21 287.17 (1) (np) "School" means a public school, as defined in s. 115.01 (1), a  
22 private school participating in the program under s. 118.60, a private school  
23 participating in the program under s. 118.62, or a private school participating in the  
24 program under s. 119.23.

25 **SECTION 2980b.** 287.23 (1) (c) of the statutes is repealed.

1           **SECTION 2980c.** 287.23 (1m) of the statutes is repealed.

2           **SECTION 2980d.** 287.23 (3) (a) of the statutes is repealed.

3           **SECTION 2980f.** 287.23 (3) (ac) of the statutes is repealed.

4           **SECTION 2980h.** 287.23 (5) of the statutes is repealed.

5           **SECTION 2980j.** 287.23 (5e) of the statutes is repealed.

6           **SECTION 2980L.** 287.23 (5m) of the statutes is repealed.

7           **SECTION 2980n.** 287.23 (5p) (a) to (c) of the statutes are amended to read:

8           287.23 **(5p)** (a) If a responsible unit submits its application under sub. (4) after  
9           October 1 but no later than October 10, the amount of the responsible unit's grant  
10           is 95% of the amount determined under sub. ~~(5) or (5m)~~ **(5b)**.

11           (b) If a responsible unit submits its application under sub. (4) after October 10  
12           but no later than October 20, the amount of the responsible unit's grant is 90% of the  
13           amount determined under sub. ~~(5) or (5m)~~ **(5b)**.

14           (c) If a responsible unit submits its application under sub. (4) after October 20  
15           but no later than October 30, the amount of the responsible unit's grant is 75% of the  
16           amount determined under sub. ~~(5) or (5m)~~ **(5b)**.

17           **SECTION 2980p.** 287.23 (6) (a) of the statutes is renumbered 287.23 (6) and  
18           amended to read:

19           287.23 **(6)** DISBURSEMENT. ~~Except as provided in par. (b), the~~ The department  
20           shall disburse a grant to the applicant after approval, but no later than June 1 of the  
21           year for which the grant is made.

22           **SECTION 2980r.** 287.23 (6) (b) of the statutes is repealed.

23           **SECTION 1872.** 287.235 of the statutes is repealed.

24           **SECTION 2981g.** 287.24 of the statutes is created to read:

1           **287.24 Recycling consolidation grants. (1)** In this section, “population”  
2 means the number of persons residing in a region, as determined by the department  
3 based upon the most recent decennial or special census or the most recent,  
4 subsequent population estimate under s. 16.96.

5           **(2)** The department shall make a grant from the appropriation account under  
6 s. 20.370 (6) (bw) for a year to a responsible unit that has been determined under s.  
7 287.11 to have an effective recycling program if any of the following applies:

8           (a) The responsible unit is a county.

9           (b) The responsible unit is a federally recognized Indian tribe or band.

10           (c) The responsible unit has a population of 25,000 or more and consists of one  
11 or more municipalities.

12           (d) The responsible unit is not eligible under par. (a), (b), or (c) but one of the  
13 following applies:

14           1. By October 1 in the year preceding the year for which the grant is made, the  
15 responsible unit consists of what had been at least 2 responsible units.

16           2. By October 1 in the year preceding the year for which the grant is made, the  
17 responsible unit enters into a cooperative agreement with another responsible unit  
18 for the joint provision of at least one of the following elements of an effective recycling  
19 program:

20           a. Performing comprehensive program planning.

21           b. Collecting and transporting recyclable materials.

22           c. Sorting recyclable materials at a materials recovery facility.

23           d. Developing and distributing educational materials relating to waste  
24 reduction, reuse, and recycling.

1 e. Carrying out a program of technical assistance to businesses and owners and  
2 occupants of multifamily dwellings to increase the availability and convenience of  
3 recycling.

4 f. Any other program element approved by the department.

5 **(3)** Subject to sub. (4), the department shall determine the amount of a grant  
6 to a responsible unit under this section as follows:

7 (a) Divide the amount available under s. 20.370 (6) (bw) for the year by the total  
8 population of the responsible units eligible under sub. (2).

9 (b) Multiply the amount determined under par. (a) by the population of the  
10 responsible unit.

11 **(4)** A grant under this section plus a grant under s. 287.23 may not exceed the  
12 allowable expenses under s. 287.23 (3) (b).

13 **SECTION 1873.** 287.25 of the statutes is repealed.

14 **SECTION 1874.** 287.26 of the statutes is repealed.

15 **SECTION 1875.** 287.31 (6) of the statutes is amended to read:

16 287.31 **(6)** USE OF REVENUES. The newspaper recycling fees collected under sub.  
17 (5) shall be deposited in the ~~recycling and renewable energy~~ environmental fund  
18 under s. 25.49.

19 **SECTION 2984n.** 289.63 (6) (title) of the statutes is amended to read:

20 289.63 **(6)** (title) EXEMPTION FROM GROUNDWATER AND WELL COMPENSATION FEES;  
21 FOR CERTAIN MATERIALS USED IN OPERATION OF THE FACILITY.

22 **SECTION 2984p.** 289.63 (6) of the statutes is renumbered 289.63 (6) (a).

23 **SECTION 2984r.** 289.63 (6) (b) of the statutes is created to read:

24 289.63 **(6)** (b) 1. In this paragraph, “natural disaster” means a severe natural  
25 or human–caused flood or a severe tornado, heavy rain, or storm.

1           2. Solid waste materials that are generated as the result of a natural disaster  
2 are not subject to the groundwater and well compensation fees imposed under sub.

3 (1) if all of the following apply:

4           a. The natural disaster resulted in a federal or state disaster declaration.

5           b. The solid waste materials were generated within a municipality that was  
6 included in the federal or state disaster declaration.

7           c. The solid waste materials resulting from the natural disaster were disposed  
8 of in the solid waste disposal facility within 60 days after the occurrence of the  
9 natural disaster.

10           d. The solid waste materials were removed as part of the disaster recovery  
11 effort and were segregated from other solid wastes when delivered to the solid waste  
12 disposal facility.

13           **SECTION 2984t.** 289.64 (4) (title) of the statutes is amended to read:

14           289.64 (4) (title) EXEMPTION FROM SOLID WASTE FACILITY SITING BOARD FEE; FOR  
15 CERTAIN MATERIALS USED IN OPERATION OF THE FACILITY.

16           **SECTION 2984v.** 289.64 (4) of the statutes is renumbered 289.64 (4) (a).

17           **SECTION 2984x.** 289.64 (4) (b) of the statutes is created to read:

18           289.64 (4) (b) 1. In this paragraph, “natural disaster” means a severe natural  
19 or human–caused flood or a severe tornado, heavy rain, or storm.

20           2. Solid waste materials that are generated as the result of a natural disaster  
21 are not subject to the solid waste facility siting board fee imposed under sub. (1) if  
22 all of the following apply:

23           a. The natural disaster resulted in a federal or state disaster declaration.

24           b. The solid waste materials were generated within a municipality that was  
25 included in the federal or state disaster declaration.

1 c. The solid waste materials were disposed of in the solid waste disposal facility  
2 within 60 days after the occurrence of the natural disaster.

3 d. The solid waste materials were removed as part of the disaster recovery  
4 effort and were segregated from other solid wastes when delivered to the solid waste  
5 disposal facility.

6 **SECTION 2984z.** 289.645 (4) (f) of the statutes is created to read:

7 289.645 (4) (f) 1. In this paragraph, “natural disaster” means a severe natural  
8 or human–caused flood or a severe tornado, heavy rain, or storm.

9 2. Solid waste materials that are generated as the result of a natural disaster  
10 are not subject to the recycling fee imposed under sub. (1) if all of the following apply:

11 a. The natural disaster resulted in a federal or state disaster declaration.

12 b. The solid waste materials were generated within a municipality that was  
13 included in the federal or state disaster declaration.

14 c. The solid waste materials were disposed of in the solid waste disposal facility  
15 within 60 days after the occurrence of the natural disaster.

16 d. The solid waste materials were removed as part of the disaster recovery  
17 effort and were segregated from other solid wastes when delivered to the solid waste  
18 disposal facility.

19 **SECTION 2985b.** 289.645 (6) of the statutes is amended to read:

20 289.645 (6) USE OF RECYCLING FEES. The fees collected under sub. (2) shall be  
21 deposited in the ~~recycling and renewable energy~~ environmental fund.

22 **SECTION 2985f.** 289.67 (1) (a) of the statutes is amended to read:

23 289.67 (1) (a) *Imposition of fee.* Except as provided under ~~par.~~ pars. (f) and (fm),  
24 a generator of solid or hazardous waste shall pay an environmental repair fee for  
25 each ton or equivalent volume of solid or hazardous waste which is disposed of at a

1 licensed solid or hazardous waste disposal facility. If a person arranges for collection  
2 or disposal services on behalf of one or more generators, that person shall pay the  
3 environmental repair fee to the licensed solid or hazardous waste disposal facility or  
4 to any intermediate hauler used to transfer wastes from collection points to a  
5 licensed facility. An intermediate hauler who receives environmental repair fees  
6 under this paragraph shall pay the fees to the licensed solid or hazardous waste  
7 disposal facility. Tonnage or equivalent volume shall be calculated in the same  
8 manner as the calculation made for tonnage fees under s. 289.62 (1).

9 **SECTION 2985g.** 289.67 (1) (fm) of the statutes is created to read:

10 289.67 (1) (fm) *Exemption from environmental repair fee; certain materials*  
11 *resulting from natural disasters.* 1. In this paragraph, “natural disaster” means a  
12 severe natural or human–caused flood or a severe tornado, heavy rain, or storm.

13 2. Solid waste materials that are generated as the result of a natural disaster  
14 are not subject to the environmental repair fee imposed under par. (a) if all of the  
15 following apply:

- 16 a. The natural disaster resulted in a federal or state disaster declaration.
- 17 b. The solid waste materials were generated within a municipality that was  
18 included in the federal or state disaster declaration.
- 19 c. The solid waste materials were disposed of in the solid waste disposal facility  
20 within 60 days after the occurrence of the natural disaster.
- 21 d. The solid waste materials were removed as part of the disaster recovery  
22 effort and were segregated from other solid wastes when delivered to the solid waste  
23 disposal facility.

24 **SECTION 1876.** 292.11 (2) (e) of the statutes is amended to read:

1           292.11 (2) (e) The department shall report notifications that it receives under  
2 this subsection related to discharges from petroleum storage tanks, as defined in s.  
3 101.144 (1) (bm), to the department of ~~commerce~~ safety and professional services.

4           **SECTION 1877.** 292.11 (7) (d) 1m. b. of the statutes is amended to read:

5           292.11 (7) (d) 1m. b. An area designated by the local governmental unit if the  
6 area consists of 2 or more properties affected by a contiguous region of groundwater  
7 contamination or contains 2 or more properties that are brownfields, as defined in  
8 s. ~~560.13~~ 238.13 (1) (a).

9           **SECTION 1878.** 292.12 (1) (a) of the statutes is amended to read:

10           292.12 (1) (a) “Agency with administrative authority” means the department  
11 of agriculture, trade and consumer protection with respect to a site over which it has  
12 jurisdiction under s. 94.73 (2), the department of ~~commerce~~ safety and professional  
13 services with respect to a site over which it has jurisdiction under s. 101.144 (2) (a),  
14 or the department of natural resources with respect to a site over which it has  
15 jurisdiction under s. 292.11 (7).

16           **SECTION 1879.** 292.255 of the statutes is amended to read:

17           **292.255 Report on brownfield efforts.** The department of natural  
18 resources, the department of administration, and the ~~department of commerce~~  
19 Wisconsin Economic Development Corporation shall submit a report evaluating the  
20 effectiveness of this state’s efforts to remedy the contamination of, and to redevelop,  
21 brownfields, as defined in s. ~~560.13~~ 238.13 (1) (a).

22           **SECTION 1880.** 292.33 (6) of the statutes is amended to read:

23           292.33 (6) EXCEPTION. A local governmental unit may not recover costs under  
24 this section for remedial activities conducted on a property or portion of a property  
25 with respect to a discharge after the department of natural resources, the



1 department of ~~commerce~~ safety and professional services, or the department of  
2 agriculture, trade and consumer protection has indicated that no further remedial  
3 activities are necessary on the property or portion of the property with respect to the  
4 discharge.

5 **SECTION 2990r.** 292.75 of the statutes is renumbered 238.133, and 238.133 (2),  
6 (3) (intro.), (4), (5) (intro.) and (c), (6) and (7), as renumbered, are amended to read:

7 238.133 **(2)** DUTIES OF THE ~~DEPARTMENT~~ CORPORATION. (a) The ~~department~~  
8 corporation shall administer a program to award brownfield site assessment grants  
9 from the appropriation under s. ~~20.370 (6) (et)~~ 20.192 (1) (s) to local governmental  
10 units for the purposes of conducting any of the eligible activities under sub. (3).

11 (b) The ~~department~~ corporation may not award a grant to a local governmental  
12 unit under this section if that local governmental unit caused the environmental  
13 contamination that is the basis for the grant request.

14 (c) The ~~department~~ corporation may only award grants under this section if the  
15 person that caused the environmental contamination that is the basis for the grant  
16 request is unknown, cannot be located or is financially unable to pay the cost of the  
17 eligible activities.

18 (d) The ~~department~~ corporation shall ~~promulgate rules~~ establish criteria as  
19 necessary to administer the program. ~~Rules promulgated by the department~~ The  
20 corporation ~~under this paragraph~~ may limit the total amount of funds that may be  
21 used to cover the costs of each category of eligible activity described in sub. (3).

22 **(3)** ELIGIBLE ACTIVITIES. (intro.) The ~~department~~ corporation may award grants  
23 to local governmental units to cover the costs of the following activities:

1           **(4) APPLICATION FOR GRANT.** The applicant shall submit an application on a form  
2 prescribed by the ~~department~~ corporation and shall include any information that the  
3 ~~department~~ corporation finds necessary to calculate the amount of a grant.

4           **(5) GRANT CRITERIA.** (intro.) The ~~department~~ corporation shall consider the  
5 following criteria when determining whether to award a grant:

6           (c) Other criteria that the ~~department~~ corporation finds necessary to calculate  
7 the amount of a grant.

8           **(6) LIMITATION OF GRANT.** The total amount of all grants awarded to a local  
9 governmental unit in a fiscal year under this section shall be limited to an amount  
10 equal to 15% of the available funds appropriated under s. ~~20.370 (6) (et)~~ 20.192 (1)  
11 (s) for the fiscal year.

12           **(7) MATCHING FUNDS.** The ~~department~~ corporation may not distribute a grant  
13 ~~unless the applicant contributes matching funds equal to 20% of the grant. Matching~~  
14 ~~funds may be in the form of cash or in-kind contribution or both~~ that exceeds 67  
15 percent of eligible project costs.

16           **SECTION 2991b.** 292.79 of the statutes is repealed.

17           **SECTION 1881.** 293.11 of the statutes is amended to read:

18           **293.11 Mine effect responsibility.** The department shall serve as the central  
19 unit of state government to ensure that the air, lands, waters, plants, fish and  
20 wildlife affected by prospecting or mining in this state will receive the greatest  
21 practicable degree of protection and reclamation. The administration of  
22 occupational health and safety laws and rules that apply to mining shall remain  
23 exclusively the responsibility of the department of ~~commerce~~ safety and professional  
24 services. The powers and duties of the geological and natural history survey under  
25 s. 36.25 (6) shall remain exclusively the responsibility of the geological and natural

1 history survey. Nothing in this section prevents the department of ~~commerce~~ safety  
2 and professional services and the geological and natural history survey from  
3 cooperating with the department in the exercise of their respective powers and  
4 duties.

5 **SECTION 1882.** 299.13 (1m) (intro.) of the statutes is amended to read:

6 299.13 **(1m)** PROMOTION OF POLLUTION PREVENTION. (intro.) In carrying out the  
7 duties under this section and ~~ss. s. 36.25 (30) and 560.19~~, the department, ~~the~~  
8 ~~department of commerce~~ and the center shall promote all of the following techniques  
9 for pollution prevention:

10 **SECTION 2993p.** 299.49 (2) (d) 2. of the statutes is amended to read:

11 299.49 **(2)** (d) 2. Subdivision 1. does not apply to the sale of a mercury-added  
12 product listed in subd. 1. a. to i. if use of the product is required under federal law  
13 or if the only mercury-added component in the product is a button cell battery, other  
14 than a mercuric oxide button cell battery.

15 **SECTION 1883.** 299.83 (8) (f) of the statutes is amended to read:

16 299.83 **(8)** (f) The department and the department of ~~commerce~~ safety and  
17 professional services shall jointly provide information about participation contracts  
18 and environmental management systems to potential participants in the program  
19 and to other interested persons. The department shall consult with the department  
20 of ~~commerce~~ safety and professional services about the administration of the  
21 program.

22 **SECTION 1884.** 301.03 (3) of the statutes is amended to read:

23 301.03 **(3)** Administer parole, extended supervision, and probation matters,  
24 except that the decision to grant or deny parole ~~or to grant extended supervision~~  
25 ~~under s. 304.06 (1)~~ to inmates shall be made by the ~~earned release review~~ parole

1 commission and the decision to revoke probation, extended supervision, or parole in  
2 cases in which there is no waiver of the right to a hearing shall be made by the  
3 division of hearings and appeals in the department of administration. The secretary  
4 may grant special action parole releases under s. 304.02. ~~The department may~~  
5 ~~discharge inmates from extended supervision under s. 973.01 (4m) and may modify~~  
6 ~~a bifurcated sentence under s. 302.113 (9h), and the earned release review~~  
7 ~~commission may modify a sentence under s. 302.1135.~~ The department shall  
8 promulgate rules establishing a drug testing program for probationers, parolees and  
9 persons placed on extended supervision. The rules shall provide for assessment of  
10 fees upon probationers, parolees and persons placed on extended supervision to  
11 partially offset the costs of the program.

12 **SECTION 2995h.** 301.03 (5d) of the statutes is created to read:

13 301.03 (5d) Ensure that the superintendent or other person in charge of each  
14 state correctional institution designates a person to meet with correctional officers  
15 employed at the institution to discuss potential or ongoing safety concerns at the  
16 institution and to develop solutions to the concerns.

17 **SECTION 2995k.** 301.03 (5h) of the statutes is created to read:

18 301.03 (5h) Develop, with the assistance of the office of state employment  
19 relations, a policy for staff assignments that shall consider an employee's seniority  
20 when assigning shifts.

21 **SECTION 1885.** 301.048 (2) (am) 3. of the statutes is amended to read:

22 301.048 (2) (am) 3. The ~~earned release review~~ parole commission grants him  
23 or her parole under s. 304.06 and requires his or her participation in the program as  
24 a condition of parole under s. 304.06 (1x).

25 **SECTION 1886.** 301.21 (1m) (c) of the statutes is amended to read:

1           301.21 **(1m)** (c) Any hearing to consider parole ~~or whether to grant extended~~  
2           supervision, if the inmate is sentenced under s. 973.01 to which an inmate confined  
3           under this contract may be entitled by the laws of Wisconsin will be conducted by the  
4           Wisconsin earned release review parole commission under rules of the department.

5           **SECTION 1887.** 301.21 (2m) (c) of the statutes is amended to read:

6           301.21 **(2m)** (c) Any hearing to consider parole ~~or whether to grant extended~~  
7           supervision, if the prisoner is sentenced under s. 973.01 to which a prisoner confined  
8           under a contract under this subsection may be entitled by the laws of Wisconsin shall  
9           be conducted by the Wisconsin earned release review parole commission under rules  
10          of the department.

11          **SECTION 1888.** 301.26 (3) (c) of the statutes is amended to read:

12          301.26 **(3)** (c) Within the limits of the appropriations under s. 20.410 (3) (cd),  
13          ~~(ko), and (o)~~ and (ko), the department shall allocate funds to each county for services  
14          under this section.

15          **SECTION 1889.** 301.26 (4) (b) of the statutes is amended to read:

16          301.26 **(4)** (b) Assessment of costs under par. (a) shall be made periodically on  
17          the basis of the per person per day cost estimate specified in par. (d) 2. ~~and 3.~~ and  
18          4. Except as provided in pars. (bm), (c), and (cm), liability shall apply to county  
19          departments under s. 46.21, 46.22, or 46.23 in the county of the court exercising  
20          jurisdiction under chs. 48 and 938 for each person receiving services from the  
21          department of corrections under s. 48.366, 938.183, or 938.34 or the department of  
22          health services under s. 46.057 or 51.35 (3). Except as provided in pars. (bm), (c), and  
23          (cm), in multicounty court jurisdictions, the county of residency within the  
24          jurisdiction shall be liable for costs under this subsection. Assessment of costs under  
25          par. (a) shall also be made according to the general placement type or level of care

1 provided, as defined by the department, and prorated according to the ratio of the  
2 amount designated under sub. (3) (c) to the total applicable estimated costs of care,  
3 services, and supplies provided by the department of corrections under ss. 48.366,  
4 938.183, and 938.34 and the department of health services under s. 46.057 or 51.35  
5 (3).

6 **SECTION 1890.** 301.26 (4) (cm) 3. of the statutes is amended to read:

7 301.26 (4) (cm) 3. The per person daily reimbursement rate for juvenile  
8 correctional services under this paragraph shall be equal to the per person daily cost  
9 assessment to counties under par. (d) 2. ~~and 3.~~ and 4. for juvenile correctional  
10 services.

11 **SECTION 1891.** 301.26 (4) (ct) of the statutes is created to read:

12 301.26 (4) (ct) 1. Subject to subd. 2. and notwithstanding ss. 16.50 (2), 16.52,  
13 20.002 (11), and 20.903, if there is a deficit in the appropriation account under s.  
14 20.410 (3) (hm) at the close of a fiscal year, any unencumbered balance in the  
15 appropriation account under s. 20.410 (3) (ho) at the close of that fiscal year, less the  
16 amounts required by s. 20.410 (3) (ho) to be remitted to counties or transferred to the  
17 appropriation account under s. 20.410 (3) (kx), and any unencumbered balance in the  
18 appropriation account under s. 20.410 (3) (hr) at the close of that fiscal year, shall be  
19 transferred to the appropriation account under s. 20.410 (3) (hm), up to the amount  
20 that when added to other amounts credited to that appropriation account in that  
21 fiscal year equals the amount shown in the schedule under s. 20.005 (3) for that  
22 appropriation account for that fiscal year.

23 2. The total amount transferred at the end of a fiscal year under subd. 1. may  
24 not exceed the amount of the deficit in the appropriation account under s. 20.410 (3)  
25 (hm) for that fiscal year, and if that deficit is less than the total amount of the

1 unencumbered balances available for transfer under subd. 1., the amount  
2 transferred from the appropriation accounts under s. 20.410 (3) (ho) and (hr) shall  
3 be in proportion to the respective unencumbered balance available for transfer from  
4 each of those appropriation accounts.

5 **SECTION 3002m.** 301.26 (4) (cx) of the statutes is created to read:

6 301.26 (4) (cx) If, notwithstanding ss. 16.50 (2), 16.52, 20.002 (11), and 20.903,  
7 there is a deficit in the appropriation account under s. 20.410 (3) (hm) at the close  
8 of a fiscal biennium, the governor shall, to address that deficit, increase each of the  
9 rates specified under s. 301.26 (4) (d) 2. and 3. for care in a Type 1 juvenile  
10 correctional institution and for care for juveniles transferred from a correctional  
11 institution by \$17, in addition to any increase due to actual costs, in the executive  
12 budget bill for each fiscal biennium, until the deficit under s. 20.410 (3) (hm) is  
13 eliminated.

14 **SECTION 1892.** 301.26 (4) (d) 2. of the statutes is amended to read:

15 301.26 (4) (d) 2. Beginning on January July 1, 2010 2011, and ending on June  
16 30, 2010 2012, the per person daily cost assessment to counties shall be ~~\$270~~ \$284  
17 for care in a Type 1 juvenile correctional facility, as defined in s. 938.02 (19), ~~\$270~~  
18 \$284 for care for juveniles transferred from a juvenile correctional institution under  
19 s. 51.35 (3), ~~\$298 for care in a residential care center for children and youth, \$190 for~~  
20 ~~care in a group home for children, \$72 for care in a foster home, \$124 for care in a~~  
21 ~~treatment foster home under rules promulgated under s. 48.62 (8) (c), \$101~~ \$99 for  
22 departmental corrective sanctions services, and \$40 for departmental aftercare  
23 services.

24 **SECTION 1893.** 301.26 (4) (d) 3. of the statutes is amended to read:

1           301.26 (4) (d) 3. Beginning on July 1, ~~2010~~ 2012, and ending on June 30, ~~2011~~  
2           2013, the per person daily cost assessment to counties shall be ~~\$275~~ \$289 for care in  
3           a Type 1 juvenile correctional facility, as defined in s. 938.02 (19), ~~\$275~~ \$289 for care  
4           for juveniles transferred from a juvenile correctional institution under s. 51.35 (3),  
5           ~~\$313 for care in a residential care center for children and youth, \$200 for care in a~~  
6           ~~group home for children, \$75 for care in a foster home, \$130 for care in a treatment~~  
7           ~~foster home under rules promulgated under s. 48.62 (8) (c), \$103~~ \$100 for  
8           departmental corrective sanctions services, and ~~\$41~~ \$40 for departmental aftercare  
9           services.

10           **SECTION 1894.** 301.26 (4) (d) 4. of the statutes is created to read:

11           301.26 (4) (d) 4. The per person daily cost assessment to counties for care in a  
12           foster home, group home, or residential care center for children and youth shall be  
13           an amount equal to the amount the provider charges the department for that care  
14           as authorized by the department of children and families.

15           **SECTION 1895.** 301.26 (6) (a) of the statutes is amended to read:

16           301.26 (6) (a) The intent of this subsection is to develop criteria to assist the  
17           legislature in allocating funding, excluding funding for base allocations, from the  
18           appropriations under s. 20.410 (3) (cd), ~~(ko)~~, and ~~(o)~~ and (ko) for purposes described  
19           in this section.

20           **SECTION 1896.** 301.26 (7) (intro.) of the statutes is amended to read:

21           301.26 (7) ALLOCATIONS OF FUNDS. (intro.) Within the limits of the availability  
22           ~~of federal funds and of the appropriations under s. 20.410 (3) (cd), (ko), and (o)~~ and  
23           (ko), the department shall allocate funds for community youth and family aids for the  
24           period beginning on July 1, ~~2009~~ 2011, and ending on June 30, ~~2011~~ 2013, as



1 provided in this subsection to county departments under ss. 46.215, 46.22, and 46.23  
2 as follows:

3 **SECTION 1897.** 301.26 (7) (a) of the statutes is amended to read:

4 301.26 (7) (a) For community youth and family aids under this section,  
5 amounts not to exceed ~~\$50,395,100~~ \$45,478,000 for the last 6 months of ~~2009~~ 2011,  
6 ~~\$100,790,200~~ \$90,956,100 for ~~2010~~ 2012, and ~~\$50,395,100~~ \$45,478,100 for the first  
7 6 months of ~~2011~~ 2013.

8 **SECTION 1898.** 301.26 (7) (b) (intro.) of the statutes is amended to read:

9 301.26 (7) (b) (intro.) Of the amounts specified in par. (a), the department shall  
10 allocate \$2,000,000 for the last 6 months of ~~2009~~ 2011, \$4,000,000 for ~~2010~~ 2012, and  
11 \$2,000,000 for the first 6 months of ~~2011~~ 2013 to counties based on each of the  
12 following factors weighted equally:

13 **SECTION 1899.** 301.26 (7) (bm) of the statutes is amended to read:

14 301.26 (7) (bm) Of the amounts specified in par. (a), the department shall  
15 allocate \$6,250,000 for the last 6 months of ~~2009~~ 2011, \$12,500,000 for ~~2010~~ 2012,  
16 and \$6,250,000 for the first 6 months of ~~2011~~ 2013 to counties based on each county's  
17 proportion of the number of juveniles statewide who are placed in a juvenile  
18 correctional facility during the most recent 3-year period for which that information  
19 is available.

20 **SECTION 1900.** 301.26 (7) (c) of the statutes is amended to read:

21 301.26 (7) (c) Of the amounts specified in par. (a), the department shall allocate  
22 \$1,053,200 for the last 6 months of ~~2009~~ 2011, \$2,106,500 for ~~2010~~ 2012, and  
23 \$1,053,300 for the first 6 months of ~~2011~~ 2013 to counties based on each of the factors  
24 specified in par. (b) 1. to 3. weighted equally, except that no county may receive an  
25 allocation under this paragraph that is less than 93% nor more than 115% of the

1 amount that the county would have received under this paragraph if the allocation  
2 had been distributed only on the basis of the factor specified in par. (b) 3.

3 **SECTION 1901.** 301.26 (7) (e) of the statutes is amended to read:

4 301.26 (7) (e) For emergencies related to community youth and family aids  
5 under this section, amounts not to exceed \$125,000 for the last 6 months of ~~2009~~ 2011,  
6 \$250,000 for ~~2010~~ 2012, and \$125,000 for the first 6 months of ~~2011~~ 2013. A county  
7 is eligible for payments under this paragraph only if it has a population of not more  
8 than 45,000.

9 **SECTION 1902.** 301.26 (7) (h) of the statutes is amended to read:

10 301.26 (7) (h) For counties that are participating in the corrective sanctions  
11 program under s. 938.533 (2), \$1,062,400 in the last 6 months of ~~2009~~ 2011,  
12 \$2,124,800 in ~~2010~~ 2012, and \$1,062,400 in the first 6 months of ~~2011~~ 2013 for the  
13 provision of corrective sanctions services for juveniles from that county. In  
14 distributing funds to counties under this paragraph, the department shall determine  
15 a county's distribution by dividing the amount allocated under this paragraph by the  
16 number of slots authorized for the program under s. 938.533 (2) and multiplying the  
17 quotient by the number of slots allocated to that county by agreement between the  
18 department and the county. The department may transfer funds among counties as  
19 necessary to distribute funds based on the number of slots allocated to each county.

20 **SECTION 1903.** 301.26 (8) of the statutes is amended to read:

21 301.26 (8) ALCOHOL AND OTHER DRUG ABUSE TREATMENT. From the amount of the  
22 allocations specified in sub. (7) (a), the department shall allocate \$666,700 in the last  
23 6 months of ~~2009~~ 2011, \$1,333,400 in ~~2010~~ 2012, and \$666,700 in the first 6 months  
24 of ~~2011~~ 2013 for alcohol and other drug abuse treatment programs.

25 **SECTION 3014m.** 301.328 (1m) of the statutes is created to read:

1           301.328 **(1m)** No prisoner may receive more than \$100 annually in litigation  
2           loans, except that any amount of the debt the prisoner repays during the year may  
3           be advanced to the prisoner again without counting against the \$100 litigation loan  
4           limit. No prisoner may receive a litigation loan in any amount until he or she has  
5           repaid a prior loan in full or has made arrangements for repayment with the warden  
6           of the institution.

7           **SECTION 1904.** 302.045 (1) of the statutes is amended to read:

8           302.045 **(1)** PROGRAM. The department shall provide a challenge incarceration  
9           program for inmates selected to participate under sub. (2). The program shall  
10          provide participants with manual labor, personal development counseling,  
11          substance abuse treatment and education, military drill and ceremony, counseling,  
12          and strenuous physical exercise, for participants who have not attained the age of  
13          30 as of the date on which they begin participating in the program, or  
14          age-appropriate strenuous physical exercise, for all other participants, in  
15          preparation for release on parole or extended supervision. ~~The program shall~~  
16          ~~provide, according to each participant's needs as assessed under sub. (2) (d),~~  
17          ~~substance abuse treatment and education, including intensive intervention when~~  
18          ~~indicated, personal development counseling, education, employment readiness~~  
19          ~~training, and other treatment options that are directly related to the participant's~~  
20          ~~criminal behavior.~~ The department shall design the program to include not less  
21          fewer than 50 participants at a time and so that a participant may complete the  
22          program in not more than 180 days. The department may restrict participant  
23          privileges as necessary to maintain discipline.

24          **SECTION 1905.** 302.045 (2) (d) of the statutes is repealed and recreated to read:

1           302.045 **(2)** (d) The department determines, during assessment and  
2 evaluation, that the inmate has a substance abuse problem.

3           **SECTION 1906.** 302.045 (3) of the statutes is amended to read:

4           302.045 **(3)** PAROLE ELIGIBILITY. Except as provided in sub. (4), if the department  
5 determines that an inmate serving a sentence other than one imposed under s.  
6 973.01 has successfully completed the challenge incarceration program, the earned  
7 release review parole commission shall parole the inmate for that sentence under s.  
8 304.06, regardless of the time the inmate has served. When the earned release  
9 review parole commission grants parole under this subsection, it must require the  
10 parolee to participate in an intensive supervision program ~~appropriate to the~~  
11 parolee's rehabilitation needs for drug abusers as a condition of parole.

12           **SECTION 1907.** 302.045 (3m) (d) of the statutes is repealed.

13           **SECTION 1908.** 302.05 (title) of the statutes is amended to read:

14           **302.05** (title) **Wisconsin earned release substance abuse program.**

15           **SECTION 1909.** 302.05 (1) of the statutes is renumbered 302.05 (1) (am) (intro.)  
16 and amended to read:

17           302.05 **(1)** (am) (intro.) The department of corrections ~~shall, at any correctional~~  
18 ~~facility the department determines is appropriate, provide a rehabilitation program~~  
19 ~~for inmates for the purposes of the earned release program described in sub. (3). and~~  
20 the department of health services may designate a section of a mental health  
21 institute as a correctional treatment facility for the treatment of substance abuse of  
22 inmates transferred from Wisconsin state prisons. This section shall be  
23 administered by the department of corrections and shall be known as the Wisconsin  
24 substance abuse program. The department of corrections and the department of

1 health services shall ensure that the residents at the institution and the residents  
2 in the substance abuse program:

3 **SECTION 1910.** 302.05 (1) (am) 1. of the statutes is created to read:

4 302.05 (1) (am) 1. Have access to all facilities that are available at the  
5 institution and are necessary for the treatment programs designed by the  
6 departments.

7 **SECTION 1911.** 302.05 (1) (am) 2. of the statutes is created to read:

8 302.05 (1) (am) 2. Are housed on separate wards.

9 **SECTION 1912.** 302.05 (1) (b) of the statutes is created to read:

10 302.05 (1) (b) The department of corrections and the department of health  
11 services shall, at any correctional facility the departments determine is appropriate,  
12 provide a substance abuse treatment program for inmates for the purposes of the  
13 earned release program described in sub. (3).

14 **SECTION 1913.** 302.05 (2) of the statutes is amended to read:

15 302.05 (2) Transfer to a correctional treatment facility for ~~participation in a~~  
16 ~~program described in sub. (1)~~ the treatment of substance abuse shall be considered  
17 a transfer under s. 302.18.

18 **SECTION 1914.** 302.05 (3) (b) of the statutes is amended to read:

19 302.05 (3) (b) Except as provided in par. (d), if the department determines that  
20 an eligible inmate serving a sentence other than one imposed under s. 973.01 has  
21 successfully completed a ~~rehabilitation~~ treatment program described in sub. (1), the  
22 ~~earned release review~~ parole commission shall parole the inmate for that sentence  
23 under s. 304.06, regardless of the time the inmate has served. If the ~~earned release~~  
24 ~~review~~ parole commission grants parole under this paragraph, it shall require the

1 parolee to participate in an intensive supervision program ~~appropriate to the~~  
2 ~~parolee's rehabilitation needs for drug abusers~~ as a condition of parole.

3 **SECTION 1915.** 302.05 (3) (c) 1. of the statutes is amended to read:

4 302.05 (3) (c) 1. Except as provided in par. (d), if the department determines  
5 that an eligible inmate serving the term of confinement in prison portion of a  
6 bifurcated sentence imposed under s. 973.01 has successfully completed a  
7 ~~rehabilitation~~ treatment program described in sub. (1), the department shall inform  
8 the court that sentenced the inmate.

9 **SECTION 1916.** 302.05 (3) (c) 2. (intro.) of the statutes, is amended to read:

10 302.05 (3) (c) 2. (intro.) Upon being informed by the department under subd.  
11 1. that an inmate whom the court sentenced under s. 973.01 has successfully  
12 completed a ~~rehabilitation~~ treatment program described in sub. (1), the court shall  
13 modify the inmate's bifurcated sentence as follows:

14 **SECTION 1917.** 302.05 (3) (c) 3. of the statutes is repealed.

15 **SECTION 1918.** 302.05 (3) (d) of the statutes is amended to read:

16 302.05 (3) (d) The department may place intensive sanctions program  
17 participants in a ~~rehabilitation~~ treatment program described in sub. (1), but pars. (b)  
18 and (c) do not apply to those participants.

19 **SECTION 1919.** 302.11 (1g) (b) (intro.) of the statutes is amended to read:

20 302.11 (1g) (b) (intro.) Before an incarcerated inmate with a presumptive  
21 mandatory release date reaches the presumptive mandatory release date specified  
22 under par. (am), the ~~earned release review~~ parole commission shall proceed under  
23 s. 304.06 (1) to consider whether to deny presumptive mandatory release to the  
24 inmate. If the ~~earned release review~~ parole commission does not deny presumptive  
25 mandatory release, the inmate shall be released on parole. The ~~earned release~~

1 review parole commission may deny presumptive mandatory release to an inmate  
2 only on one or more of the following grounds:

3 **SECTION 1920.** 302.11 (1g) (b) 2. of the statutes is amended to read:

4 302.11 **(1g)** (b) 2. Refusal by the inmate to participate in counseling or  
5 treatment that the social service and clinical staff of the institution determines is  
6 necessary for the inmate, including pharmacological treatment using an  
7 antiandrogen or the chemical equivalent of an antiandrogen if the inmate is a serious  
8 child sex offender as defined in s. 304.06 (1q) (a). The ~~earned release review~~ parole  
9 commission may not deny presumptive mandatory release to an inmate because of  
10 the inmate's refusal to participate in a rehabilitation program under s. 301.047.

11 **SECTION 1921.** 302.11 (1g) (c) of the statutes is amended to read:

12 302.11 **(1g)** (c) If the ~~earned release review~~ parole commission denies  
13 presumptive mandatory release to an inmate under par. (b), the ~~earned release~~  
14 ~~review~~ parole commission shall schedule regular reviews of the inmate's case to  
15 consider whether to parole the inmate under s. 304.06 (1).

16 **SECTION 1922.** 302.11 (1g) (d) of the statutes is amended to read:

17 302.11 **(1g)** (d) An inmate may seek review of a decision by the ~~earned release~~  
18 ~~review~~ parole commission relating to the denial of presumptive mandatory release  
19 only by the common law writ of certiorari.

20 **SECTION 1923.** 302.11 (1m) of the statutes is amended to read:

21 302.11 **(1m)** An inmate serving a life term is not entitled to mandatory release.  
22 Except as provided in ss. 939.62 (2m) (c) and 973.014, the ~~earned release review~~  
23 parole commission may parole the inmate as specified in s. 304.06 (1).

24 **SECTION 1924.** 302.11 (7) (c) of the statutes is amended to read:

1           302.11 (7) (c) The ~~earned release review~~ parole commission may subsequently  
2 parole, under s. 304.06 (1), and the department may subsequently parole, under s.  
3 304.02, a parolee who is returned to prison for violation of a condition of parole.

4           **SECTION 1925.** 302.113 (1) of the statutes is amended to read:

5           302.113 (1) An inmate is subject to this section if he or she is serving a  
6 bifurcated sentence imposed under s. 973.01. ~~An inmate convicted of a misdemeanor~~  
7 ~~or of a Class F to Class I felony that is not a violent offense, as defined in s. 301.048~~  
8 ~~(2) (bm) 1., and who is eligible for positive adjustment time under sub. (2) (b)~~  
9 ~~pursuant to s. 973.01 (3d) (b) may be released to extended supervision under sub. (2)~~  
10 ~~(b) or (9h). An inmate convicted of a Class C to Class E felony or a Class F to Class~~  
11 ~~I felony that is a violent offense, as defined in s. 301.048 (2) (bm) 1., or a Class F to~~  
12 ~~Class I felony that is not a violent offense, as defined under s. 301.048 (2) (bm) 1., but~~  
13 ~~who is ineligible for positive adjustment time under sub. (2) (b) pursuant to s. 973.01~~  
14 ~~(3d) (b) may be released to extended supervision only under sub. (2) (a) or (9h) or s.~~  
15 ~~304.06.~~

16           **SECTION 1926.** 302.113 (2) (a) of the statutes is renumbered 302.113 (2) and  
17 amended to read:

18           302.113 (2) Except as provided in ~~par. (b) and subs. (3) and (9) and s. 304.06,~~  
19 an inmate subject to this section is entitled to release to extended supervision after  
20 he or she has served the term of confinement in prison portion of the sentence  
21 imposed under s. 973.01, ~~as modified by the department under sub. (9h), as modified~~  
22 ~~under s. 302.1135 by the earned release review commission in the manner specified~~  
23 ~~in s. 302.1135 (6) (a), or as modified by the sentencing court under sub. (9g) or s.~~  
24 ~~302.045 (3m) (b) 1., 302.05 (3) (c) 2. a., or 973.195 (1r), or 973.198, if applicable.~~

25           **SECTION 1927.** 302.113 (2) (b) of the statutes is repealed.



1           **SECTION 1928.** 302.113 (2) (c) of the statutes is repealed.

2           **SECTION 1929.** 302.113 (3) (d) of the statutes is amended to read:

3           302.113 (3) (d) If the term of confinement in prison portion of a bifurcated  
4 sentence ~~for a Class B felony~~ is increased under this subsection, the term of extended  
5 supervision is reduced so that the total length of the bifurcated sentence does not  
6 change.

7           **SECTION 1930.** 302.113 (3) (e) of the statutes is repealed.

8           **SECTION 1931.** 302.113 (7) of the statutes is amended to read:

9           302.113 (7) Any inmate released to extended supervision under this section is  
10 subject to all conditions and rules of extended supervision until the expiration of the  
11 term of extended supervision portion of the bifurcated sentence ~~or until the~~  
12 ~~department discharges the inmate under s. 973.01 (4m), whichever is appropriate.~~  
13 The department may set conditions of extended supervision in addition to any  
14 conditions of extended supervision required under s. 302.116, if applicable, or set by  
15 the court under sub. (7m) or s. 973.01 (5) if the conditions set by the department do  
16 not conflict with the court's conditions.

17           **SECTION 1932.** 302.113 (9) (am) of the statutes is amended to read:

18           302.113 (9) (am) If a person released to extended supervision under this section  
19 ~~or under s. 302.1135~~ violates a condition of extended supervision, the reviewing  
20 authority may revoke the extended supervision of the person. If the extended  
21 supervision of the person is revoked, the reviewing authority shall order the person  
22 to be returned to prison for any specified period of time that does not exceed the time  
23 remaining on the bifurcated sentence. The time remaining on the bifurcated  
24 sentence is the total length of the bifurcated sentence, less time served by the person  
25 in confinement under the sentence before release to extended supervision under sub.

1 (2) and less all time served in confinement for previous revocations of extended  
2 supervision under the sentence. The order returning a person to prison under this  
3 paragraph shall provide the person whose extended supervision was revoked with  
4 credit in accordance with ss. 304.072 and 973.155.

5 **SECTION 1933.** 302.113 (9) (c) of the statutes is amended to read:

6 302.113 (9) (c) A person who is subsequently released to extended supervision  
7 after service of the period of time specified by the order under par. (am) is subject to  
8 all conditions and rules under sub. (7) and, if applicable, sub. (7m) until the  
9 expiration of the remaining extended supervision portion of the bifurcated sentence  
10 ~~or until the department discharges the person under s. 973.01 (4m), whichever is~~  
11 ~~appropriate.~~ The remaining extended supervision portion of the bifurcated sentence  
12 is the total length of the bifurcated sentence, less the time served by the person in  
13 confinement under the bifurcated sentence before release to extended supervision  
14 under sub. (2) and less all time served in confinement for previous revocations of  
15 extended supervision under the bifurcated sentence.

16 **SECTION 1934.** 302.113 (9g) of the statutes is created to read:

17 302.113 (9g) (a) In this subsection:

18 1. “Extraordinary health condition” means a condition afflicting a person, such  
19 as advanced age, infirmity, or disability of the person or a need for medical treatment  
20 or services not available within a correctional institution.

21 2. “Program review committee” means the committee at a correctional  
22 institution that reviews the security classifications, institution assignments, and  
23 correctional programming assignments of inmates confined in the institution.

1 (b) An inmate who is serving a bifurcated sentence for a crime other than a  
2 Class B felony may seek modification of the bifurcated sentence in the manner  
3 specified in par. (f) if he or she meets one of the following criteria:

4 1. The inmate is 65 years of age or older and has served at least 5 years of the  
5 term of confinement in prison portion of the bifurcated sentence.

6 2. The inmate is 60 years of age or older and has served at least 10 years of the  
7 term of confinement in prison portion of the bifurcated sentence.

8 3. The inmate has an extraordinary health condition.

9 (c) An inmate who meets a criterion under par. (b) may submit a petition to the  
10 program review committee at the correctional institution in which the inmate is  
11 confined requesting a modification of the inmate's bifurcated sentence in the manner  
12 specified in par. (f). If the inmate alleges in the petition that he or she has an  
13 extraordinary health condition, the inmate shall attach to the petition affidavits  
14 from 2 physicians setting forth a diagnosis that the inmate has an extraordinary  
15 health condition.

16 (cm) If, after receiving the petition under par. (c), the program review  
17 committee determines that the public interest would be served by a modification of  
18 the inmate's bifurcated sentence in the manner provided under par. (f), the  
19 committee shall approve the petition for referral to the sentencing court and notify  
20 the department of its approval. The department shall then refer the inmate's  
21 petition to the sentencing court and request the court to conduct a hearing on the  
22 petition. If the program review committee determines that the public interest would  
23 not be served by a modification of the inmate's bifurcated sentence in the manner  
24 specified in par. (f), the committee shall deny the inmate's petition.

1           (d) When a court is notified by the department that it is referring to the court  
2 an inmate's petition for modification of the inmate's bifurcated sentence, the court  
3 shall schedule a hearing to determine whether the public interest would be served  
4 by a modification of the inmate's bifurcated sentence in the manner specified in par.  
5 (f). The inmate and the district attorney have the right to be present at the hearing,  
6 and any victim of the inmate's crime has the right to be present at the hearing and  
7 to provide a statement concerning the modification of the inmate's bifurcated  
8 sentence. The court shall order such notice of the hearing date as it considers  
9 adequate to be given to the department, the inmate, the attorney representing the  
10 inmate, if applicable, and the district attorney. Victim notification shall be provided  
11 as specified under par. (g).

12           (e) At a hearing scheduled under par. (d), the inmate has the burden of proving  
13 by the greater weight of the credible evidence that a modification of the bifurcated  
14 sentence in the manner specified in par. (f) would serve the public interest. If the  
15 inmate proves that a modification of the bifurcated sentence in the manner specified  
16 in par. (f) would serve the public interest, the court shall modify the inmate's  
17 bifurcated sentence in that manner. If the inmate does not prove that a modification  
18 of the bifurcated sentence in the manner specified in par. (f) would serve the public  
19 interest, the court shall deny the inmate's petition for modification of the bifurcated  
20 sentence.

21           (f) A court may modify an inmate's bifurcated sentence under this section only  
22 as follows:

23           1. The court shall reduce the term of confinement in prison portion of the  
24 inmate's bifurcated sentence in a manner that provides for the release of the inmate

1 to extended supervision within 30 days after the date on which the court issues its  
2 order modifying the bifurcated sentence.

3 2. The court shall lengthen the term of extended supervision imposed so that  
4 the total length of the bifurcated sentence originally imposed does not change.

5 (g) 1. In this paragraph, “victim” has the meaning given in s. 950.02 (4).

6 2. When a court schedules a hearing under par. (d), the clerk of the circuit court  
7 shall send a notice of hearing to the victim of the crime committed by the inmate, if  
8 the victim has submitted a card under subd. 3. requesting notification. The notice  
9 shall inform the victim that he or she may appear at the hearing scheduled under  
10 par. (d) and shall inform the victim of the manner in which he or she may provide a  
11 statement concerning the modification of the inmate’s bifurcated sentence in the  
12 manner provided in par. (f). The clerk of the circuit court shall make a reasonable  
13 attempt to send the notice of hearing to the last-known address of the inmate’s  
14 victim, postmarked at least 10 days before the date of the hearing.

15 3. The director of state courts shall design and prepare cards for a victim to send  
16 to the clerk of the circuit court for the county in which the inmate was convicted and  
17 sentenced. The cards shall have space for a victim to provide his or her name and  
18 address, the name of the applicable inmate, and any other information that the  
19 director of state courts determines is necessary. The director of state courts shall  
20 provide the cards, without charge, to clerks of circuit court. Clerks of circuit court  
21 shall provide the cards, without charge, to victims. Victims may send completed  
22 cards to the clerk of the circuit court for the county in which the inmate was convicted  
23 and sentenced. All court records or portions of records that relate to mailing  
24 addresses of victims are not subject to inspection or copying under s. 19.35 (1).

1 (h) An inmate may appeal a court's decision to deny the inmate's petition for  
2 modification of his or her bifurcated sentence. The state may appeal a court's  
3 decision to grant an inmate's petition for a modification of the inmate's bifurcated  
4 sentence. In an appeal under this paragraph, the appellate court may reverse a  
5 decision granting or denying a petition for modification of a bifurcated sentence only  
6 if it determines that the sentencing court erroneously exercised its discretion in  
7 granting or denying the petition.

8 (i) If the program review committee denies an inmate's petition under par. (cm),  
9 the inmate may not file another petition within one year after the date of the program  
10 review committee's denial. If the program review committee approves an inmate's  
11 petition for referral to the sentencing court under par. (cm) but the sentencing court  
12 denies the petition, the inmate may not file another petition under par. (cm) within  
13 one year after the date of the court's decision.

14 (j) An inmate eligible to seek modification of his or her bifurcated sentence  
15 under this subsection has a right to be represented by counsel in proceedings under  
16 this subsection. An inmate, or the department on the inmate's behalf, may apply to  
17 the state public defender for determination of indigency and appointment of counsel  
18 under s. 977.05 (4) (jm) before or after the filing of a petition with the program review  
19 committee under par. (c). If an inmate whose petition has been referred to the court  
20 under par. (cm) is without counsel, the court shall refer the matter to the state public  
21 defender for determination of indigency and appointment of counsel under s. 977.05  
22 (4) (jm).

23 **SECTION 1935.** 302.113 (9h) of the statutes is repealed.

24 **SECTION 1936.** 302.1135 of the statutes is repealed.

25 **SECTION 1937.** 302.114 (9) (am) of the statutes is amended to read:

1           302.114 **(9)** (am) If a person released to extended supervision under this section  
2 ~~or under s. 302.1135~~ violates a condition of extended supervision, the reviewing  
3 authority may revoke the extended supervision of the person. If the extended  
4 supervision of the person is revoked, the person shall be returned to the circuit court  
5 for the county in which the person was convicted of the offense for which he or she  
6 was on extended supervision, and the court shall order the person to be returned to  
7 prison for a specified period of time before he or she is eligible for being released again  
8 to extended supervision. The period of time specified under this paragraph may not  
9 be less than 5 years and may be extended in accordance with sub. (3).

10           **SECTION 1938.** 302.114 (9) (c) of the statutes is amended to read:

11           302.114 **(9)** (c) A person who is subsequently released to extended supervision  
12 under par. (bm) is subject to all conditions and rules under sub. (8) until the  
13 expiration of the sentence ~~or until the department discharges the person under s.~~  
14 ~~973.01 (4m), whichever is appropriate.~~

15           **SECTION 3051h.** 302.388 (2) (g) of the statutes is created to read:

16           302.388 **(2)** (g) If a prisoner's health summary form or complete medical file  
17 indicates that the prisoner has a communicable disease and if disclosure of that  
18 information is necessary for the health and safety of the prisoner or of other  
19 prisoners, of a correctional officer who has custody of or is responsible for the  
20 supervision of the prisoner, of a person designated by a jailer to have custodial  
21 authority over the prisoner, of any other employee of the prison or jail, or of a law  
22 enforcement officer or other person who is responsible for transferring the prisoner  
23 to or from a prison or jail, receiving institution intake staff shall disclose that  
24 information to the persons specified in par. (f) 1. to 4. and to that correctional officer,  
25 person with custodial authority, law enforcement officer, or other person.

1           **SECTION 3051j.** 302.388 (3) of the statutes is renumbered 302.388 (3) (a).

2           **SECTION 3051L.** 302.388 (3) (b) of the statutes is created to read:

3           302.388 **(3)** (b) If a prisoner’s treatment summary indicates that the prisoner  
4 has a communicable disease and if disclosure of that information is necessary for the  
5 health and safety of the prisoner or of other prisoners, of a correctional officer who  
6 has custody of or is responsible for the supervision of the prisoner, of a person  
7 designated by a jailer to have custodial authority over the prisoner, of any employee  
8 of the prison or jail, or of a law enforcement officer or other person who is responsible  
9 for transferring the prisoner to or from a prison or jail, the department or jailer shall  
10 disclose that information to the persons to whom a treatment summary may be made  
11 available under par. (a) and to that correctional officer, person with custodial  
12 authority, law enforcement officer, or other person.

13           **SECTION 1939.** 304.01 (title) of the statutes is amended to read:

14           **304.01** (title) ~~**Earned release review**~~ **Parole commission and**  
15 **commission chairperson; general duties.**

16           **SECTION 1940.** 304.01 (1) of the statutes is amended to read:

17           304.01 **(1)** The chairperson of the ~~earned release review~~ parole commission  
18 shall administer and supervise the commission and its activities and shall be the  
19 final ~~parole-granting~~ authority for ~~granting parole or release to extended~~  
20 ~~supervision~~, except as provided in s. 304.02.

21           **SECTION 1941.** 304.01 (2) (intro.) of the statutes is amended to read:

22           304.01 **(2)** (intro.) The ~~earned release review~~ parole commission shall conduct  
23 regularly scheduled interviews to consider the parole ~~or release to extended~~  
24 ~~supervision~~ of eligible inmates of the adult correctional institutions under the  
25 control of the department of corrections, eligible inmates transferred under ch. 51



1 and under the control of the department of health services and eligible inmates in  
2 any county house of correction. The department of corrections shall provide all of the  
3 following to the ~~earned release review~~ parole commission:

4 **SECTION 1942.** 304.01 (2) (b) of the statutes is amended to read:

5 304.01 (2) (b) Scheduling assistance for parole interviews for prisoners who  
6 have ~~applied for parole or release to extended supervision~~ at the correctional  
7 institutions.

8 **SECTION 1943.** 304.01 (2) (c) of the statutes is amended to read:

9 304.01 (2) (c) Clerical support related to the parole interviews for prisoners who  
10 have ~~applied for parole or release to extended supervision~~.

11 **SECTION 1944.** 304.01 (2) (d) of the statutes is amended to read:

12 304.01 (2) (d) Appropriate physical space at the correctional institutions to  
13 conduct the parole interviews for prisoners who have ~~applied for parole or release to~~  
14 ~~extended supervision~~.

15 **SECTION 1945.** 304.06 (title) of the statutes is amended to read:

16 **304.06 (title) ~~Release to parole or extended supervision~~ Paroles from**  
17 **state prisons and house of correction.**

18 **SECTION 1946.** 304.06 (1) (b) of the statutes is amended to read:

19 304.06 (1) (b) Except as provided in s. 961.49 (2), 1999 stats., sub. (1m) or s.  
20 302.045 (3), 302.05 (3) (b), 973.01 (6), or 973.0135, the ~~earned release review~~ parole  
21 commission may parole an inmate of the Wisconsin state prisons or any felon or any  
22 person serving at least one year or more in a county house of correction or a county  
23 reforestation camp organized under s. 303.07, when he or she has served 25% of the  
24 sentence imposed for the offense, or 6 months, whichever is greater. Except as  
25 provided in s. 939.62 (2m) (c) or 973.014 (1) (b) or (c), (1g) or (2), the ~~earned release~~

1 review parole commission may parole an inmate serving a life term when he or she  
2 has served 20 years, as modified by the formula under s. 302.11 (1) and subject to  
3 extension under s. 302.11 (1q) and (2), if applicable. The person serving the life term  
4 shall be given credit for time served prior to sentencing under s. 973.155, including  
5 good time under s. 973.155 (4). The secretary may grant special action parole  
6 releases under s. 304.02. The department or the ~~earned-release-review~~ parole  
7 commission shall not provide any convicted offender or other person sentenced to the  
8 department's custody any parole eligibility or evaluation ~~for parole or release to~~  
9 ~~extended supervision~~ until the person has been confined at least 60 days following  
10 sentencing.

11 **SECTION 1947.** 304.06 (1) (bg) of the statutes is repealed.

12 **SECTION 1948.** 304.06 (1) (bk) of the statutes is repealed.

13 **SECTION 1949.** 304.06 (1) (bn) of the statutes is repealed.

14 **SECTION 1950.** 304.06 (1) (br) of the statutes is repealed.

15 **SECTION 1951.** 304.06 (1) (c) (intro.) of the statutes is amended to read:

16 304.06 (1) (c) (intro.) If an inmate applies for parole ~~or release to extended~~  
17 ~~supervision~~ under this subsection, the ~~earned-release-review~~ parole commission  
18 shall make a reasonable attempt to notify the following, if they can be found, in  
19 accordance with par. (d):

20 **SECTION 1952.** 304.06 (1) (d) 1. of the statutes is amended to read:

21 304.06 (1) (d) 1. The notice under par. (c) shall inform the offices and persons  
22 under par. (c) 1. to 3. of the manner in which they may provide written statements  
23 under this subsection, shall inform persons under par. (c) 3. of the manner in which  
24 they may attend interviews or hearings and make statements under par. (eg) and  
25 shall inform persons under par. (c) 3. who are victims, or family members of victims,

1 of crimes specified in s. 940.01, 940.03, 940.05, 940.225 (1), (2), or (3), 948.02 (1) or  
2 (2), 948.025, 948.06<sub>1</sub> or 948.07 of the manner in which they may have direct input in  
3 the parole decision-making process under par. (em) for parole or release to extended  
4 supervision. The earned release review parole commission shall provide notice  
5 under this paragraph for an inmate's first application for parole or release to  
6 extended supervision and, upon request, for subsequent applications for parole or  
7 release to extended supervision.

8 **SECTION 1953.** 304.06 (1) (d) 2. of the statutes is amended to read:

9 304.06 (1) (d) 2. The notice shall be by 1st class mail to an office's or a person's  
10 last-known address sent at least 3 weeks before the interview or hearing upon the  
11 application for parole or release to extended supervision.

12 **SECTION 1954.** 304.06 (1) (d) 3m. of the statutes is amended to read:

13 304.06 (1) (d) 3m. If applicable, the notice shall state the manner in which the  
14 person may have direct input in the decision-making process for parole or release  
15 to extended supervision.

16 **SECTION 1955.** 304.06 (1) (d) 4. of the statutes is amended to read:

17 304.06 (1) (d) 4. If the notice is for a first application for parole or release to  
18 extended supervision, the notice shall inform the offices and persons under par. (c)  
19 1. to 3. that notification of subsequent applications for parole or release to extended  
20 supervision will be provided only upon request.

21 **SECTION 1956.** 304.06 (1) (e) of the statutes is amended to read:

22 304.06 (1) (e) The earned release review parole commission shall permit any  
23 office or person under par. (c) 1. to 3. to provide written statements. The earned  
24 release review parole commission shall give consideration to any written statements  
25 provided by any such office or person and received on or before the date specified in

1 the notice. This paragraph does not limit the authority of the ~~earned release review~~  
2 parole commission to consider other statements or information that it receives in a  
3 timely fashion.

4 **SECTION 1957.** 304.06 (1) (eg) of the statutes is amended to read:

5 304.06 (1) (eg) The ~~earned release review~~ parole commission shall permit any  
6 person under par. (c) 3. to attend any interview or hearing on the application for  
7 parole ~~or release to extended supervision~~ of an applicable inmate and to make a  
8 statement at that interview or hearing.

9 **SECTION 1958.** 304.06 (1) (em) of the statutes is amended to read:

10 304.06 (1) (em) The ~~earned release review~~ parole commission shall promulgate  
11 rules that provide a procedure to allow any person who is a victim, or a family  
12 member of a victim, of a crime specified in s. 940.01, 940.03, 940.05, 940.225 (1), (2),  
13 or (3), 948.02 (1) or (2), 948.025, 948.06, or 948.07 to have direct input in the  
14 decision-making process for parole ~~or release to extended supervision~~.

15 **SECTION 1959.** 304.06 (1) (f) of the statutes is amended to read:

16 304.06 (1) (f) The ~~earned release review~~ parole commission shall design and  
17 prepare cards for persons specified in par. (c) 3. to send to the commission. The cards  
18 shall have space for these persons to provide their names and addresses, the name  
19 of the applicable prisoner and any other information the ~~earned release review~~  
20 parole commission determines is necessary. The ~~earned release review~~ parole  
21 commission shall provide the cards, without charge, to district attorneys. District  
22 attorneys shall provide the cards, without charge, to persons specified in par. (c) 3.  
23 These persons may send completed cards to the ~~earned release review~~ parole  
24 commission. All commission records or portions of records that relate to mailing  
25 addresses of these persons are not subject to inspection or copying under s. 19.35 (1).

1 Before any written statement of a person specified in par. (c) 3. is made a part of the  
2 documentary record considered in connection with a parole hearing ~~for parole, or~~  
3 ~~release to extended supervision~~ under this section, the ~~earned release review~~ parole  
4 commission shall obliterate from the statement all references to the mailing  
5 addresses of the person. A person specified in par. (c) 3. who attends an interview  
6 or hearing under par. (eg) may not be required to disclose at the interview or hearing  
7 his or her mailing addresses.

8 **SECTION 1960.** 304.06 (1) (g) of the statutes is amended to read:

9 304.06 (1) (g) Before a person is released on parole ~~or released to extended~~  
10 ~~supervision~~ under this subsection, the ~~earned release review~~ parole commission  
11 shall so notify the municipal police department and the county sheriff for the area  
12 where the person will be residing. The notification requirement under this  
13 paragraph does not apply if a municipal department or county sheriff submits to the  
14 ~~earned release review~~ parole commission a written statement waiving the right to  
15 be notified. If applicable, the department shall also comply with s. 304.063.

16 **SECTION 1961.** 304.06 (1m) (intro.) of the statutes is amended to read:

17 304.06 (1m) (intro.) The ~~earned release review~~ parole commission may waive  
18 the 25% or 6-month service of sentence requirement under sub. (1) (b) under any of  
19 the following circumstances:

20 **SECTION 1962.** 304.06 (1q) (b) of the statutes is amended to read:

21 304.06 (1q) (b) The ~~earned release review~~ parole commission or the department  
22 may require as a condition of parole that a serious child sex offender undergo  
23 pharmacological treatment using an antiandrogen or the chemical equivalent of an  
24 antiandrogen. This paragraph does not prohibit the department from requiring

1 pharmacological treatment using an antiandrogen or the chemical equivalent of an  
2 antiandrogen as a condition of probation.

3 **SECTION 1963.** 304.06 (1q) (c) of the statutes is amended to read:

4 304.06 (1q) (c) In deciding whether to grant a serious child sex offender release  
5 on parole under this subsection, the ~~earned release review~~ parole commission may  
6 not consider, as a factor in making its decision, that the offender is a proper subject  
7 for pharmacological treatment using an antiandrogen or the chemical equivalent of  
8 an antiandrogen or that the offender is willing to participate in pharmacological  
9 treatment using an antiandrogen or the chemical equivalent of an antiandrogen.

10 **SECTION 1964.** 304.06 (1x) of the statutes is amended to read:

11 304.06 (1x) The ~~earned release review~~ parole commission may require as a  
12 condition of parole that the person is placed in the intensive sanctions program under  
13 s. 301.048. In that case, the person is in the legal custody of the department under  
14 that section and is subject to revocation of parole under sub. (3).

15 **SECTION 1965.** 304.06 (2m) (d) of the statutes is amended to read:

16 304.06 (2m) (d) The ~~earned release review~~ parole commission or the  
17 department shall determine a prisoner's county of residence for the purposes of this  
18 subsection by doing all of the following:

19 1. The ~~earned release review~~ parole commission or the department shall  
20 consider residence as the voluntary concurrence of physical presence with intent to  
21 remain in a place of fixed habitation and shall consider physical presence as prima  
22 facie evidence of intent to remain.

23 2. The ~~earned release review~~ parole commission or the department shall apply  
24 the criteria for consideration of residence and physical presence under subd. 1. to the

1 facts that existed on the date that the prisoner committed the serious sex offense that  
2 resulted in the sentence the prisoner is serving.

3 **SECTION 1966.** 304.06 (3) of the statutes is amended to read:

4 304.06 (3) Every paroled prisoner ~~paroled or released to extended supervision~~  
5 remains in the legal custody of the department unless otherwise provided by the  
6 department. If the department alleges that any condition or rule of parole ~~or~~  
7 ~~extended supervision~~ has been violated by the prisoner, the department may take  
8 physical custody of the prisoner for the investigation of the alleged violation. If the  
9 department is satisfied that any condition or rule of parole ~~or extended supervision~~  
10 has been violated it shall afford the prisoner such administrative hearings as are  
11 required by law. Unless waived by the parolee ~~or person on extended supervision~~,  
12 the final administrative hearing shall be held before a hearing examiner from the  
13 division of hearings and appeals in the department of administration who is licensed  
14 to practice law in this state. The hearing examiner shall enter an order revoking or  
15 not revoking parole ~~or extended supervision~~. Upon request by either party, the  
16 administrator of the division of hearings and appeals shall review the order. The  
17 hearing examiner may order that a deposition be taken by audiovisual means and  
18 allow the use of a recorded deposition under s. 967.04 (7) to (10). If the parolee ~~or~~  
19 ~~person on extended supervision~~ waives the final administrative hearing, the  
20 secretary of corrections shall enter an order revoking or not revoking parole ~~or~~  
21 ~~extended supervision~~. If the examiner, the administrator upon review, or the  
22 secretary in the case of a waiver finds that the prisoner has violated the rules or  
23 conditions of parole ~~or extended supervision~~, the examiner, the administrator upon  
24 review, or the secretary in the case of a waiver, may order the prisoner returned to  
25 prison to continue serving his or her sentence, or to continue on parole ~~or extended~~

1 ~~supervision~~. If the prisoner claims or appears to be indigent, the department shall  
2 refer the prisoner to the authority for indigency determinations specified under s.  
3 977.07 (1).

4 **SECTION 1967.** 304.06 (3e) of the statutes is amended to read:

5 304.06 (3e) The division of hearings and appeals in the department of  
6 administration shall make either an electronic or stenographic record of all  
7 testimony at each parole ~~or extended supervision~~ revocation hearing. The division  
8 shall prepare a written transcript of the testimony only at the request of a judge who  
9 has granted a petition for judicial review of the revocation decision. Each hearing  
10 notice shall include notice of the provisions of this subsection and a statement that  
11 any person who wants a written transcript may record the hearing at his or her own  
12 expense.

13 **SECTION 1968.** 304.06 (3m) of the statutes is amended to read:

14 304.06 (3m) If the convicting court is informed by the department that a  
15 prisoner on parole ~~or extended supervision~~ has absconded and that the prisoner's  
16 whereabouts are unknown, the court may issue a *capias* for execution by the sheriff.

17 **SECTION 1969.** 304.071 (1) of the statutes is amended to read:

18 304.071 (1) The earned release review parole commission may at any time  
19 grant a parole ~~or release to extended supervision~~ to any prisoner in any penal  
20 institution of this state, or the department may at any time suspend the supervision  
21 of any person who is on probation, or parole, ~~or extended supervision~~ to the  
22 department, if the prisoner or person on probation, or parole, ~~or extended~~  
23 ~~supervision~~ is eligible for induction into the U.S. armed forces. The suspension of  
24 parole, ~~extended supervision~~, or probation shall be for the duration of his or her  
25 service in the armed forces; and the parole, ~~extended supervision~~, or probation shall



1 again become effective upon his or her discharge from the armed forces in accordance  
2 with regulations prescribed by the department. If he or she receives an honorable  
3 discharge from the armed forces, the governor may discharge him or her and the  
4 discharge has the effect of a pardon. Upon the suspension of parole,~~extended~~  
5 ~~supervision~~, or probation by the department, the department shall issue an order  
6 setting forth the conditions under which the parole,~~extended supervision~~, or  
7 probation is suspended, including instructions as to where and when and to whom  
8 the person on parole ~~or extended supervision~~ shall report upon discharge from the  
9 armed forces.

10 **SECTION 1970.** 321.40 (3) (b) 1. of the statutes is amended to read:

11 321.40 (3) (b) 1. Be submitted to the department for approval of payment no  
12 later than ~~60~~ 90 days after the completion date of the course;

13 **SECTION 1971.** 340.01 (18j) of the statutes is created to read:

14 340.01 (18j) “Federal out-of-service order for unsatisfactory safety  
15 compliance” means an out-of-service order issued by the federal motor carrier safety  
16 administration under 49 CFR 385.13 (a), 385.105 (b), 385.111 (a) or (c), 385.325 (c),  
17 385.337 (b), 386.72 (b) (2), 386.83 (a) (1), or 386.84 (a) (1).

18 **SECTION 1972.** 341.10 (16) of the statutes is created to read:

19 341.10 (16) The applicant has applied for registration under the international  
20 registration plan specified in s. 341.405 and, in the registration application, the  
21 applicant has identified as the motor carrier responsible for the safety of the motor  
22 vehicle to be registered a motor carrier for which the department has received notice  
23 that the motor carrier is subject to a federal out-of-service order for unsatisfactory  
24 safety compliance. This subsection does not prohibit the applicant from registering

1 the motor vehicle under any applicable provision of this chapter other than s.  
2 341.405.

3 **SECTION 1973.** 341.10 (17) of the statutes is created to read:

4 341.10 (17) The applicant has applied for registration under the international  
5 registration plan specified in s. 341.405 and the motor vehicle for which application  
6 is made has been identified by the federal motor carrier safety administration as  
7 having been assigned for safety to a motor carrier whose business is operated,  
8 managed, or otherwise controlled or affiliated with a person that has been issued a  
9 federal out-of-service order for unsatisfactory safety compliance. This subsection  
10 does not prohibit the applicant from registering the motor vehicle under any  
11 applicable provision of this chapter other than s. 341.405.

12 **SECTION 1974.** 341.13 (3m) of the statutes is repealed.

13 **SECTION 3097m.** 341.135 of the statutes is amended to read:

14 **341.135 Rebasing registration plates.** At intervals determined by the  
15 department, the department shall establish new designs of registration plates to be  
16 issued under ss. 341.14 (1), (1a), (1m), (1q), (2), (2m), (6m), and (6r), 341.25 (1) (a),  
17 (c), (h), and (j) and (2) (a), (b), and (c), and 341.26 (2) and (3) (a) 1. and (am). Any  
18 design for registration plates issued for automobiles and for vehicles registered on  
19 the basis of gross weight shall comply with the applicable design requirements of ss.  
20 341.12 (3), 341.13, and 341.14 (6r) (c). The designs for registration plates specified  
21 in this section shall be as similar in appearance as practicable during each design  
22 interval. Except as provided in ss. 341.13 (2r) and 341.14 (1), each registration plate  
23 issued under s. 341.14 (1), (1a), (1m), (1q), (2), (2m), (6m), or (6r), 341.25 (1) (a), (c),  
24 (h), or (j) or (2) (a), (b), or (c), or 341.26 (2) or (3) (a) 1. or (am) during each design  
25 interval shall be of the design established under this section. The department may

1 not redesign registration plates for the special groups under s. 341.14 (6r) (f) 53., 54.,  
2 or 55. until July 1, 2010. Notwithstanding s. 341.13 (3), as the department  
3 establishes new designs for registration plates under this section, the department  
4 shall, at the time determined appropriate by the department, issue registration  
5 plates of the new design to replace registration plates previously issued. This section  
6 does not apply to special group plates under s. 341.14 (6r) (f) 19m., 33m., and 48m.

7 **SECTION 3098.** 341.14 (6r) (b) 4. of the statutes is amended to read:

8 341.14 (6r) (b) 4. An additional fee of \$20 that is in addition to the fee under  
9 subd. 2. shall be charged for the issuance or renewal of a plate issued on an annual  
10 basis for a special group specified under par. (f) 35. to 47. An additional fee of \$40  
11 that is in addition to the fee under subd. 2. shall be charged for the issuance or  
12 renewal of a plate issued on a biennial basis for a special group specified under par.  
13 (f) 35. to 47. if the plate is issued or renewed during the first year of the biennial  
14 registration period or \$20 for the issuance or renewal if the plate is issued or renewed  
15 during the 2nd year of the biennial registration period. The fee under this  
16 subdivision is deductible as a charitable contribution for purposes of the taxes under  
17 ch. 71. The department shall pay all moneys received under this subdivision to the  
18 Board of Regents of the University of Wisconsin system to fund the scholarship  
19 programs under s. 36.44.

20 **SECTION 1975.** 341.14 (6r) (c) of the statutes is amended to read:

21 341.14 (6r) (c) Special group plates shall display the word “Wisconsin”, the  
22 name of the applicable authorized special group, a symbol representing the special  
23 group, not exceeding one position, and identifying letters or numbers or both, not  
24 exceeding 6 positions and not less than one position. The Except as provided in this  
25 paragraph, the department shall specify the design for special group plates, but the

1 department shall consult the president of the University of Wisconsin System before  
2 specifying the word or symbol used to identify the special groups under par. (f) 35.  
3 to 47., the secretary of natural resources before specifying the word or symbol used  
4 to identify the special groups under par. (f) 50. and 59., the chief executive officer of  
5 the professional football team and an authorized representative of the league of  
6 professional football teams described in s. 229.823 to which that team belongs before  
7 specifying the design for the applicable special group plate under par. (f) 55., the chief  
8 trademark officer of Harley–Davidson Michigan, LLC before specifying the design  
9 for the applicable special group plate under par. (f) 61r., the department of veterans  
10 affairs before specifying the design for the special group plates under par. (f) 49d.,  
11 49h., and 49s., and the department of tourism and chief executive officer of the  
12 organization specified in par. (f) 55m. before specifying the design and word or  
13 symbol used to identify the special group name for special group plates under par.  
14 (f) 55m. Special group plates under par. (f) 50. shall be as similar as possible to  
15 regular registration plates in color and design. The department shall make available  
16 2 designs for the special group plates under par. (f) 60. The department may not  
17 specify any design for the special group plates under par. (f) 60. unless the design is  
18 approved by the executive vice president of the Milwaukee Brewers Baseball Club  
19 LP. The word or symbol used to identify the special group under par. (f) 59. shall be  
20 different from the word or symbol used to identify the special group under par. (f) 50.  
21 and the design shall cover the entire plate. Special group plates under par. (f) 61m.  
22 shall display a logo or image of the lion associated with the Lions Clubs  
23 International. Special group plates under par. (f) 61r. shall display a bar and shield  
24 logo associated with Harley–Davidson, Inc., on the left portion of the plates and the  
25 words “share the road” on the bottom portion of the plates. Notwithstanding par. (e).

1 special group plates under par. (f) 33m. and 48m. shall be the same color and design  
2 that was specified by the department for special group plates under par. (f) 33. and  
3 48., respectively, immediately prior to January 1, 2007. The design for special group  
4 plates under par. (f) 33. and 48. shall be different from the design of special group  
5 plates under par. (f) 33m. and 48m., respectively.

6 **SECTION 3100s.** 341.14 (6r) (f) 33m. of the statutes is created to read:

7 341.14 **(6r)** (f) 33m. Fire fighters and surviving spouses of fire fighters who die  
8 in the line of duty.

9 **SECTION 3101d.** 341.14 (6r) (f) 48m. of the statutes is created to read:

10 341.14 **(6r)** (f) 48m. Emergency medical technicians and first responders.

11 **SECTION 3101h.** 341.14 (6r) (fm) 7. of the statutes, as affected by 2009  
12 Wisconsin Act 230, is amended to read:

13 341.14 **(6r)** (fm) 7. After October 1, 1998, additional authorized special groups  
14 may only be special groups designated by the department under this paragraph. The  
15 authorized special groups enumerated in par. (f) shall be limited solely to those  
16 special groups specified under par. (f) on October 1, 1998. This subdivision does not  
17 apply to the special groups specified under par. (f) 3m., 6m., 9g., 9m., 12g., 12m., 15m.,  
18 19m., 33m., 48m., 49d., 49h., 49s., 54., 55., 55m., 56., 57., 58., 59., 60., 61., 61m., and  
19 61r.

20 **SECTION 3101p.** 341.14 (6r) (g) 1. and 2. of the statutes are amended to read:

21 341.14 **(6r)** (g) 1. Except as provided in subd. 2. and sub. (8) (a), if an individual  
22 in possession of special plates under par. (f) 33., 33m., 34. ~~or~~ 48., or 48m. or of  
23 personalized plates under s. 341.145 (1) (c) of the same color and design as special  
24 plates under par. (f) 33., 33m., 34. ~~or~~ 48., or 48m. does not maintain membership in  
25 the applicable authorized special group during a year that is not a plate issuance

1 year, the individual shall dispose of the special plates in a manner prescribed by the  
2 department. This paragraph does not apply to plates issued to the surviving spouse  
3 of a fire fighter who died in the line of duty.

4 2. If an individual in possession of special plates under par. (f) 33., 33m., 34.,  
5 ~~or~~, 48., or 48m. or of personalized plates under s. 341.145 (1) (c) of the same color and  
6 design as special plates under par. (f) 33., 33m., 34., ~~or~~, 48., or 48m. suffers an injury  
7 in the course of his or her job duties as a fire fighter, rescue squad member, or  
8 emergency medical technician and the injury prevents the individual from  
9 subsequently performing such job duties, the individual may retain these special  
10 plates.

11 **SECTION 3101t.** 341.14 (8) (a) of the statutes is amended to read:

12 341.14 **(8)** (a) If a special plate for a group associated with a branch of the armed  
13 services or otherwise military in nature has been issued to a person under this  
14 section, or if a special plate under sub. (6r) (f) 33. or 33m. has been issued to a person  
15 who dies in the line of duty, upon application by the surviving spouse of the person,  
16 the department shall permit the surviving spouse to retain the plate. If the plate has  
17 been returned to the department or surrendered to another state, the department  
18 shall reissue the plate to the surviving spouse if the application for reissuance of the  
19 plate is made within 2 years of the plate's return or surrender. The department shall  
20 charge an additional fee of \$15 to reissue the plate.

21 **SECTION 3106e.** 341.16 (2e) of the statutes is created to read:

22 341.16 **(2e)** The owner of a vehicle to which special group plates under s. 341.14  
23 (6r) (f) 33. or 48. are attached may apply to the department for replacement special  
24 group plates under s. 341.14 (6r) (f) 33m. or 48m., respectively. Upon receipt of the  
25 application and payment of a fee of \$40, the department shall issue the replacement

1 special group plates. Upon receipt of replacement plates, the applicant shall destroy  
2 the replaced plates.

3 **SECTION 3106m.** 341.16 (4) of the statutes is amended to read:

4 341.16 (4) Any person issued replacement plates who fails to destroy the  
5 original plates as required by sub. (2), ~~(2e)~~, or (3) may be required to forfeit not more  
6 than \$200.

7 **SECTION 1976.** 341.405 (3m) of the statutes is created to read:

8 341.405 (3m) (a) If the registration of a motor vehicle registered under this  
9 section is suspended under s. 341.63 (1) (f), (1m), or (1r), or if an application for  
10 registration is refused under s. 341.10 (16) or (17), the motor vehicle may be  
11 registered, subject to all applicable requirements and fees, under any applicable  
12 provision of this chapter other than this section.

13 (b) All of the following apply to a person who registers a motor vehicle under  
14 another applicable provision of this chapter as described in par. (a):

15 1. The person is not entitled to credit for any registration fee previously paid  
16 to register the motor vehicle under this section.

17 2. If the motor vehicle's registration under this section is reinstated after this  
18 registration period has expired, in renewing the motor vehicle's registration under  
19 this section the person is entitled to credit for the registration fee paid to register the  
20 motor vehicle as described in par. (a), calculated based upon the unused portion of  
21 that registration period.

22 (c) Notwithstanding s. 341.10 (16) and (17), the department may refuse  
23 registration of a motor vehicle under this section if the department determines that  
24 the motor carrier identified on the motor vehicle's registration application as the  
25 motor carrier responsible for safety of the vehicle is the same or substantially the

1 same business, or that elements of the motor carrier operation are the same or  
2 substantially the same business elements, as a motor carrier that has been issued  
3 a federal out-of-service order for unsatisfactory safety compliance.

4 **SECTION 1977.** 341.41 (7) of the statutes is amended to read:

5 341.41 (7) Except as to foreign owned vehicles required by s. 341.07 to be  
6 registered in this state, vehicles owned or operated by a nonresident in interstate or  
7 intrastate movement may be qualified by advance purchase of a trip permit which  
8 authorizes operation for a 72-hour period when the vehicle is not eligible for  
9 reciprocal privileges. Unless waived by the secretary, the fee for the trip permit shall  
10 be not less than \$15. The secretary may, upon determining that a special  
11 transportation need exists, waive the fee for the trip permit. The secretary shall  
12 make rules and regulations for the issuance and use of the permits. No permit may  
13 be issued under this subsection for any motor vehicle for which the motor carrier  
14 identified on the permit application as the motor carrier responsible for safety of the  
15 vehicle has been issued a federal out-of-service order for unsatisfactory safety  
16 compliance.

17 **SECTION 1978.** 341.52 of the statutes is amended to read:

18 **341.52 Design of registration plates.** Registration plates for dealers,  
19 distributors, manufacturers, and transporters are subject to the provisions of s.  
20 341.12 (2) and (3) except s. 341.12 (3) (c). In addition, each plate shall have displayed  
21 upon it a symbol capable of distinguishing it from any other plate which may be  
22 issued to the same dealer, distributor, manufacturer, or transporter.

23 **SECTION 1979.** 341.53 of the statutes is amended to read:

24 **341.53 Expiration of registration; transferability of plates.** Certificates  
25 of registration and registration plates issued to dealers, distributors, manufacturers,



1 or transporters shall be issued for the calendar year and are valid only during the  
2 calendar year for which issued. Notwithstanding s. 341.13 (3), the department may  
3 renew registration plates issued to dealers, distributors, manufacturers, or  
4 transporters without issuing new plates or insert tags, decals, or other evidence of  
5 registration. Registration plates are transferable from one motor vehicle, trailer or  
6 semitrailer to another motor vehicle, trailer or semitrailer and from one recreational  
7 vehicle to another.

8 **SECTION 1980.** 341.57 (2) of the statutes is amended to read:

9 341.57 (2) A finance company licensed under ss. 138.09 or 218.0101 to  
10 218.0163, a credit union licensed under ch. 186, a savings bank organized under ch.  
11 214, a savings and loan association organized under ch. 215 or a state bank or a  
12 national bank with offices in this state may apply to the department for registration  
13 on such form as the department provides. Upon receipt of the application together  
14 with a registration fee of \$75, the department shall register the applicant and shall  
15 issue one registration plate containing the registration number assigned to the  
16 applicant. The department, upon receiving a fee of \$5 for each additional plate  
17 desired by the applicant, shall issue additional plates as the applicant orders.  
18 Section 341.52 applies to the design of the plates. The registration and plates are  
19 valid only during the calendar year for which issued. Notwithstanding s. 341.13 (3),  
20 the department may renew registration plates issued under this subsection without  
21 issuing new plates or insert tags, decals, or other evidence of registration. A plate  
22 is transferable from one motor vehicle to another. The department may charge a fee  
23 of \$2 per plate for replacing lost, damaged or illegible plates issued under this  
24 subsection.

25 **SECTION 1981.** 341.63 (1) (f) of the statutes is created to read:

1           341.63 (1) (f) The motor vehicle is registered under the international  
2 registration plan specified in s. 341.405 and the motor vehicle has been identified by  
3 the federal motor carrier safety administration as having been assigned for safety  
4 to a motor carrier whose business is operated, managed, or otherwise controlled or  
5 affiliated with a person that has been issued a federal out-of-service order for  
6 unsatisfactory safety compliance.

7           **SECTION 1982.** 341.63 (1m) of the statutes is created to read:

8           341.63 (1m) Upon receiving notice that a motor carrier has been issued a  
9 federal out-of-service order for unsatisfactory safety compliance, the department  
10 shall suspend the registration of each motor vehicle to which all of the following  
11 apply:

12           (a) The motor carrier is identified on the motor vehicle's registration  
13 application as the motor carrier responsible for the safety of the vehicle.

14           (b) The motor vehicle is registered under the international registration plan  
15 specified in s. 341.405.

16           **SECTION 1983.** 341.63 (1r) of the statutes is created to read:

17           341.63 (1r) The department may suspend the registration of a motor vehicle  
18 registered under the international registration plan specified in s. 341.405 if the  
19 department determines that the motor carrier identified on the motor vehicle's  
20 registration application as the motor carrier responsible for safety of the vehicle is  
21 the same or substantially the same business, or that elements of the motor carrier  
22 operation are the same or substantially the same business elements, as a motor  
23 carrier that has been issued a federal out-of-service order for unsatisfactory safety  
24 compliance.

25           **SECTION 1984.** 341.63 (3) of the statutes is renumbered 341.63 (3) (a).

1           **SECTION 1985.** 341.63 (3) (b) of the statutes is created to read:

2           341.63 **(3)** (b) In addition to or in lieu of ordering the return of registration  
3 plates under par. (a), the department may seize and destroy the registration plates  
4 of any motor vehicle for which all of the following apply:

5           1. The motor carrier identified on the motor vehicle's registration application  
6 as the motor carrier responsible for safety of the vehicle has been issued a federal  
7 out-of-service order for unsatisfactory safety compliance.

8           2. The motor vehicle is registered under the international registration plan  
9 specified in s. 341.405 or under a similar international registration plan under the  
10 law of another jurisdiction.

11           **SECTION 1986.** 342.09 (1) of the statutes is renumbered 342.09 (1) (a) and  
12 amended to read:

13           342.09 **(1)** (a) The department shall maintain a record of each application for  
14 certificate of title received by it and, when satisfied as to its genuineness and  
15 regularity and that the applicant is entitled to the issuance of a certificate of title,  
16 shall issue and, except as provided in par. (b), deliver a certificate to the owner of the  
17 vehicle.

18           **SECTION 1987.** 342.09 (1) (b) of the statutes is created to read:

19           342.09 **(1)** (b) If there is a perfected security interest in a vehicle, the  
20 department shall deliver the certificate of title to the secured party having the  
21 primary perfected security interest in the vehicle.

22           **SECTION 1988.** 342.13 (1) of the statutes is amended to read:

23           342.13 **(1)** If a certificate of title is lost, stolen, mutilated, or destroyed, or  
24 becomes illegible, the owner or ~~legal representative of the owner named in person in~~  
25 possession of the certificate, as shown by the records of the department, shall

1 promptly make application for and may obtain a replacement upon furnishing  
2 information satisfactory to the department. The replacement certificate of title shall  
3 contain a notation, in a form determined by the department, identifying the  
4 certificate as a replacement certificate that may be subject to the rights of a person  
5 under the original certificate.

6 **SECTION 1989.** 342.14 (1) of the statutes is amended to read:

7 342.14 (1) For filing an application for the first certificate of title, ~~\$53.00~~ \$62,  
8 by the owner of the vehicle.

9 **SECTION 1990.** 342.14 (1r) of the statutes is repealed.

10 **SECTION 1991.** 342.14 (3) of the statutes is amended to read:

11 342.14 (3) For a certificate of title after a transfer, ~~\$53.00~~ \$62, by the owner of  
12 the vehicle.

13 **SECTION 1992.** 342.15 (1) (a) of the statutes is amended to read:

14 342.15 (1) (a) If an owner transfers an interest in a vehicle, other than by the  
15 creation of a security interest, the owner shall comply with the requirements of s.  
16 342.155 and, at the time of the delivery of the vehicle, execute an assignment and  
17 warranty of title to the transferee in the space provided therefor on the certificate,  
18 and the owner or person in possession of the certificate, as shown by the records of  
19 the department, shall cause the certificate to be mailed or delivered to the transferee,  
20 except that if the vehicle being transferred is a junk vehicle or has been junked, the  
21 owner shall return the certificate to the department in accordance with s. 342.34.

22 **SECTION 1993.** 342.15 (1) (c) of the statutes is amended to read:

23 342.15 (1) (c) If an owner transfers his or her interest in a salvage vehicle, the  
24 owner shall at the time of the delivery of the vehicle, execute an assignment and  
25 warranty of title to the transferee in the space provided therefor on the certificate,

1     and the owner or person in possession of the certificate, as shown by the records of  
2     the department, shall cause the certificate to be mailed or delivered to the transferee.

3             **SECTION 1994.** 342.15 (5) of the statutes is amended to read:

4             342.15 (5) Any owner of a vehicle for which a certificate of title has been issued,  
5     who upon transfer of the vehicle fails to execute ~~and deliver~~ the assignment and  
6     warranty of title required by sub. (1), or the owner or person in possession of such  
7     certificate of title, as shown by the records of the department, who fails to deliver the  
8     assignment and warranty of title required by sub. (1), may be required to forfeit not  
9     more than \$500.

10            **SECTION 1995.** 342.20 (1) of the statutes is amended to read:

11            342.20 (1) The owner shall immediately execute, in the space provided therefor  
12     on the certificate of title or on a separate form or in an automated format prescribed  
13     by the department, an application to name the secured party on the certificate,  
14     showing the name and address of the secured party, and the owner or person in  
15     possession of the owner's certificate, as shown by the records of the department, shall  
16     cause the certificate, application and the required fee to be delivered to the secured  
17     party.

18            **SECTION 1996.** 342.20 (3) of the statutes is amended to read:

19            342.20 (3) Upon receipt of the certificate of title, application, and the required  
20     fee, or upon receipt of the security interest statement and required fee if the secured  
21     party has utilized the process specified in s. 342.245 (1), the department shall issue  
22     to the owner a new certificate containing the name and address of the new secured  
23     party. The department shall deliver to such new secured party, unless the secured  
24     party utilized the process specified in s. 342.245 (1), and to the register of deeds of  
25     the county of the owner's residence, memoranda, in such form as the department

1 prescribes, evidencing the notation of the security interest upon the certificate; and  
2 thereafter, upon any assignment, termination or release of the security interest,  
3 additional memoranda evidencing such action.

4 **SECTION 1997.** 342.22 (1) (intro.) of the statutes is amended to read:

5 342.22 (1) (intro.) Within one month or within 10 days following written  
6 demand by the debtor after there is no outstanding obligation and no commitment  
7 to make advances, incur obligations or otherwise give value, secured by the security  
8 interest in a vehicle under any security agreement between the owner and the  
9 secured party, the secured party shall mail or deliver the certificate of title for the  
10 vehicle to the department if the secured party is in possession of the certificate and  
11 shall also do one of the following:

12 **SECTION 1998.** 342.22 (2) of the statutes is amended to read:

13 342.22 (2) ~~An~~ If an owner, other than a dealer holding the vehicle for resale,  
14 is in possession of the owner's certificate of title, the owner, upon receipt of the release  
15 and notice of obligation delivered under sub. (1) (a), shall promptly cause the  
16 certificate and release to be mailed or delivered to the department, which shall  
17 release the secured party's rights on the certificate and issue a new certificate. Upon  
18 receipt of the notice under sub. (1) (b), the owner may, in the form and manner  
19 prescribed by the department and without additional fee, deliver an application and  
20 the certificate of title to the department and the department shall issue a new  
21 certificate of title free of the security interest notation.

22 **SECTION 1999.** 342.23 (2) (a) of the statutes is renumbered 342.23 (2) and  
23 amended to read:

24 342.23 (2) An owner or person in possession of the owner's certificate of title,  
25 as shown by the records of the department, shall promptly deliver the owner's

1 certificate of title to any secured party who is named on it or who has a security  
2 interest in the vehicle described in it under any other applicable prior law of this  
3 state, upon receipt of a notice from such secured party that the security interest is  
4 to be assigned, extended or perfected.

5 **SECTION 2000.** 342.23 (2) (b) of the statutes is repealed.

6 **SECTION 2001.** 342.23 (4) of the statutes is amended to read:

7 342.23 (4) Any owner or other person in possession of the owner's certificate  
8 of title who fails to deliver the certificate of title to a secured party requesting it  
9 pursuant to sub. (2) ~~(a)~~ shall be liable to such secured party for any loss caused to the  
10 secured party thereby and may be required to forfeit not more than \$200.

11 **SECTION 2002.** 343.03 (3r) of the statutes is created to read:

12 343.03 (3r) REAL ID NONCOMPLIANT LICENSE. If any license described under sub.  
13 (3) is issued based upon the exception specified in s. 343.165 (7), the license shall, in  
14 addition to any legend or label described in sub. (3), be marked in a manner  
15 consistent with requirements under applicable federal law and regulations to  
16 indicate that the license is issued in accordance with P.L. 109–13, section 202 (d) (11),  
17 and is not intended to be accepted by any federal agency for federal identification or  
18 any other official purpose.

19 **SECTION 2003.** 343.06 (1) (L) of the statutes, as affected by 2007 Wisconsin Act  
20 20, is amended to read:

21 343.06 (1) (L) To any person who does not satisfy the requirements under s.  
22 343.165 (1).

23 **SECTION 2004.** 343.065 (3) of the statutes is created to read:

24 343.065 (3) (a) If a person issued any commercial driver license under this  
25 chapter authorizing operation of commercial motor vehicles in interstate commerce

1 does not have on file with the department a current certification specified in s. 343.14  
2 (2) (i) 1. covering the person's physical qualifications, the department may  
3 downgrade the commercial driver license to a restricted commercial driver license  
4 under this section and impose a "K" restriction on the license.

5 (b) The department shall promulgate rules to define "downgrade" in  
6 accordance with federal law and regulations or guidance from the applicable federal  
7 agency, to establish the process for downgrading a commercial driver license and  
8 whether or not a new commercial driver license document will be issued after a  
9 commercial driver license is downgraded, and to establish the process for reinstating  
10 a downgraded commercial driver license after the department receives from the  
11 licensee a valid medical certification or other appropriate certification of physical  
12 qualifications.

13 **SECTION 2005.** 343.10 (7) (d) of the statutes, as affected by 2007 Wisconsin Act  
14 20, is amended to read:

15 343.10 (7) (d) An occupational license issued by the department under this  
16 subsection shall be in the form of a license that includes a photograph described in  
17 s. 343.14 (3), unless the exception under s. 343.14 (3m) applies, and any special  
18 restrictions cards under s. 343.17 (4). The license shall clearly indicate that  
19 restrictions on a special restrictions card apply and that the special restrictions card  
20 is part of the person's license.

21 **SECTION 2006.** 343.11 (1) of the statutes is amended to read:

22 343.11 (1) The department shall not issue a license to a person previously  
23 licensed in another jurisdiction unless such person surrenders to the department all  
24 valid operator's licenses possessed by the person issued by any other jurisdiction,  
25 which surrender operates as a cancellation of the surrendered licenses insofar as the



1 person's privilege to operate a motor vehicle in this state is concerned. When such  
2 applicant surrenders the license to the department, the department shall issue a  
3 receipt therefor, which receipt shall constitute a temporary license to operate a motor  
4 vehicle for a period not to exceed 60 days if the applicant meets the standard required  
5 for eyesight and, in the opinion of the examiner, is not a dangerous hazard to the  
6 applicant and other users of the highways. ~~Except as provided in s. 343.055, the~~  
7 ~~temporary license shall not be valid authorization for the operation of commercial~~  
8 ~~motor vehicles.~~ The temporary license shall be surrendered to the examiner for  
9 cancellation by the department if the 3rd attempt at the driving test is failed and the  
10 applicant shall be required to secure a temporary instruction permit for further  
11 practice driving.

12 **SECTION 2007.** 343.11 (3) of the statutes is amended to read:

13 343.11 (3) Except as provided in sub. (1), the department may issue a receipt  
14 to any applicant for a license, which receipt shall constitute a temporary license to  
15 operate a motor vehicle while the application for license is being processed. Such  
16 temporary license shall be valid for a period not to exceed ~~30~~ 60 days.

17 **SECTION 2008.** 343.11 (3) of the statutes, as affected by 2011 Wisconsin Act ....  
18 (this act), is amended to read:

19 343.11 (3) Except as provided in sub. (1), the department may issue a receipt  
20 to any applicant for a license, which receipt shall constitute a temporary license to  
21 operate a motor vehicle while the application for license is being processed. Such  
22 temporary license shall be valid for a period not to exceed 60 days. If the application  
23 for a license is processed under the exception specified in s. 343.165 (7), the receipt  
24 shall include the marking specified in s. 343.03 (3r).

1           **SECTION 2009.** 343.14 (3) of the statutes, as affected by 2007 Wisconsin Act 20,  
2 is amended to read:

3           343.14 (3) The Except as provided in sub. (3m), the department shall, as part  
4 of the application process, take a digital photograph including facial image capture  
5 of the applicant to comply with s. 343.17 (3) (a) 2. ~~No Except as provided in sub. (3m),~~  
6 no application may be processed without the photograph being taken. Except as  
7 provided in sub. (3m) and s. 343.165 (4) (d), in the case of renewal licenses, the  
8 photograph shall be taken once every 8 years, and shall coincide with the appearance  
9 for examination which is required under s. 343.16 (3).

10           **SECTION 2010.** 343.14 (3m) of the statutes is created to read:

11           343.14 (3m) If the application for a license is processed under the exception  
12 specified in s. 343.165 (7), the application may be processed and the license issued  
13 or renewed without a photograph being taken of the applicant if the applicant  
14 provides to the department an affidavit stating that the applicant has a sincerely  
15 held religious belief against being photographed; identifying the religion to which he  
16 or she belongs or the tenets of which he or she adheres to; and stating that the tenets  
17 of the religion prohibit him or her from being photographed.

18           **SECTION 3152c.** 343.16 (1) (b) (intro.) of the statutes is amended to read:

19           343.16 (1) (b) ~~Third-party driving skills testing for commercial motor vehicle~~  
20 ~~and school bus operators.~~ (intro.) The department may contract with a person,  
21 including an agency or department of this state or its political subdivisions or  
22 another state, or a private employer of commercial motor vehicle drivers, to  
23 administer commercial motor vehicle skills tests required by 49 CFR 383.110 to  
24 383.135, examinations required to be administered under s. 343.12 (2) (h), and,  
25 abbreviated driving skills tests required by sub. (3) (b). ~~The department may not~~

1 enter into such testing contracts with a private driver training school or other private  
2 institution, or driving skills tests required by par. (a) for authorization to operate  
3 “Class D” vehicles, or any combination of these tests and examinations. This  
4 paragraph does not apply with respect to a law enforcement agency eligible to  
5 contract with the department under par. (bm). A contract with a 3rd-party tester  
6 under this paragraph shall include all of the following provisions:

7 **SECTION 3152d.** 343.16 (1) (b) 2. of the statutes is amended to read:

8 343.16 (1) (b) 2. The department, or the applicable federal agency, or –a– its  
9 representative of the applicable federal agency with respect to testing for commercial  
10 driver licenses, may conduct random examinations, inspections, and audits of the  
11 3rd-party tester without any prior notice.

12 **SECTION 3152e.** 343.16 (1) (b) 3. (intro.) of the statutes is amended to read:

13 343.16 (1) (b) 3. (intro.) At least annually, the department shall conduct an  
14 on-site inspection of the 3rd-party tester to determine compliance with the contract  
15 and with department and federal standards for testing applicants for commercial  
16 driver licenses and with department standards for testing applicants for school bus  
17 endorsements and applicants for operators’ licenses to operate “Class D” vehicles.  
18 At least annually, the department shall also evaluate testing given by the 3rd-party  
19 tester by one of the following means:

20 **SECTION 3152f.** 343.16 (1) (b) 4. of the statutes is amended to read:

21 343.16 (1) (b) 4. Examiners of the 3rd-party tester shall meet the same  
22 qualifications and training standards as the department’s license examiners to the  
23 extent established by the department as necessary to satisfactorily perform the skills  
24 tests required by 49 CFR 383.110 to 383.135, examinations required to be  
25 administered under s. 343.12 (2) (h) ~~and~~, abbreviated driving skills tests required by

1 sub. (3) (b), and driving skills tests required by par. (a) for authorization to operate  
2 “Class D” vehicles.

3 **SECTION 3152g.** 343.16 (1) (b) 5. of the statutes is amended to read:

4 343.16 (1) (b) 5. The department shall take prompt and appropriate remedial  
5 action against the 3rd–party tester in the event that the tester fails to comply with  
6 department or federal standards for commercial driver license testing, department  
7 standards for school bus endorsement testing or testing for operators’ licenses to  
8 operate “Class D” vehicles, or any provision of the contract. Such action may include  
9 immediate termination of testing by the 3rd–party tester and recovery of damages.

10 **SECTION 3152h.** 343.16 (1) (b) 6. of the statutes is created to read:

11 343.16 (1) (b) 6. The 3rd–party tester may not administer any test or  
12 examination of a person who has received instruction in driver training from the  
13 3rd–party tester or from any person who controls, is controlled by, or is under  
14 common control with the 3rd–party tester.

15 **SECTION 3152i.** 343.16 (1) (bm) (title) of the statutes is amended to read:

16 343.16 (1) (bm) (title) *Third–party testing for other vehicle operators by certain*  
17 *law enforcement agencies.*

18 **SECTION 2011.** 343.165 (1) (intro.) of the statutes, as created by 2007 Wisconsin  
19 Act 20, is amended to read:

20 343.165 (1) (intro.) The Subject to ss. 343.14 (3m) and 343.50 (4g), the  
21 department may not complete the processing of an application for initial issuance or  
22 renewal of an operator’s license or identification card received by the department  
23 after May 10, 2008 the effective date of this subsection .... [LRB inserts date], and no  
24 such license or identification card may be issued or renewed, unless the applicant

1 presents or provides, and, subject to sub. (7), the department verifies under sub. (3),  
2 all of the following information:

3 **SECTION 2012.** 343.165 (2) of the statutes, as created by 2007 Wisconsin Act 20,  
4 is amended to read:

5 343.165 (2) (a) The Subject to sub. (7), the department shall, in processing any  
6 application for an operator's license or identification card under sub. (1), capture a  
7 digital image of each document presented or provided to the department by an  
8 applicant. Images captured under this paragraph shall be maintained, in electronic  
9 storage and in a transferable format, in the applicant's file or record as provided  
10 under ss. 343.23 (2) (a) and 343.50 (8) (a).

11 (b) The Subject to sub. (7), the department shall record in the applicant's file  
12 under s. 343.23 (2) (a) or record under s. 343.50 (8) (a) the date on which verification  
13 under subs. (1) and (3) is completed.

14 **SECTION 2013.** 343.165 (3) (a) of the statutes, as created by 2007 Wisconsin Act  
15 20, is amended to read:

16 343.165 (3) (a) Except as provided in pars. (b) and (c) and subject to sub. (7),  
17 the department shall verify, in the manner and to the extent required under federal  
18 law, each document presented or provided to the department that is required to be  
19 presented or provided to the department by an applicant under sub. (1).

20 **SECTION 2014.** 343.165 (4) (a) of the statutes, as created by 2007 Wisconsin Act  
21 20, is amended to read:

22 343.165 (4) (a) Subsection (1) does not apply to an application for renewal of  
23 an operator's license or identification card received by the department after ~~May 10,~~  
24 ~~2008~~ the effective date of this paragraph ... [LRB inserts date], if in connection with  
25 a prior application after ~~May 10, 2008~~ the effective date of this paragraph ... [LRB

1 inserts date], the applicant previously presented or provided, and the department  
2 verified under sub. (3) or (7), the information specified in sub. (1) and, if verified  
3 under sub. (3), the department recorded the date on which the verification  
4 procedures were completed as described in sub. (2) (b).

5 **SECTION 2015.** 343.165 (4) (c) of the statutes, as created by 2007 Wisconsin Act  
6 20, is amended to read:

7 343.165 (4) (c) Notwithstanding pars. (a) and (b), no operator's license  
8 displaying the legend required under s. 343.03 (3m) or identification card displaying  
9 the legend required under s. 343.50 (3) (a) may be renewed unless the applicant  
10 presents or provides valid documentary proof under sub. (1) (e) and this proof shows  
11 that the status by which the applicant qualified for the license or identification card  
12 has been extended by the secretary of the federal department of homeland security.

13 **SECTION 2016.** 343.165 (4) (d) of the statutes, as created by 2007 Wisconsin Act  
14 20, is amended to read:

15 343.165 (4) (d) With any license or identification card renewal following a  
16 license or identification card expiration established under s. 343.20 (1m) or 343.50  
17 (5) (c) at other than an 8-year interval, the department may determine whether the  
18 applicant's photograph is to be taken, or if the renewal is for a license the applicant  
19 is to be examined, or both, at the time of such renewal, so long as the applicant's  
20 photograph is taken, and if the renewal is for a license the applicant is examined,  
21 with a license or card renewal at least once every 8 years and the applicant's license  
22 or identification card at all times includes a photograph unless an exception under  
23 s. 343.14 (3m) or 343.50 (4g) applies.

24 **SECTION 2017.** 343.165 (5) of the statutes, as created by 2007 Wisconsin Act 20,  
25 is amended to read:

1           343.165 (5) The department may, by rule, require that applications for  
2 reinstatement of operator’s licenses or identification cards, issuance of occupational  
3 licenses, reissuance of operator’s licenses, or issuance of duplicate operator’s licenses  
4 or identification cards, received by the department after ~~May 10, 2008~~ the effective  
5 date of this subsection .... [LRB inserts date], be processed in a manner consistent  
6 with the requirements established under this section for applications for initial  
7 issuance or renewal of operator’s licenses and identification cards.

8           **SECTION 2018.** 343.165 (7) of the statutes is created to read:

9           343.165 (7) (a) The department may process an application for, and issue or  
10 renew, an operator’s license or identification card without meeting the requirements  
11 under subs. (2) and (3) if all of the following apply:

12           1. The operator’s license contains the marking specified in s. 343.03 (3r) or the  
13 identification card contains the marking specified in s. 343.50 (3) (b).

14           2. The operator’s license or identification card is processed and issued or  
15 renewed in compliance with applicable department practices and procedures that  
16 were in effect immediately prior to the effective date of this subdivision .... [LRB  
17 inserts date].

18           (b) In addition to other instances of original issuance or renewal, this  
19 subsection specifically applies to renewals occurring after the effective date of this  
20 paragraph .... [LRB inserts date], of operator’s licenses or identification cards  
21 originally issued prior to the effective date of this paragraph .... [LRB inserts date].

22           **SECTION 2019.** 343.17 (3) (a) 2. of the statutes is amended to read:

23           343.17 (3) (a) 2. A color photograph of the person, unless the exception under  
24 s. 343.14 (3m) applies.

25           **SECTION 2020.** 343.17 (3) (a) 14. of the statutes is created to read:

1           343.17 (3) (a) 14. If the license contains the marking specified in s. 343.03 (3r),  
2 a distinctive appearance specified by the department that clearly distinguishes the  
3 license from other operator’s licenses or identification cards issued by the  
4 department and that alerts federal agency and other law enforcement personnel that  
5 the license may not be accepted for federal identification or any other official  
6 purpose.

7           **SECTION 2021.** 343.17 (5) of the statutes is amended to read:

8           343.17 (5) NO PHOTOS ON TEMPORARY LICENSES. The temporary licenses issued  
9 under ss. 343.10, 343.11 (1) and (3), 343.16 (6) (b), and 343.305 (8) (a) shall be on  
10 forms provided by the department and shall contain the information required by sub.  
11 (3), except the license is that temporary licenses under ss. 343.16 (6) (b) and 343.305  
12 (8) (a), and temporary licenses subject to any photograph exception under s. 343.14  
13 (3), are not required to include a photograph of the licensee.

14           **SECTION 2022.** 343.17 (5) of the statutes, as affected by 2007 Wisconsin Act 20  
15 and 2011 Wisconsin Act .... (this act), is repealed and recreated to read:

16           343.17 (5) NO PHOTOS ON TEMPORARY LICENSES. The temporary licenses issued  
17 under ss. 343.10, 343.11 (1) and (3), 343.16 (6) (b), and 343.305 (8) (a) shall be on  
18 forms provided by the department and shall contain the information required by sub.  
19 (3), except that temporary licenses under ss. 343.16 (6) (b) and 343.305 (8) (a) are not  
20 required to include a photograph of the licensee. This subsection does not apply to  
21 a noncitizen temporary license, as described in s. 343.03 (3m).

22           **SECTION 2023.** 343.20 (2) (a) of the statutes is amended to read:

23           343.20 (2) (a) The At least 30 days prior to the expiration of an operator’s  
24 license, the department shall mail to the provide to the licensee notice of renewal of  
25 the license either by mail at the licensee’s last-known address of a licensee at least



1     ~~30 days prior to the expiration of the license a notice of the date upon which the~~  
2     ~~license must be renewed or, if desired by the licensee, by any electronic means offered~~  
3     ~~by the department.~~

4             **SECTION 2024.** 343.20 (2) (a) of the statutes, as affected by 2007 Wisconsin Act  
5     20 and 2011 Wisconsin Act .... (this act), is repealed and recreated to read:

6             343.20 (2) (a) At least 30 days prior to the expiration of an operator's license,  
7     the department shall provide to the licensee notice of renewal of the license either  
8     by mail at the licensee's last-known address or, if desired by the licensee, by any  
9     electronic means offered by the department. If the license was issued or last renewed  
10    based upon the person's presenting of any documentary proof specified in s. 343.14  
11    (2) (es) 4. to 7., the notice shall inform the licensee of the requirement under s.  
12    343.165 (4) (c).

13            **SECTION 2025.** 343.20 (2) (b) of the statutes is amended to read:

14            343.20 (2) (b) Notwithstanding par. (a), at least 60 days prior to the expiration  
15    of an "H" endorsement specified in s. 343.17 (3) (d) 1m., the department of  
16    transportation shall ~~mail~~ provide a notice to the licensee either by mail at the  
17    licensee's last-known address of the licensee or, if desired by the licensee, by any  
18    electronic means offered by the department of transportation that the licensee is  
19    required to pass a security threat assessment screening by the federal  
20    transportation security administration of the federal department of homeland  
21    security as part of the application to renew the endorsement. The notice shall inform  
22    the licensee that the licensee may commence the federal security threat assessment  
23    screening at any time, but no later than 30 days before expiration of the  
24    endorsement.

25            **SECTION 3168m.** 343.21 (2) (a) of the statutes is amended to read:

1           343.21 (2) (a) In addition to the fees set under sub. (1), any applicant whose  
2 application for a permit, license, upgrade or endorsement, taken together with the  
3 applicant’s currently valid license, if any, requires the department to administer a  
4 driving skills test of the applicant’s ability to exercise ordinary and reasonable  
5 control in the operation of a motor vehicle shall pay to the department an  
6 examination fee of \$20 for an examination in a commercial motor vehicle other than  
7 a school bus and \$15 for an examination in any other vehicle. Payment Except with  
8 respect to examination in a “Class D” vehicle, payment of the examination fee  
9 entitles the applicant to not more than 3 tests of the applicant’s ability to exercise  
10 reasonable control in the operation of a motor vehicle. If the applicant does not  
11 qualify for issuance of a license, upgraded license or endorsement in 3 such tests,  
12 then a 2nd examination fee in the same amount shall be paid, which payment  
13 entitles the applicant to not more than 3 additional tests. For an examination in a  
14 “Class D” vehicle, a \$15 examination fee shall be paid for each examination.

15           **SECTION 2026.** 343.315 (2) (h) of the statutes is amended to read:

16           343.315 (2) (h) Except as provided in par. (i), a person shall be disqualified for  
17 a period of 90 days from operating a commercial motor vehicle if convicted of an  
18 out-of-service violation, or 2 years if convicted of 2 out-of-service violations, or 3  
19 years if convicted of 3 or more out-of-service violations, arising from separate  
20 occurrences committed within a 10-year period while operating a commercial motor  
21 vehicle. A disqualification under this paragraph shall be in addition to any penalty  
22 imposed under s. 343.44. In this paragraph, “out-of-service violation” means  
23 violating s. 343.44 (1) (c) or a law of another jurisdiction for an offense therein which,  
24 if committed in this state, would have been a violation of s. 343.44 (1) (c), ~~by operating~~  
25 ~~a commercial motor vehicle while the operator or vehicle is ordered out-of-service~~

1 ~~under the law of this state or another jurisdiction or under federal law,~~ if the operator  
2 holds a commercial driver license or is required to hold a commercial driver license  
3 to operate the commercial motor vehicle.

4 **SECTION 2027.** 343.44 (1) (c) of the statutes is amended to read:

5 343.44 (1) (c) *Operating while ordered out-of-service.* No person may operate  
6 a commercial motor vehicle while the person or the commercial motor vehicle is  
7 ordered out-of-service under the law of this state or another jurisdiction or under  
8 federal law. No person may operate a commercial motor vehicle for which the motor  
9 carrier identified on the motor vehicle's registration application as the motor carrier  
10 responsible for safety of the vehicle has been issued a federal out-of-service order  
11 for unsatisfactory safety compliance, while this federal out-of-service order is in  
12 effect.

13 **SECTION 2028.** 343.50 (1) of the statutes is renumbered 343.50 (1) (a).

14 **SECTION 2029.** 343.50 (1) of the statutes, as affected by 2007 Wisconsin Act 20  
15 and 2011 Wisconsin Act .... (this act), is repealed and recreated to read:

16 343.50 (1) (a) Subject to par. (b) and s. 343.165, the department shall issue to  
17 every qualified applicant, who has paid all required fees, an identification card as  
18 provided in this section.

19 (b) The department may not issue an identification card to a person previously  
20 issued an operator's license in another jurisdiction unless the person surrenders to  
21 the department any valid operator's license possessed by the person issued by  
22 another jurisdiction, which surrender operates as a cancellation of the license insofar  
23 as the person's privilege to operate a motor vehicle in this state is concerned. Within  
24 30 days following issuance of the identification card under this section, the  
25 department shall destroy any operator's license surrendered under this paragraph

1 and report to the jurisdiction that issued the surrendered operator’s license that the  
2 license has been destroyed and the person has been issued an identification card in  
3 this state.

4 (c) The department may issue a receipt to any applicant for an identification  
5 card, which receipt shall constitute a temporary identification card while the  
6 application is being processed and shall be valid for a period not to exceed 60 days.  
7 If the application for an identification card is processed under the exception specified  
8 in s. 343.165 (7), the receipt shall include the marking specified in sub. (3) (b).

9 **SECTION 2030.** 343.50 (1) (c) of the statutes is created to read:

10 343.50 (1) (c) The department may issue a receipt to any applicant for an  
11 identification card, which receipt shall constitute a temporary identification card  
12 while the application is being processed and shall be valid for a period not to exceed  
13 60 days.

14 **SECTION 2031.** 343.50 (3) of the statutes is amended to read:

15 343.50 (3) DESIGN AND CONTENTS OF CARD. The card shall be the same size as  
16 an operator’s license but shall be of a design which is readily distinguishable from  
17 the design of an operator’s license and bear upon it the words “IDENTIFICATION  
18 CARD ONLY”. The information on the card shall be the same as specified under s.  
19 343.17 (3). The card may serve as a record of gift under s. 157.06 (2) (t) and the holder  
20 may affix a sticker thereto as provided in s. 343.175 (3). The card may also serve as  
21 a record of refusal under s. 157.06 (2) (u). The Except as provided in sub. (4g), the  
22 card shall contain the holder’s photograph and, if applicable, shall be of the design  
23 specified under s. 343.17 (3) (a) 12.

24 **SECTION 2032.** 343.50 (3) of the statutes, as affected by 2007 Wisconsin Act 20  
25 and 2011 Wisconsin Act .... (this act), is repealed and recreated to read:

1           **343.50 (3) DESIGN AND CONTENTS OF CARD.** (a) The card shall be the same size  
2 as an operator’s license but shall be of a design which is readily distinguishable from  
3 the design of an operator’s license and bear upon it the words “IDENTIFICATION  
4 CARD ONLY.” The information on the card shall be the same as specified under s.  
5 343.17 (3). If the issuance of the card requires the applicant to present any  
6 documentary proof specified in s. 343.14 (2) (es) 4. to 7., the card shall display, on the  
7 front side of the card, a legend identifying the card as temporary. The card shall  
8 contain physical security features consistent with any requirement under federal  
9 law. The card may serve as a record of gift under s. 157.06 (2) (t) and the holder may  
10 affix a sticker thereto as provided in s. 343.175 (3). The card may also serve as a  
11 record of refusal under s. 157.06 (2) (u). Except as provided in sub. (4g), the card shall  
12 contain the holder’s photograph and, if applicable, shall be of the design specified  
13 under s. 343.17 (3) (a) 12.

14           (b) If an identification card is issued based upon the exception specified in s.  
15 343.165 (7), the card shall, in addition to any other required legend or design, be of  
16 the design specified under s. 343.17 (3) (a) 14. and include a marking similar or  
17 identical to the marking described in s. 343.03 (3r).

18           **SECTION 2033.** 343.50 (4) of the statutes is amended to read:

19           **343.50 (4) APPLICATION.** The application for an identification card shall include  
20 any information required under ss. 85.103 (2) and 343.14 (2) (a), (b), (bm), (br), (em),  
21 and (er), and such further information as the department may reasonably require to  
22 enable it to determine whether the applicant is entitled by law to an identification  
23 card. The Except with respect to renewals by mail or electronic means as authorized  
24 under sub. (6), and except as provided in sub. (4g), the department shall, as part of  
25 the application process for original issuance or renewal of an identification card, take

1 a photograph of the applicant to comply with sub. (3). ~~No application may be~~  
2 ~~processed without the photograph being taken.~~ Misrepresentations in violation of  
3 s. 343.14 (5) are punishable as provided in s. 343.14 (9).

4 **SECTION 2034.** 343.50 (4) of the statutes, as affected by 2007 Wisconsin Act 20  
5 and 2011 Wisconsin Act .... (this act), is repealed and recreated to read:

6 **343.50 (4) APPLICATION.** The application for an identification card shall include  
7 any information required under ss. 85.103 (2) and 343.14 (2) (a), (b), (bm), (br), (em),  
8 and (es), and such further information as the department may reasonably require to  
9 enable it to determine whether the applicant is entitled by law to an identification  
10 card. Except with respect to renewals described in s. 343.165 (4) (d) or renewals by  
11 mail or electronic means as authorized under sub. (6), and except as provided in sub.  
12 (4g), the department shall, as part of the application process for original issuance or  
13 renewal of an identification card, take a digital photograph including facial image  
14 capture of the applicant to comply with sub. (3). Misrepresentations in violation of  
15 s. 343.14 (5) are punishable as provided in s. 343.14 (9).

16 **SECTION 2035.** 343.50 (4g) of the statutes is created to read:

17 **343.50 (4g) PHOTOGRAPH REQUIREMENT; EXCEPTION.** An application for an  
18 identification card may be processed and the identification card issued or renewed  
19 without a photograph being taken of the applicant if the applicant provides to the  
20 department an affidavit stating that the applicant has a sincerely held religious  
21 belief against being photographed; identifying the religion to which he or she belongs  
22 or the tenets of which he or she adheres to; and stating that the tenets of the religion  
23 prohibit him or her from being photographed.

24 **SECTION 2036.** 343.50 (4g) of the statutes, as created by 2011 Wisconsin Act ....  
25 (this act), is repealed and recreated to read:

1           **343.50 (4g) PHOTOGRAPH REQUIREMENT; EXCEPTION.** If the application for an  
2 identification card is processed under the exception specified in s. 343.165 (7), the  
3 application may be processed and the identification card issued or renewed without  
4 a photograph being taken of the applicant if the applicant provides to the department  
5 an affidavit stating that the applicant has a sincerely held religious belief against  
6 being photographed; identifying the religion to which he or she belongs or the tenets  
7 of which he or she adheres to; and stating that the tenets of the religion prohibit him  
8 or her from being photographed.

9           **SECTION 2037.** 343.50 (6) of the statutes is amended to read:

10           **343.50 (6) RENEWAL.** At least 30 days prior to the expiration of ~~the~~ an  
11 identification card, the department shall ~~mail a renewal application to the provide~~  
12 to the card holder notice of renewal of the card either by mail at the card holder's  
13 last-known address of each identification card holder or, if desired by the card holder,  
14 by any electronic means offered by the department. The department shall include  
15 with the application notice information, as developed by all organ procurement  
16 organizations in cooperation with the department, that promotes anatomical  
17 donations and which relates to the anatomical donation opportunity available under  
18 s. 343.175. The fee for a renewal identification card shall be \$18, which card shall  
19 be valid for 8 years, except that a card that is issued to a person who is not a United  
20 States citizen and who provides documentary proof of legal status as provided under  
21 s. 343.14 (2) (er) shall expire on the date that the person's legal presence in the United  
22 States is no longer authorized. If the documentary proof as provided under s. 343.14  
23 (2) (er) does not state the date that the person's legal presence in the United States  
24 is no longer authorized, then the card shall be valid for 8 years. The department may  
25 renew an identification card by mail or by any electronic means available to the

1 department, but the department may not make consecutive renewals by mail or  
2 electronic means.

3 **SECTION 2038.** 343.50 (6) of the statutes, as affected by 2007 Wisconsin Act 20,  
4 section 3383, and 2011 Wisconsin Act ... (this act), is repealed and recreated to read:

5 343.50 (6) RENEWAL NOTICE. At least 30 days prior to the expiration of an  
6 identification card, the department shall provide to the card holder notice of renewal  
7 of the card either by mail at the card holder's last-known address or, if desired by  
8 the card holder, by any electronic means offered by the department. If the card was  
9 issued or last renewed based upon the person's presenting of any documentary proof  
10 specified in s. 343.14 (2) (es) 4. to 7., the notice shall inform the card holder of the  
11 requirement under s. 343.165 (4) (c). The department shall include with the notice  
12 information, as developed by all organ procurement organizations in cooperation  
13 with the department, that promotes anatomical donations and which relates to the  
14 anatomical donation opportunity available under s. 343.175. The department may  
15 renew an identification card by mail or by any electronic means available to the  
16 department, but the department may not make consecutive renewals by mail or  
17 electronic means.

18 **SECTION 3182g.** 345.05 (1) (ag) of the statutes is repealed.

19 **SECTION 3182r.** 345.05 (2) of the statutes is amended to read:

20 345.05 (2) A person suffering any damage proximately resulting from the  
21 negligent operation of a motor vehicle owned and operated by a municipality or  
22 authority, which damage was occasioned by the operation of the motor vehicle in the  
23 course of its business, may file a claim for damages against the municipality or  
24 authority concerned and the governing body of the municipality, or the board of  
25 directors of the authority, may allow, compromise, settle and pay the claim. In this



1 subsection, a motor vehicle is deemed owned and operated by a municipality or  
2 authority if the vehicle is either being rented or leased, or is being purchased under  
3 a contract whereby the municipality or authority will acquire title.

4 **SECTION 2039.** 346.503 (1m) (g) of the statutes is amended to read:

5 346.503 **(1m)** (g) This subsection does not affect the authority under s. 101.13  
6 of the department of ~~commerce~~ safety and professional services to require by rule the  
7 reservation of parking spaces for use by a motor vehicle used by a physically disabled  
8 person.

9 **SECTION 2040.** 346.503 (4) of the statutes is amended to read:

10 346.503 **(4)** The department, after consulting with the department of  
11 ~~commerce~~ safety and professional services, shall promulgate rules governing the  
12 design, size and installation of the official traffic signs required under sub. (2) or  
13 (2m).

14 **SECTION 2041.** 348.27 (11m) (d) of the statutes is amended to read:

15 348.27 **(11m)** (d) The secretary of transportation may limit the application of  
16 permits issued under this subsection to specific areas of the state or to specific  
17 highways. A permit authorized under this subsection takes effect upon the mailing  
18 or delivery of a complete application and the required fee to the department. A  
19 permit authorized under this subsection is valid for up to 90 days, as determined by  
20 the secretary of transportation.

21 **SECTION 2042.** 350.12 (4) (bg) 2. of the statutes is amended to read:

22 350.12 **(4)** (bg) 2. For fiscal year ~~2001–02~~ 2011–12, and for each fiscal year  
23 thereafter, the department shall calculate an amount equal to the number of trail use  
24 stickers issued under sub. (3j) in the previous fiscal year multiplied by \$15 ~~\$32~~ and  
25 shall credit this amount to the appropriation account under s. 20.370 (5) (cw). From

1 the appropriation account under s. 20.370 (5) (cw), the department shall make  
2 payments to the department or a county for the purposes specified in par. (b). The  
3 department shall make payments under par. (bm) for trail maintenance costs that  
4 were incurred in the previous fiscal year and that exceed the maximum specified  
5 under par. (b) 1. before making payments for any of the other purposes specified in  
6 par. (b).

7 **SECTION 2043.** 425.2065 (1) of the statutes is amended to read:

8 425.2065 (1) In this section, “law enforcement agency” means the police  
9 department, combined protective services department under s. 60.553, 61.66, or  
10 62.13 (2e), or sheriff, that has primary responsibility for providing police protection  
11 services in the city, village, or town in which a repossession is expected to occur.

12 **SECTION 3194m.** 428.211 of the statutes is amended to read:

13 **428.211 Parity Exemption for ~~federally insured~~ depository**  
14 **institutions.** This subchapter does not apply to any state chartered or federally  
15 chartered bank, trust company, savings and loan association, savings bank, or credit  
16 union, or to any subsidiary of such a state chartered bank, trust company, savings  
17 and loan association, savings bank, or credit union, ~~to the extent that federal law~~  
18 ~~preempts or prohibits the application of the provisions of this subchapter to a~~  
19 ~~federally chartered bank, trust company, savings and loan association, savings bank,~~  
20 ~~or credit union of the same type.~~

21 **SECTION 2044.** Chapter 440 (title) of the statutes is amended to read:

22 **CHAPTER 440**

23 **DEPARTMENT OF REGULATION AND**

24 **LICENSING SAFETY AND**

25 **PROFESSIONAL SERVICES**

1           **SECTION 2045.** 440.01 (1) (aj) of the statutes is amended to read:

2           440.01 (1) (aj) “Department” means the department of ~~regulation and licensing~~  
3 safety and professional services.

4           **SECTION 2046.** 440.01 (1) (g) of the statutes is amended to read:

5           440.01 (1) (g) “Secretary” means the secretary of ~~regulation and licensing~~  
6 safety and professional services.

7           **SECTION 2047.** 440.01 (2) (cs) of the statutes is amended to read:

8           440.01 (2) (cs) “Minority group member” has the meaning given in s. ~~560.036~~  
9 16.287 (1) (f).

10          **SECTION 2048.** 440.03 (1) of the statutes is amended to read:

11          440.03 (1) The department may promulgate rules defining uniform procedures  
12 to be used by the department, ~~the real estate board~~, the real estate appraisers board,  
13 and all examining boards and affiliated credentialing boards attached to the  
14 department or an examining board, for receiving, filing and investigating  
15 complaints, for commencing disciplinary proceedings and for conducting hearings.

16          **SECTION 2049.** 440.03 (1m) of the statutes is amended to read:

17          440.03 (1m) The department may promulgate rules specifying the number of  
18 business days within which the department or any examining board or affiliated  
19 credentialing board in the department must review and make a determination on an  
20 application for a permit, as defined in s. ~~560.41 (2)~~ 227.116 (1g), that is issued under  
21 chs. 440 to 480.

22          **SECTION 2050.** 440.03 (3q) of the statutes is amended to read:

23          440.03 (3q) Notwithstanding sub. (3m), the department of ~~regulation and~~  
24 licensing safety and professional services shall investigate any report that it receives  
25 under s. 146.40 (4r) (em).

1           **SECTION 2051.** 440.03 (11m) (b) of the statutes is amended to read:

2           440.03 **(11m)** (b) The department real estate examining board shall deny an  
3 application for an initial credential or deny an application for credential renewal or  
4 for reinstatement of an inactive license under s. 452.12 (6) (e) if any information  
5 required under par. (a) is not included in the application form or, in the case of an  
6 applicant who is an individual and who does not have a social security number, if the  
7 statement required under par. (am) is not included with the application form.

8           **SECTION 2052.** 440.03 (11m) (c) of the statutes is amended to read:

9           440.03 **(11m)** (c) The department of ~~regulation and licensing~~ safety and  
10 professional services may not disclose a social security number obtained under par.  
11 (a) to any person except the coordinated licensure information system under s.  
12 441.50 (7); the department of children and families for purposes of administering s.  
13 49.22; and, for a social security number obtained under par. (a) 1., the department  
14 of revenue for the purpose of requesting certifications under s. 73.0301 and  
15 administering state taxes.

16           **SECTION 2053.** 440.03 (12m) of the statutes is amended to read:

17           440.03 **(12m)** The department of ~~regulation and licensing~~ safety and  
18 professional services shall cooperate with the departments of justice, children and  
19 families, and health services in developing and maintaining a computer linkup to  
20 provide access to information regarding the current status of a credential issued to  
21 any person by the department of ~~regulation and licensing~~ safety and professional  
22 services, including whether that credential has been restricted in any way.

23           **SECTION 3205m.** 440.04 (3) of the statutes is amended to read:

24           440.04 **(3)** Control the allocation, disbursement, and budgeting of the funds  
25 received by the examining boards and affiliated credentialing boards in connection

1 with their credentialing and regulation, including the reimbursement of board  
2 members for actual and necessary expenses, including travel expenses, incurred in  
3 the performance of their duties.

4 **SECTION 3205p.** 440.08 (2) (a) 15g. of the statutes is created to read:

5 440.08 (2) (a) 15g. Bail bond surety corporation: December 1 of each year.

6 **SECTION 3205r.** 440.08 (2) (a) 15r. of the statutes is created to read:

7 440.08 (2) (a) 15r. Bail bond surety agent: June 1 of each year.

8 **SECTION 2054.** 440.13 (1) (b) of the statutes is amended to read:

9 440.13 (1) (b) “Memorandum of understanding” means a memorandum of  
10 understanding entered into by the department of ~~regulation and licensing~~ safety and  
11 professional services and the department of children and families under s. 49.857.

12 **SECTION 2055.** 440.13 (2) (a) of the statutes is amended to read:

13 440.13 (2) (a) With respect to a credential granted by the department, the  
14 department shall restrict, limit, or suspend a credential or deny an application for  
15 an initial credential ~~or for reinstatement of an inactive license under s. 452.12 (6) (e)~~  
16 if the credential holder or applicant is delinquent in paying support or fails to comply,  
17 after appropriate notice, with a subpoena or warrant issued by the department of  
18 children and families or a county child support agency under s. 59.53 (5) and related  
19 to support or paternity proceedings.

20 **SECTION 2056.** 440.13 (2) (c) of the statutes is amended to read:

21 440.13 (2) (c) With respect to a credential granted by a credentialing board, a  
22 credentialing board shall restrict, limit or suspend a credential held by a person or  
23 deny an application for an initial credential or for reinstatement of an inactive  
24 license under s. 452.12 (6) (e) when directed to do so by the department.

25 **SECTION 2057.** 440.22 (2) of the statutes is amended to read:

1           440.22 (2) In any disciplinary proceeding against a holder of a credential in  
2           which the department or an examining board, affiliated credentialing board or board  
3           in the department orders suspension, limitation or revocation of the credential or  
4           reprimands the holder, the department, examining board, affiliated credentialing  
5           board or board may, in addition to imposing discipline, assess all or part of the costs  
6           of the proceeding against the holder. Costs assessed under this subsection are  
7           payable to the department. Interest shall accrue on costs assessed under this  
8           subsection at a rate of 12% per year beginning on the date that payment of the costs  
9           are due as ordered by the department, examining board, affiliated credentialing  
10          board or board. Upon the request of the department of ~~regulation and licensing~~  
11          safety and professional services, the department of justice may commence an action  
12          to recover costs assessed under this subsection and any accrued interest.

13           **SECTION 2058.** 440.905 (1) of the statutes is amended to read:

14           440.905 (1) In addition to the other duties and powers of the board under this  
15          subchapter, the board shall advise the secretary of ~~regulation and licensing~~ safety  
16          and professional services on matters relating to cemeteries, to this chapter, or to the  
17          board.

18           **SECTION 2059.** 440.92 (2) (d) of the statutes is amended to read:

19           440.92 (2) (d) A preneed seller may not sell any undeveloped space unless the  
20          plans for the construction of the mausoleum have been submitted to the department  
21          of ~~commerce~~ safety and professional services for approval under s. 157.12 (2) (a) and  
22          the preneed sales contract includes the following language in not less than 10–point  
23          boldface type: “THE PLANS FOR CONSTRUCTING THE MAUSOLEUM SPACE  
24          HAVE BEEN SUBMITTED TO THE DEPARTMENT OF COMMERCE SAFETY  
25          AND PROFESSIONAL SERVICES FOR APPROVAL. THE SELLER IS

1 RESPONSIBLE FOR ALL COSTS REQUIRED TO OBTAIN APPROVAL OF THE  
2 PLANS BY THE DEPARTMENT OF COMMERCE SAFETY AND  
3 PROFESSIONAL SERVICES, COMPLETE THE CONSTRUCTION, AND OBTAIN  
4 CERTIFICATION OF THE CONSTRUCTION BY THE DEPARTMENT OF  
5 COMMERCE SAFETY AND PROFESSIONAL SERVICES.”

6 **SECTION 2060.** 440.945 (5) (b) of the statutes is amended to read:

7 440.945 (5) (b) The department of justice or any district attorney, upon  
8 informing the department of justice, may commence an action in circuit court in the  
9 name of the state to restrain by temporary or permanent injunction any violation of  
10 this section. The court may, prior to entry of final judgment, make such orders or  
11 judgments as may be necessary to restore to any person any pecuniary loss suffered  
12 because of the acts or practices involved in the action, if proof of such loss is submitted  
13 to the satisfaction of the court. The department of justice may subpoena persons and  
14 require the production of books and other documents, and may request the  
15 department of ~~regulation and licensing~~ safety and professional services to exercise  
16 its authority under par. (a) to aid in the investigation of alleged violations of this  
17 section.

18 **SECTION 3212m.** Subchapter XV of Chapter 440 [precedes 440.9991] of the  
19 statutes is created to read:

20 **CHAPTER 440**

21 **SUBCHAPTER XV**

22 **BAIL BOND SURETIES**

23 **440.9991 Definitions.** In this subchapter:

24 **(1)** “Licensed bail bond surety agent” or “bail bond surety agent” means a  
25 person licensed under s. 440.9993 (2).

1           **(2)** “Licensed bail bond surety corporation” or “bail bond surety corporation”  
2 means a person licensed under s. 440.9993 (1).

3           **440.9992 License required.** No person may be compensated to act as a surety  
4 for a bond under ch. 969 unless the person is a licensed bail bond surety corporation  
5 or agent. A licensed bail bond surety corporation or agent shall be compensated at  
6 the rate established under s. 969.12 (2).

7           **440.9993 Licensure. (1)** BAIL BOND SURETY CORPORATIONS. The department  
8 shall grant a license as a bail bond surety corporation to a business entity, as  
9 defined in s. 13.62 (5), if all of the following apply:

10           (a) The business submits an application to the department on a form  
11 provided by the department.

12           (b) The business pays the initial credential fee of \$1,000.

13           (c) The business submits, in addition to any other information required by  
14 the department, evidence satisfactory to the department, including financial  
15 information, that the business is qualified to act as a surety for others in this  
16 state, except that the business is not required to be organized under the laws of  
17 this state.

18           **(2)** BAIL BOND SURETY AGENTS. The department shall grant a license as a bail  
19 bond surety agent to a person if all of the following apply:

20           (a) The person submits an application to the department on a form provided  
21 by the department.

22           (b) The person pays the initial credential fee of \$1,000.

23           (c) The person submits, in addition to any other information required by the  
24 department, evidence satisfactory to the department that the person is an agent  
25 of a licensed bail bond surety corporation.



1           **(3) LIST OF BAIL BOND SURETY CORPORATIONS AND AGENTS.** Annually, the  
2 department shall provide a list of all licensed bail bond surety corporations and  
3 agents to the clerk of circuit court in each county.

4           **440.9994 Renewal. (1) RENEWAL DATES.** The renewal dates for licenses  
5 granted under this subchapter are specified in s. 440.08 (2) (a) 15g. and 15r.  
6 Renewal applications shall be submitted to the department on a form provided by  
7 the department and shall include an annual renewal fee of \$1,000.

8           **(2) LICENSURE RENEWAL FOR BAIL BOND SURETY CORPORATIONS.** In addition to  
9 any other information required by the department, a licensed bail bond surety  
10 corporation shall submit with its renewal application evidence satisfactory to the  
11 department, including financial information, that the bail bond surety corporation  
12 continues to be, at the time the surety corporation applies for renewal, a business  
13 that is qualified to act as a surety for others in this state.

14           **(3) LICENSURE RENEWAL FOR BAIL BOND SURETY AGENTS.** In addition to any  
15 other information required by the department, a licensed bail bond surety agent  
16 shall submit with its renewal application evidence satisfactory to the department  
17 that the bail bond surety agent, at the time the surety agent applies for renewal,  
18 is an agent of a licensed bail bond surety corporation in good standing with the  
19 department.

20           **440.9995 Rules.** The department shall promulgate rules necessary to  
21 administer this subchapter, including rules of conduct by bail bond surety  
22 corporations and agents.

23           **440.9996 Disciplinary proceedings and actions. (1) INVESTIGATIONS**  
24 **AND HEARINGS.** Subject to the rules promulgated under s. 440.03 (1), the  
25 department may conduct investigations and hearings to determine whether a

1 violation of this subchapter, any rule promulgated under this subchapter, or any  
2 other law applicable to bail bond surety corporations or agents, including ch. 969,  
3 has occurred.

4 **(2) PENALTIES.** (a) Subject to the rules promulgated under s. 440.03 (1), the  
5 department may reprimand a bail bond surety corporation or agent or deny, limit,  
6 suspend, or revoke a license granted under this subchapter if the department  
7 finds that an applicant for licensure under this subchapter, a licensed bail bond  
8 surety corporation, or a licensed bail bond surety agent, has done any of the  
9 following:

10 1. Intentionally made a material misstatement in an application for a  
11 license or for renewal of a license.

12 2. Advertised in a manner that is false or misleading.

13 3. In the course of acting as a bail bond surety corporation or agent, made a  
14 substantial misrepresentation that was relied upon by another person.

15 4. Obtained or attempted to obtain compensation through fraud or deceit.

16 5. Violated any law of this state or federal law that substantially relates to  
17 acting as a surety for others or acting as a bail bond surety corporation or agent,  
18 violated this subchapter, or violated any rule promulgated under this subchapter.

19 6. Engaged in unprofessional conduct.

20 (b) In addition to or in lieu of a reprimand or other action under par. (a), the  
21 department may by rule establish other penalties, including forfeiture, for  
22 violations under par. (a).

23 **SECTION 2061.** 452.01 (1s) of the statutes is amended to read:

24 452.01 (1s) “Board” means real estate examining board.

25 **SECTION 2062.** 452.025 (1) (a) of the statutes is amended to read:

1           452.025 (1) (a) A person desiring to act as a time–share salesperson shall  
2 submit to the department board an application for a certificate of registration.

3           **SECTION 2063.** 452.025 (1) (b) (intro.) of the statutes is amended to read:

4           452.025 (1) (b) The application for registration as a time–share salesperson  
5 shall be in the form prescribed by the department board and shall include all of the  
6 following:

7           **SECTION 2064.** 452.025 (1) (b) 4. of the statutes is amended to read:

8           452.025 (1) (b) 4. Any other information which ~~that~~ the department board  
9 reasonably requires to enable it to determine the competency of the person to  
10 transact business as a time–share salesperson in a manner which ~~that~~ safeguards  
11 the interests of the public.

12           **SECTION 2065.** 452.025 (3) (b) 2. (intro.) of the statutes is amended to read:

13           452.025 (3) (b) 2. A time–share salesperson registered under this section may  
14 complete a form purchase agreement or offer to purchase, if the form purchase  
15 agreement or offer to purchase has been approved by the department board and  
16 includes only the following:

17           **SECTION 2066.** 452.025 (4) of the statutes is amended to read:

18           452.025 (4) A time–share salesperson registered under this section may apply  
19 at any time to transfer employment to another licensed broker by submitting to the  
20 department board an application in the form prescribed by the department board  
21 and the transfer fee specified in s. 440.05 (7).

22           **SECTION 2067.** 452.025 (5) (a) of the statutes is amended to read:

23           452.025 (5) (a) The renewal date for certificates of registration granted by the  
24 department board under this section is specified under s. 440.08 (2) (a).

25           **SECTION 2068.** 452.03 of the statutes is amended to read:

1           **452.03 Brokers and salespersons licensed.** No person may engage in or  
2 follow the business or occupation of, or advertise or hold himself or herself out as, or  
3 act temporarily or otherwise as a broker or salesperson without a license. ~~Li~~enses  
4 ~~shall be granted~~ The board may grant a license only to persons a person who are is  
5 competent to transact such businesses in a manner ~~which~~ that safeguards the  
6 interests of the public, and only after satisfactory proof of the person's competence  
7 has been presented to the ~~department~~ board.

8           **SECTION 2069.** 452.04 of the statutes is repealed.

9           **SECTION 2070.** 452.05 (title) and (1) (intro.) of the statutes are amended to read:

10           **452.05 (title) Duties and powers of department board. (1)** (intro.) In  
11 addition to the other duties and responsibilities of the ~~department~~ board under this  
12 chapter, the ~~department~~ board shall advise the secretary on matters relating to real  
13 estate practice and shall:

14           **SECTION 2071.** 452.05 (1) (b) of the statutes is amended to read:

15           452.05 **(1)** (b) Approve forms for use in real estate practice. The board may  
16 conduct public hearings on matters relating to the approval of forms used in real  
17 estate practice.

18           **SECTION 2072.** 452.05 (1) (c) of the statutes is amended to read:

19           452.05 **(1)** (c) After consultation with the council on real estate curriculum and  
20 examinations ~~and subject to the procedure under s. 452.07,~~ promulgate rules  
21 establishing criteria for the approval of educational programs and training sessions  
22 under s. 452.09 (2) and approve such programs and sessions in accordance with the  
23 established criteria.

24           **SECTION 2073.** 452.05 (1) (d) of the statutes is amended to read:

1           452.05 (1) (d) After consultation with the council on real estate curriculum and  
2 examinations, ~~the board~~, brokers and salespersons licensed under this chapter, and  
3 interested members of the public, establish criteria for the approval of continuing  
4 educational programs and courses in real estate related subjects required for  
5 renewal under s. 452.12 (5) (c) 1.

6           **SECTION 3229e.** 452.05 (1) (e) of the statutes is repealed.

7           **SECTION 3229h.** 452.05 (1) (g) of the statutes is amended to read:

8           452.05 (1) (g) Approve continuing educational programs and courses in  
9 accordance with the criteria established under par. (d). In order to be approved, a  
10 continuing educational program or course must require brokers and salespersons to  
11 pass an examination on the information presented at the program or course in order  
12 to successfully complete and receive continuing education credit for the program or  
13 course under s. 452.12 (5) (c) 1.

14           **SECTION 2074.** 452.05 (1m) (b) of the statutes is amended to read:

15           452.05 (1m) (b) In preparing the form for the offer to purchase commercial real  
16 property under sub. (1) (b), the ~~department~~ board shall include a statement that the  
17 seller represents to the buyer that the seller has no notice or knowledge that the  
18 commercial real property is a historic building.

19           **SECTION 2075.** 452.05 (2) of the statutes is amended to read:

20           452.05 (2) The ~~department~~ board may prepare letters and bulletins and  
21 conduct clinics disseminating information to its licensees.

22           **SECTION 2076.** 452.05 (3) of the statutes is amended to read:

23           452.05 (3) The ~~department~~ board may, ~~after consultation with the board~~, enter  
24 into reciprocal agreements with officials of other states or territories of the United  
25 States for licensing brokers and salespersons and grant licenses to applicants who

1 are licensed as brokers or salespersons in those states or territories according to the  
2 terms of the reciprocal agreements.

3 **SECTION 3233e.** 452.06 (1) of the statutes is amended to read:

4 452.06 (1) The secretary board shall create ~~a council~~ one or more councils on  
5 forms ~~under s. 15.04 (1) (c)~~ which shall meet on a regular basis, be chaired by a  
6 member of the board, and report to the board ~~and the secretary~~. Any proposed change  
7 in a form relating to real estate practice shall be referred to the appropriate council  
8 on forms for review before the form is approved.

9 **SECTION 3234m.** 452.06 (2) (a) of the statutes is amended to read:

10 452.06 (2) (a) Advise the ~~secretary on the promulgation of rules under s. 452.05~~  
11 ~~(1) (c) and board~~ on establishing continuing education requirements under s. 452.05  
12 (1) (d).

13 **SECTION 3234r.** 452.06 (2) (b) of the statutes is amended to read:

14 452.06 (2) (b) ~~Periodically, but not~~ Not less than annually, review subjects  
15 covered on examinations for licensure under this chapter and the qualifications for  
16 instructors of and performance evaluations for educational and continuing  
17 educational programs, training sessions, and courses approved under this chapter.

18 **SECTION 3234t.** 452.06 (3) of the statutes is amended to read:

19 452.06 (3) If the secretary creates any councils or committees under s. 15.04  
20 (1) (c) to provide advice to the department or board on matters relating to real estate  
21 practice ~~other than the council under sub. (1)~~, such councils or committees shall be  
22 chaired by a member of the board, if available, and shall report to the board and the  
23 secretary.

24 **SECTION 2077.** 452.07 (title) of the statutes is amended to read:

25 **452.07 (title) Rules; review of rules.**

1           **SECTION 2078.** 452.07 (1) of the statutes is amended to read:

2           452.07 (1) The ~~department~~ board shall promulgate rules for the guidance of the  
3 real estate profession and define professional conduct and unethical practice.

4           **SECTION 2079.** 452.07 (1m) of the statutes is amended to read:

5           452.07 (1m) The ~~department~~ board shall promulgate rules that specify the  
6 supervisory duties of brokers under s. 452.12 (3).

7           **SECTION 2080.** 452.07 (2) to (7) of the statutes are repealed.

8           **SECTION 2081.** 452.09 (1) (intro.) of the statutes is amended to read:

9           452.09 (1) FORM OF APPLICATION. (intro.) Any person desiring to act as a broker  
10 or salesperson shall submit to the ~~department~~ board an application for a license. The  
11 application shall be in such form as the ~~department~~ board prescribes and shall  
12 include the following:

13           **SECTION 2082.** 452.09 (1) (e) of the statutes is amended to read:

14           452.09 (1) (e) Any other information ~~which~~ that the ~~department~~ board may  
15 reasonably require to enable it to determine the competency of each applicant,  
16 including each business representative of the business entity, to transact the  
17 business of a broker or salesperson in a manner ~~which~~ that safeguards the interests  
18 of the public.

19           **SECTION 2083.** 452.09 (2) (a) of the statutes is amended to read:

20           452.09 (2) (a) Except as provided in a reciprocal agreement under s. 452.05 (3),  
21 each applicant for a salesperson's license shall submit to the ~~department~~ board  
22 evidence satisfactory to the ~~department~~ board of successful completion of  
23 educational programs approved for this purpose under s. 452.05 (1) (c). The  
24 ~~department~~ board may waive the requirement under this paragraph upon proof that

1 the applicant has received 10 academic credits in real estate or real estate related  
2 law courses from an accredited institution of higher education.

3 **SECTION 2084.** 452.09 (2) (c) 2. of the statutes is amended to read:

4 452.09 (2) (c) 2. Submit to the department board evidence satisfactory to the  
5 department board of successful completion of educational programs in business  
6 management approved for this purpose under s. 452.05 (1) (c). No educational  
7 programs applied to satisfy the requirement under subd. 1. may be applied to satisfy  
8 the requirement under this subdivision.

9 **SECTION 2085.** 452.09 (2) (d) of the statutes is amended to read:

10 452.09 (2) (d) The department board may waive the requirements under par.  
11 (c) upon proof that the applicant has received 20 academic credits in real estate or  
12 real estate related law courses from an accredited institution of higher education or  
13 that the applicant is licensed to practice law in this state.

14 **SECTION 2086.** 452.09 (3) (a) of the statutes is amended to read:

15 452.09 (3) (a) In determining competency, the department board shall require  
16 proof that the applicant for a broker's or salesperson's license has a fair knowledge  
17 of the English language; a fair understanding of the general purposes and general  
18 legal effect of deeds, mortgages, land contracts of sale, leases, bills of sale, chattel  
19 mortgages, and conditional sales contracts; and a general and fair understanding  
20 of the obligations between principal and agent, as well as of this chapter. ~~An~~ The  
21 board shall deny a license to an applicant receiving a failing grade, as established by  
22 rules of the department board, on any examination given under this section ~~shall be~~  
23 ~~denied a license~~, but any applicant may review his or her examination results in a  
24 manner established by rules of the department board.

25 **SECTION 2087.** 452.09 (3) (b) of the statutes is amended to read:



1           452.09 (3) (b) The ~~department~~ board shall determine competency under par.  
2 (a) by means of only an oral examination for any applicant who is unable to write  
3 because of a physical handicap.

4           **SECTION 2088.** 452.09 (3) (d) of the statutes is amended to read:

5           452.09 (3) (d) Except as provided in a reciprocal agreement under s. 452.05 (3),  
6 the ~~department~~ board may not grant a broker's license to an applicant who does not  
7 hold a salesperson's license unless the applicant passes the salesperson's  
8 examination and the broker's examination.

9           **SECTION 2089.** 452.09 (5) of the statutes is amended to read:

10          452.09 (5) APPRENTICESHIPS. Any person who is a resident of this state and 18  
11 years of age or over may, upon application filed in accordance with sub. (1), be  
12 indentured to a licensed resident broker in accordance with rules promulgated by the  
13 ~~department~~ board. These rules shall be promulgated so as to protect the public and  
14 may limit the real estate sales and brokerage activity of the apprentice. The  
15 ~~department~~ board may require an apprentice to take a preliminary examination  
16 covering general knowledge and may prescribe the character and extent of his or her  
17 work during apprenticeship. The ~~department~~ board may issue a temporary  
18 salesperson's permit to the individual for a period not to exceed one year upon  
19 payment of the fee under s. 440.05 (6). The temporary permit is not renewable.

20          **SECTION 2090.** 452.10 (2) (b) of the statutes is amended to read:

21          452.10 (2) (b) Unless an application is withdrawn in writing before the  
22 ~~department~~ board has made any investigation, no part of the fee shall be returned.

23          **SECTION 2091.** 452.10 (4) (a) of the statutes is amended to read:

1           452.10 (4) (a) Any licensed salesperson or broker may transfer to the  
2 employment of a licensed broker by first paying the transfer fee specified in s. 440.05  
3 (7) and filing a transfer form with the ~~department~~ board.

4           **SECTION 2092.** 452.10 (6) of the statutes is amended to read:

5           452.10 (6) In the case of applications for renewals of licenses the ~~department~~  
6 board may dispense with such matters contained in s. 452.09 (1) as it deems  
7 unnecessary in view of prior applications.

8           **SECTION 2093.** 452.11 (3) of the statutes is amended to read:

9           452.11 (3) Every nonresident applicant, and every resident licensee who  
10 becomes a nonresident, shall file with the ~~department~~ board an irrevocable consent  
11 that actions may be commenced against the applicant or licensee in the proper court  
12 of any county of the state in which a cause of action arises or in which the plaintiff  
13 resides, by the service of any process or pleading authorized by the laws of this state  
14 on the ~~department~~ board or any duly authorized employee. The consent shall  
15 stipulate and agree that such service is valid and binding as due service upon the  
16 applicant or licensee in all courts in this state. The consent shall be duly  
17 acknowledged and, if made by a corporation, shall be authenticated by the corporate  
18 seal.

19           **SECTION 2094.** 452.11 (4) of the statutes is amended to read:

20           452.11 (4) Any process or pleading under this section shall be served in  
21 duplicate upon the ~~department~~ board or its duly authorized employee. One copy  
22 shall be filed with the ~~department~~ board and the other immediately forwarded by  
23 certified mail to the nonresident licensee against whom the process or pleading is  
24 directed at the last address provided to the ~~department~~ board by the nonresident  
25 licensee. No default in any such proceeding or action may be taken unless it appears

1 by affidavit of the secretary chairperson of the board or any duly authorized  
2 employee that a copy of the process or pleading was mailed to the nonresident  
3 licensee as required in this subsection. No judgment by default may be taken in any  
4 action or proceeding within 20 days after the date of mailing the process or pleading  
5 to the nonresident licensee.

6 **SECTION 2095.** 452.12 (1) of the statutes is amended to read:

7 452.12 (1) EXPIRATION. A license granted by the department board entitles the  
8 holder to act as a broker or salesperson, as the case may be, until the applicable  
9 renewal date specified under s. 440.08 (2) (a).

10 **SECTION 2096.** 452.12 (2) (c) of the statutes is amended to read:

11 452.12 (2) (c) Application for a business entity license shall be made on forms  
12 prescribed by the department board, listing the names and addresses of all business  
13 representatives, and shall be accompanied by the initial credential fee determined  
14 by the department under s. 440.03 (9) (a). If there is a change in any of the business  
15 representatives, the change shall be reported to the department board, on the same  
16 form, within 30 days after the effective date of the change.

17 **SECTION 2097.** 452.12 (4) of the statutes is amended to read:

18 452.12 (4) REGISTER OF BROKERS AND SALESPERSONS. ~~The department shall~~  
19 ~~maintain the register required by s. 440.035 (4).~~ The board shall include in the  
20 register the board maintains under s. 440.035 (4) the names of all brokers and  
21 salespersons whose licenses have been were revoked at any time within the past 2  
22 years prior to the issuance thereof shall be included in the register. The register shall  
23 be available for purchase at cost.

24 **SECTION 3255m.** 452.12 (5) (a) of the statutes is amended to read:

1           452.12 (5) (a) Renewal applications for all licenses shall be submitted with the  
2 applicable renewal fee determined by the department under s. 440.03 (9) (a) on or  
3 before the applicable renewal date specified under s. 440.08 (2) (a). The department  
4 shall pay \$10 of each renewal fee received under this paragraph to the Board of  
5 Regents of the University of Wisconsin System for research and educational, public  
6 outreach, and grant activities under s. 36.25 (34).

7           **SECTION 2098.** 452.12 (5) (b) of the statutes is amended to read:

8           452.12 (5) (b) If an application for renewal is not filed with the department  
9 board on or before the renewal date, the applicant may not engage in any of the  
10 activities covered by the license until the license is renewed or a new license is issued.

11           **SECTION 3256m.** 452.12 (5) (c) 1. of the statutes is renumbered 452.12 (5) (c)  
12 and amended to read:

13           452.12 (5) (c) At the time of renewal, each broker or salesperson shall submit  
14 proof of attendance at and successful completion of continuing education programs  
15 or courses approved under s. 452.05 (1) (g), ~~except as provided in subd. 2.~~

16           **SECTION 3257j.** 452.12 (5) (c) 2. of the statutes is repealed.

17           **SECTION 2099.** 452.12 (6) (b) of the statutes is amended to read:

18           452.12 (6) (b) Unless an applicant's license has been revoked or suspended  
19 under s. 452.14 (3), the department board may register the applicant under par. (a)  
20 as an inactive licensee upon payment of a \$15 fee.

21           **SECTION 2100.** 452.12 (6) (d) of the statutes is amended to read:

22           452.12 (6) (d) If an inactive licensee files an application for reinstatement  
23 before January 1, 1996, the department board shall reinstate the inactive licensee's  
24 original license in accordance with the requirements for late renewal under s. 440.08  
25 (3).

1           **SECTION 2101.** 452.12 (6) (e) (intro.) of the statutes is amended to read:

2           452.12 **(6)** (e) (intro.) Except as provided in ss. 440.03 (11m) (b), 440.12 and  
3           440.13 (2) ~~(a)~~ (c), the department board shall reinstate an inactive licensee's original  
4           license as follows:

5           **SECTION 2102.** 452.12 (6) (e) 1. of the statutes is amended to read:

6           452.12 **(6)** (e) 1. If a person has registered as an inactive licensee before  
7           November 1, 1990, the department board shall reinstate the person's original license  
8           if that person applies to the department board for reinstatement of his or her original  
9           license, pays the fee specified under s. 440.05 (1), passes an examination under s.  
10          452.09 (3), and completes the education requirements established by the department  
11          board under par. (f).

12          **SECTION 2103.** 452.12 (6) (e) 2. of the statutes is amended to read:

13          452.12 **(6)** (e) 2. If a person has registered as an inactive licensee on or after  
14          November 1, 1990, the department board shall reinstate the person's original license  
15          if that person applies to the department board for reinstatement of his or her original  
16          license, pays the renewal fee determined by the department under s. 440.03 (9) (a)  
17          for the original license and completes ~~12 hours of~~ the continuing education as  
18          requirements established by the department board under par. (f). A person who is  
19          eligible for reinstatement of his or her original license under this subdivision shall  
20          complete the requirements for reinstatement under this subdivision before January  
21          1, 1996, or within 5 years after the date on which the person registered as an inactive  
22          licensee, whichever is later.

23          **SECTION 2104.** 452.12 (6) (e) 3. of the statutes is amended to read:

24          452.12 **(6)** (e) 3. If a person who is eligible for reinstatement of his or her  
25          original license under subd. 2. does not complete the requirements for reinstatement

1 within the time specified under subd. 2., the department board shall reinstate the  
2 original license of that person if he or she meets the requirements specified under  
3 subd. 1.

4 **SECTION 2105.** 452.12 (6) (f) of the statutes is amended to read:

5 452.12 (6) (f) The department board shall promulgate rules establishing the  
6 education requirements that applicants for reinstatement of original licenses under  
7 par. (e) must satisfy.

8 **SECTION 2106.** 452.13 (2) (b) 1. of the statutes is amended to read:

9 452.13 (2) (b) 1. Register with the department of ~~regulation and licensing~~  
10 safety and professional services the name and address of the depository institution  
11 and the number of the interest-bearing common trust account.

12 **SECTION 2107.** 452.13 (2) (b) 2. of the statutes is amended to read:

13 452.13 (2) (b) 2. Notify the department of ~~regulation and licensing~~ safety and  
14 professional services when any of the information required under subd. 1. is  
15 changed.

16 **SECTION 2108.** 452.13 (2) (b) 3. of the statutes is amended to read:

17 452.13 (2) (b) 3. Furnish the department of ~~regulation and licensing~~ safety and  
18 professional services with a letter authorizing the department of ~~regulation and~~  
19 ~~licensing~~ safety and professional services and the department of ~~commerce~~  
20 administration to examine and audit the interest-bearing common trust account  
21 whenever the department of ~~regulation and licensing~~ safety and professional  
22 services or the department of ~~commerce~~ administration considers it necessary.

23 **SECTION 2109.** 452.13 (2) (bm) of the statutes is amended to read:

1           452.13 (2) (bm) The department of ~~regulation and licensing~~ safety and  
2 professional services shall forward to the department of ~~commerce~~ administration  
3 the information and documents furnished under par. (b).

4           **SECTION 2110.** 452.13 (2) (d) of the statutes is amended to read:

5           452.13 (2) (d) The department of ~~commerce~~ administration is the beneficial  
6 owner of the interest accruing to the interest-bearing common trust account, minus  
7 any service charges or fees.

8           **SECTION 2111.** 452.13 (2) (e) 1. of the statutes is amended to read:

9           452.13 (2) (e) 1. Annually, before February 1, remit to the department of  
10 ~~commerce~~ administration the total interest or dividends, minus service charges or  
11 fees, earned on the average daily balance in the interest-bearing common trust  
12 account during the 12 months ending on the previous December 31. A depository  
13 institution is not required to remit any amount if the total interest or dividends for  
14 that period is less than \$10 before any deduction for service charges or fees.

15           **SECTION 2112.** 452.13 (2) (e) 2. of the statutes is amended to read:

16           452.13 (2) (e) 2. When the interest remittance is sent, furnish to the  
17 department of ~~commerce~~ administration and to the broker maintaining the  
18 interest-bearing common trust account a statement that includes the name of the  
19 broker for whose account the remittance is made, the rate of interest applied, the  
20 amount of service charges or fees deducted, if any, and the account balance for the  
21 period that the statement covers.

22           **SECTION 2113.** 452.13 (2) (f) 2. of the statutes is amended to read:

23           452.13 (2) (f) 2. May not assess a service charge or fee for an interest-bearing  
24 common trust account against the department of ~~commerce~~ administration.

25           **SECTION 2114.** 452.13 (2) (f) 3. of the statutes is amended to read:

1           452.13 (2) (f) 3. May deduct a service charge or fee from the interest earned by  
2           an interest-bearing common trust account, and if a balance remains, may deduct the  
3           remaining charge or fee from the interest earned on any other interest-bearing  
4           common trust account maintained in that depository institution, before remitting  
5           interest to the department of ~~commerce~~ administration.

6           **SECTION 3274m.** 452.13 (5) of the statutes is amended to read:

7           452.13 (5) RULES. In consultation with the department of ~~regulation and~~  
8           ~~licensing~~ safety and professional services, the department of ~~commerce~~  
9           administration shall promulgate rules necessary to administer this section.

10          **SECTION 2115.** 452.14 (1) of the statutes is amended to read:

11          452.14 (1) The department ~~board~~ shall, upon motion of the ~~board~~ secretary or  
12          his or her designee or upon its own determination, conduct investigations and, as  
13          appropriate, may hold hearings and make findings, if the board or the department  
14          receives credible information that a broker, salesperson, or time-share salesperson  
15          has violated this chapter or any rule promulgated under this chapter.

16          **SECTION 2116.** 452.14 (2) of the statutes is amended to read:

17          452.14 (2) ~~The department shall present the findings of any investigation of~~  
18          licensee or registrant to the board for its consideration. ~~The department shall upon~~  
19          ~~motion of the board, and~~ board may, ~~upon its own determination,~~ commence  
20          disciplinary proceedings on any matter under investigation concerning a licensee or  
21          registrant. ~~No investigation of a licensee or registrant may be closed without motion~~  
22          ~~of the board.~~

23          **SECTION 2117.** 452.14 (3) (L) of the statutes is amended to read:

24          452.14 (3) (L) Violated any provision of this chapter or any rule promulgated  
25          under this chapter;



1           **SECTION 2118.** 452.17 (2) of the statutes is amended to read:

2           452.17 **(2)** Any person who engages in or follows the business or occupation of,  
3 or advertises or holds himself or herself out as or acts temporarily or otherwise as,  
4 a time–share salesperson in this state without being registered with the department  
5 board shall be prosecuted by the district attorney in the county where the violation  
6 occurs and may be fined not less than \$25 nor more than \$200 or imprisoned not less  
7 than 10 days nor more than 6 months or both.

8           **SECTION 2119.** 452.22 (2) of the statutes is amended to read:

9           452.22 **(2)** The certificate of the secretary chairperson of the board or his or her  
10 designee to the effect that a specified individual or business entity is not or was not  
11 on a specified date the holder of a broker’s, salesperson’s, or time–share salesperson’s  
12 license or registration, or that a specified license or registration was not in effect on  
13 a date specified, or as to the issuance, limitation, suspension, or revocation of any  
14 license or registration or the reprimand of any license or registration holder thereof,  
15 the filing or withdrawal of any application or its existence or nonexistence, is prima  
16 facie evidence of the facts ~~therein~~ stated in the certificate for all purposes in any  
17 action or proceedings.

18           **SECTION 2120.** 462.01 (3) of the statutes is amended to read:

19           462.01 **(3)** “Department” means the department of ~~regulation and licensing~~  
20 safety and professional services.

21           **SECTION 2121.** 551.403 (2) (a) 2. of the statutes is amended to read:

22           551.403 **(2)** (a) 2. Institutional investors, except any institutional investor  
23 described in s. 551.102 (11) (k), (m), or (o).

24           **SECTION 2122.** 551.403 (2) (a) 2m. of the statutes is amended to read:

1           551.403 **(2)** (a) 2m. Accredited investors as defined in Rule 501 (a) (1), ~~(2)~~, or  
2           ~~(3)~~, ~~(7)~~ ~~or~~ ~~(8)~~ adopted under the Securities Act of 1933.

3           **SECTION 2123.** Chapter 560 (title) of the statutes is repealed.

4           **SECTION 2124.** Subchapter I (title) of chapter 560 [precedes 560.001] of the  
5           statutes is repealed.

6           **SECTION 2125.** 560.001 of the statutes is repealed.

7           **SECTION 2126.** 560.01 (title), (1) and (2) of the statutes are repealed.

8           **SECTION 2127.** 560.01 (3) of the statutes is renumbered 238.04 (14) and  
9           amended to read:

10           **238.04 (14) FOREIGN OFFICE AGREEMENTS.** ~~The department may enter~~ Enter into  
11           agreements regarding compensation, space, and other administrative matters as are  
12           necessary to operate ~~departmental~~ offices in other states and foreign countries. Such  
13           agreements shall be subject to the approval of the secretary of administration.

14           **SECTION 2128.** 560.02 of the statutes is repealed.

15           **SECTION 2129.** 560.03 (title) of the statutes is repealed.

16           **SECTION 2130.** 560.03 (intro.) of the statutes is repealed.

17           **SECTION 2131.** 560.03 (1) of the statutes is repealed.

18           **SECTION 2132.** 560.03 (2) of the statutes is repealed.

19           **SECTION 2133.** 560.03 (3) of the statutes is repealed.

20           **SECTION 2134.** 560.03 (4) of the statutes is repealed.

21           **SECTION 2135.** 560.03 (4m) of the statutes is repealed.

22           **SECTION 2136.** 560.03 (5) of the statutes is repealed.

23           **SECTION 2137.** 560.03 (6) of the statutes is repealed.

24           **SECTION 3299m.** 560.03 (7) of the statutes is repealed.

25           **SECTION 2138.** 560.03 (8) of the statutes is repealed.

1           **SECTION 2139.** 560.03 (9) of the statutes is repealed.

2           **SECTION 2140.** 560.03 (10) of the statutes is repealed.

3           **SECTION 2141.** 560.03 (11) of the statutes is repealed.

4           **SECTION 2142.** 560.03 (16) of the statutes is repealed.

5           **SECTION 2143.** 560.03 (17) of the statutes is renumbered 238.25 and amended  
6 to read:

7           **238.25 Assistance to loan recipients.** Assist The corporation shall assist  
8 new businesses and small businesses receiving economic development loans under  
9 s. 234.65 (1) (a) or the assistance of the Wisconsin Housing and Economic  
10 Development Authority in locating sources of venture capital and in obtaining the  
11 state and federal licenses and permits necessary for business operations.

12           **SECTION 2144.** 560.03 (18) of the statutes is repealed.

13           **SECTION 2145.** 560.03 (19) of the statutes is repealed.

14           **SECTION 2146.** 560.03 (20) of the statutes is repealed.

15           **SECTION 2147.** 560.03 (21) of the statutes is repealed.

16           **SECTION 2148.** 560.03 (22) of the statutes is repealed.

17           **SECTION 2149.** 560.03 (23) of the statutes is repealed.

18           **SECTION 2150.** 560.03 (25) of the statutes is repealed.

19           **SECTION 2151.** 560.03 (26) of the statutes is repealed.

20           **SECTION 2152.** 560.031 of the statutes is repealed.

21           **SECTION 2153.** 560.032 of the statutes is renumbered 238.10 and amended to  
22 read:

23           **238.10 Allocation of volume cap on tax-exempt bonds. (1) ALLOCATION.**  
24 The department, ~~by rule,~~ corporation shall establish under 26 USC 146 and  
25 administer a system for the allocation of the volume cap on the issuance of private

1 activity bonds, as defined under 26 USC 141 (a), among all municipalities, as defined  
2 in s. 67.01 (5), and any corporation formed on behalf of those municipalities, and  
3 among this state, the Wisconsin Health and Educational Facilities Authority, the  
4 Wisconsin Aerospace Authority, and the Wisconsin Housing and Economic  
5 Development Authority.

6 **(2) AMENDMENT TO ALLOCATION.** At any time prior to December 31 in any year,  
7 the department corporation may promulgate adopt rules to revise the allocation  
8 system established for that year under sub. (1), except that any revision under this  
9 subsection does not apply to any allocation under which the recipient of that  
10 allocation has adopted a resolution authorizing the issuance of a private activity  
11 bond, as defined in 26 USC 141 (a).

12 **(3) CONDITIONS.** The department corporation may establish, ~~by rule,~~ any  
13 procedure for, and place any condition upon, the granting of an allocation under this  
14 section which the department corporation deems to be in the best interest of the state  
15 including, ~~but not limited to,~~ a requirement that a cash deposit, at a rate established  
16 by the department ~~in the rules~~ corporation, be a condition for an allocation.

17 **(4) CERTIFICATION.** If the secretary corporation receives notice of the issuance  
18 of a bond under an allocation under subs. (1) to (3), the secretary corporation shall  
19 certify that that bond meets the requirements of 26 USC 146.

20 **SECTION 2154.** 560.033 of the statutes is repealed.

21 **SECTION 2155.** 560.0335 of the statutes is renumbered 16.283.

22 **SECTION 2156.** 560.034 of the statutes is renumbered 238.11, and 238.11 (1),  
23 (2), (3) and (5) (intro.), as renumbered, are amended to read:

24 238.11 **(1)** The department corporation shall prescribe the notice forms to be  
25 used under ss. 66.1103 (4m) (a) 1. and 234.65 (3) (a). The department corporation

1 shall include on the forms a requirement for information on the number of jobs the  
2 person submitting the notice expects to be eliminated, created, or maintained on the  
3 project site and elsewhere in this state by the project which is the subject of the  
4 notice. The department corporation shall prescribe the forms to be used under ss.  
5 66.1103 (4m) (b) and 234.65 (3r).

6 (2) If the department corporation receives a notice under s. 66.1103 (4m) (a),  
7 the department corporation shall estimate, no later than 20 days after receipt of the  
8 notice, whether the project which that is the subject of the notice is expected to  
9 eliminate, create, or maintain jobs on the project site and elsewhere in this state and  
10 the net number of jobs expected to be eliminated, created, or maintained as a result  
11 of the project.

12 (3) If the department corporation receives a notice under s. 234.65 (3) (a), the  
13 department corporation shall estimate, no later than 20 days after receipt of the  
14 notice, whether the project which is the subject of the notice is expected to eliminate,  
15 create, or maintain jobs on the project site and elsewhere in this state and the net  
16 number of jobs expected to be eliminated, created, or maintained as a result of the  
17 project.

18 (5) (intro.) The department corporation shall issue an estimate made:

19 **SECTION 2157.** 560.035 of the statutes is renumbered 16.285.

20 **SECTION 2158.** 560.036 of the statutes is renumbered 16.287.

21 **SECTION 3321m.** 560.037 of the statutes is repealed.

22 **SECTION 2159.** 560.04 of the statutes is repealed.

23 **SECTION 2160.** 560.045 of the statutes is repealed.

24 **SECTION 2161.** 560.047 of the statutes is repealed.

25 **SECTION 2162.** 560.05 of the statutes is repealed.

1           **SECTION 2163.** 560.07 of the statutes is repealed.

2           **SECTION 2164.** 560.075 of the statutes is renumbered 238.12, and 238.12 (2),  
3 as renumbered, is amended to read:

4           **238.12 (2)** The ~~department~~ corporation may not award a grant or loan under  
5 this chapter to a person or certify a person to receive tax benefits unless the  
6 ~~department~~ corporation enters into an agreement with the person that requires the  
7 person to repay the grant, loan, or tax benefits if, within 5 years after receiving the  
8 grant or loan or being certified to receive tax benefits, the person ceases to conduct  
9 in this state the economic activity for which the person received the grant or loan or  
10 for which the person was certified to receive tax benefits and commences  
11 substantially the same economic activity outside this state.

12           **SECTION 2165.** 560.08 (1), (2) (intro.), (a), (b), (c), (d), (e), (f), (g), (h), (i) and (j)  
13 of the statutes are repealed.

14           **SECTION 2166.** 560.08 (2) (m) of the statutes is renumbered 238.26 and  
15 amended to read:

16           **238.26 Report to investment board.** No later than September 30 of each  
17 even-numbered year, the corporation shall submit to the investment board a report  
18 describing the types of investments in businesses in this state which that will have  
19 the greatest likelihood of enhancing economic development in this state.

20           **SECTION 3330c.** 560.081 (1) and (2) (intro.) and (a) of the statutes are  
21 renumbered 238.127 (2) (intro.) and (a), and 238.127 (2) (intro.), as renumbered, is  
22 amended to read:

23           **238.127 (2)** (intro.) The ~~department~~ corporation shall establish and administer  
24 a state main street program to coordinate state and local participation in programs  
25 offered by the national main street center, created by the national trust for historic

1 preservation, to assist municipalities in planning, managing and implementing  
2 programs for the revitalization of business areas. The ~~department~~ corporation shall  
3 do all of the following:

4 **SECTION 3330g.** 560.081 (2) (b) of the statutes is repealed.

5 **SECTION 3330m.** 560.081 (2) (c) to (h) of the statutes are renumbered 238.127  
6 (2) (c) to (h), and 238.127 (2) (c) (intro.), (e), (f) 4. and (h), as renumbered, are amended  
7 to read:

8 238.127 (2) (c) (intro.) With help from ~~the council on main street programs and~~  
9 ~~from~~ interested individuals and organizations, develop a plan describing the  
10 objectives of the state main street program and the methods by which the  
11 ~~department~~ corporation shall:

12 (e) Annually select, upon application, up to 5 municipalities to participate in  
13 the state main street program. The program for each municipality shall conclude  
14 after 3 years, except that the program for each municipality selected after July 29,  
15 1995, shall conclude after 5 years. The ~~department~~ corporation shall select program  
16 participants representing various geographical regions and populations. A  
17 municipality may apply to participate, and the ~~department~~ corporation may select  
18 a municipality for participation, more than one time. In selecting a municipality,  
19 however, the ~~department~~ corporation may give priority to those municipalities that  
20 have not previously participated.

21 (f) 4. Local assistance in paying for the services of a design consultant  
22 ~~recommended by the council on main street programs.~~

23 (h) Provide training, technical assistance and information on the revitalization  
24 of business areas to municipalities which do not participate in the state main street  
25 program. The ~~department~~ corporation may charge reasonable fees for the services

1 and information provided under this paragraph. ~~The department shall deposit all~~  
2 ~~fees collected under this paragraph in the appropriation account under s. 20.143 (1)~~  
3 ~~(g).~~

4 **SECTION 3330s.** 560.081 (2) (i) of the statutes is repealed.

5 **SECTION 2167.** 560.082 of the statutes is repealed.

6 **SECTION 2168.** 560.09 of the statutes is repealed.

7 **SECTION 2169.** 560.097 of the statutes is renumbered 238.125 and amended to  
8 read:

9 **238.125 Notification of position openings; compliance.** The department  
10 corporation shall monitor compliance with the position-opening notification  
11 requirements under ss. 66.1103 (6m) and 106.16.

12 **SECTION 3334b.** 560.11 of the statutes is renumbered 285.795, and 285.795 (1)  
13 (a) and (2), as renumbered, are amended to read:

14 285.795 (1) (a) Advise the department ~~of natural resources~~ concerning the  
15 effectiveness of the small business stationary source technical and environmental  
16 compliance assistance program under s. 285.79, difficulties encountered by small  
17 business stationary sources, as defined in s. 285.79 (1), in complying with s. 299.15  
18 and ch. 285 and the degree and severity of enforcement of s. 299.15 and ch. 285  
19 against small business stationary sources.

20 (2) ~~The employees of the department of commerce who staff the small business~~  
21 ~~ombudsman clearinghouse under s. 560.03 (9) and the employees of the department~~  
22 ~~of natural resources who staff the small business stationary source technical and~~  
23 environmental compliance assistance program under s. 285.79 shall provide the  
24 small business environmental council with the assistance necessary to comply with  
25 sub. (1).



1           **SECTION 2170.** 560.125 (title) and (1) to (3) of the statutes are renumbered  
2 101.45 (title) and (1) to (3).

3           **SECTION 2171.** 560.125 (4) (a) to (e) of the statutes are renumbered 101.45 (4)  
4 (a) to (e), and 101.45 (4) (d), as renumbered, is amended to read:

5           101.45 **(4)** (d) In any fiscal year, the department may not pay to any one  
6 applicant more than 20 percent of the amount appropriated under s. ~~20.143 (3)~~  
7 20.165 (2) (sm) for the fiscal year.

8           **SECTION 2172.** 560.125 (4) (f) and (g) of the statutes are repealed.

9           **SECTION 2173.** 560.125 (5) to (6) of the statutes are renumbered 101.45 (5) to  
10 (6).

11           **SECTION 2174.** 560.126 of the statutes is repealed.

12           **SECTION 2175.** 560.128 of the statutes is repealed.

13           **SECTION 2176.** 560.13 (1), (2), (3), (5) and (6m) of the statutes are renumbered  
14 238.13 (1), (2), (3), (5) and (6m), and 238.13 (2) (a) (intro.) and (b) 1., (3) (intro.) and  
15 (f) and (5), as renumbered, are amended to read:

16           238.13 **(2)** (a) (intro.) ~~Subject to subs. (4) and (5), from the appropriation under~~  
17 ~~s. 20.143 (1) (qm) the department~~ The corporation may make a grant to a person if  
18 all of the following apply:

19           (b) 1. The contribution required under par. (a) 3. may be in cash or in-kind.  
20 Cash contributions may be of private or public funds, ~~excluding funds obtained under~~  
21 ~~the program under s. 560.17 or under any program under subch. II or V of this~~  
22 ~~chapter.~~ In-kind contributions shall be limited to actual remediation services.

23           **(3)** (intro.) ~~The department~~ corporation may consider the following criteria in  
24 making awards under this section:

1 (f) Any other factors considered by the department corporation to be relevant  
2 to assessing the viability and feasibility of the project.

3 (5) Before the department corporation awards a grant under this section, the  
4 department corporation shall consider the recommendations of the department of  
5 administration and the department of natural resources.

6 **SECTION 2177.** 560.13 (4) of the statutes is repealed.

7 **SECTION 2178.** 560.13 (6) of the statutes is repealed.

8 **SECTION 2179.** 560.138 of the statutes is repealed.

9 **SECTION 2180.** 560.139 of the statutes is repealed.

10 **SECTION 2181.** 560.145 of the statutes is repealed.

11 **SECTION 2182.** 560.15 of the statutes is repealed.

12 **SECTION 2183.** 560.155 of the statutes is repealed.

13 **SECTION 2184.** 560.157 of the statutes is repealed.

14 **SECTION 2185.** 560.165 of the statutes is repealed.

15 **SECTION 2186.** 560.167 of the statutes is repealed.

16 **SECTION 2187.** 560.17 of the statutes is repealed.

17 **SECTION 2188.** 560.19 of the statutes is repealed.

18 **SECTION 2189.** 560.203 of the statutes is repealed.

19 **SECTION 3355g.** 560.204 (title), (1), (2) and (4) of the statutes are renumbered  
20 73.15 (title), (1), (2) and (3), and 73.15 (1), (2) and (3), as renumbered, are amended  
21 to read:

22 73.15 (1) The department of revenue shall implement a program to certify  
23 health care providers as eligible for the electronic medical records credit under ss.  
24 71.07 (5i), 71.28 (5i), and 71.47 (5i).

1           **(2)** If the department of revenue certifies a health care provider under sub. (1),  
2 the department shall determine the amount of credits to allocate to the health care  
3 provider. The total amount of electronic medical records credits allocated to health  
4 care providers in any year may not exceed \$10,000,000.

5           **(3)** ~~The department, in consultation with the department of revenue,~~ shall  
6 promulgate rules to administer this section.

7           **SECTION 3355m.** 560.204 (3) of the statutes is repealed.

8           **SECTION 2190.** 560.205 of the statutes is renumbered 238.15, and 238.15 (1)  
9 (intro.), (2) and (3) (a), (b), (d) (intro.), 1., 2. a. and b. and (e), as renumbered, are  
10 amended to read:

11           **238.15 (1) ANGEL INVESTMENT TAX CREDITS.** (intro.) ~~The department~~ corporation  
12 shall implement a program to certify businesses for purposes of s. 71.07 (5d). A  
13 business desiring certification shall submit an application to the ~~department~~  
14 corporation in each taxable year for which the business desires certification. The  
15 business shall specify in its application the investment amount it wishes to raise and  
16 the ~~department~~ corporation may certify the business and determine the amount that  
17 qualifies for purposes of s. 71.07 (5d). ~~Unless otherwise provided under the rules of~~  
18 ~~the department,~~ a A business may be certified under this subsection, and may  
19 maintain such certification, only if the business satisfies all of the following  
20 conditions:

21           **(2) EARLY STAGE SEED INVESTMENT TAX CREDITS.** The ~~department~~ corporation  
22 shall implement a program to certify investment fund managers for purposes of ss.  
23 71.07 (5b), 71.28 (5b), 71.47 (5b), and 76.638. An investment fund manager desiring  
24 certification shall submit an application to the ~~department~~ corporation. The  
25 investment fund manager shall specify in the application the investment amount

1 that the manager wishes to raise and the ~~department~~ corporation may certify the  
2 manager and determine the amount that qualifies for purposes of ss. 71.07 (5b),  
3 71.28 (5b), 71.47 (5b), and 76.638. In determining whether to certify an investment  
4 fund manager, the ~~department~~ corporation shall consider the investment fund  
5 manager's experience in managing venture capital funds, the past performance of  
6 investment funds managed by the applicant, the expected level of investment in the  
7 investment fund to be managed by the applicant, and any other relevant factors. The  
8 ~~department~~ corporation may certify only investment fund managers that commit to  
9 consider placing investments in businesses certified under sub. (1).

10 **(3)** (a) *List of certified businesses and investment fund managers.* The  
11 ~~department~~ corporation shall maintain a list of businesses certified under sub. (1)  
12 and investment fund managers certified under sub. (2) and shall permit public access  
13 to the lists through the ~~department's~~ corporation's Internet Web site.

14 (b) *Notification of department of revenue.* The ~~department of commerce~~  
15 corporation shall notify the department of revenue of every certification issued under  
16 ~~sub.~~ subs. (1) and (2) and the date on which any such certification is revoked or  
17 expires.

18 (d) *Rules.* (intro.) The ~~department of commerce~~ corporation, in consultation  
19 with the department of revenue, shall ~~promulgate~~ adopt rules to administer this  
20 section. The rules shall further define "bona fide angel investment" for purposes of  
21 s. 71.07 (5d) (a) 1. The rules shall limit the aggregate amount of tax credits under  
22 s. 71.07 (5d) that may be claimed for investments in businesses certified under sub.  
23 (1) at \$3,000,000 per calendar year for calendar years beginning after December 31,  
24 2004, and before January 1, 2008, \$5,500,000 per calendar year for calendar years  
25 beginning after December 31, 2007, and before January 1, 2010, \$6,500,000 for

1 calendar year 2010, and \$20,000,000 per calendar year for calendar years beginning  
2 after December 31, 2010, plus, for taxable years beginning after December 31, 2010,  
3 an additional \$250,000 for tax credits that may be claimed for investments in  
4 nanotechnology businesses certified under sub. (1). The rules shall also limit the  
5 aggregate amount of the tax credits under ss. 71.07 (5b), 71.28 (5b), 71.47 (5b), and  
6 76.638 that may be claimed for investments paid to fund managers certified under  
7 sub. (2) at \$3,500,000 per calendar year for calendar years beginning after December  
8 31, 2004, and before January 1, 2008, \$6,000,000 per calendar year for calendar  
9 years beginning after December 31, 2007, and before January 1, 2010, \$8,000,000 for  
10 calendar year 2010, and \$20,500,000 per calendar year for calendar years beginning  
11 after December 31, 2010, plus, for taxable years beginning after December 31, 2010,  
12 an additional \$250,000 for tax credits that may be claimed for investments in  
13 nanotechnology businesses certified under sub. (1). The rules shall also provide that,  
14 for calendar years beginning after December 31, 2007, no person may receive a credit  
15 under ss. 71.07 (5b) and (5d), 71.28 (5b), 71.47 (5b), or 76.638 unless the person's  
16 investment is kept in a certified business, or with a certified fund manager, for no less  
17 than 3 years. The rules shall permit the ~~department~~ corporation to reallocate credits  
18 under this section that are unused in any calendar year to a person eligible for tax  
19 benefits, as defined under s. ~~560.2055~~ 238.16 (1) (d), if all of the following apply:

20 1. The ~~department~~ corporation notifies the joint committee on finance in  
21 writing of its proposed reallocation.

22 2. a. The cochairpersons of the joint committee on finance fail to notify the  
23 ~~department~~ corporation, within 14 working days after the date of the department's  
24 corporation's notification under subd. 1., that the committee has scheduled a meeting  
25 for the purpose of reviewing the proposed reallocation.

1           b. The cochairpersons of the joint committee on finance notify the department  
2 corporation that the committee has approved the proposed reallocation.

3           (e) *Transfer*. A person who is eligible to claim a credit under s. 71.07 (5b), 71.28  
4 (5b), 71.47 (5b), or 76.638 may sell or otherwise transfer the credit to another person  
5 who is subject to the taxes or fees imposed under s. 71.02, 71.23, 71.47, or subch. III  
6 of ch. 76, if the person receives prior authorization from the investment fund  
7 manager and the manager then notifies the ~~department of commerce~~ corporation  
8 and the department of revenue of the transfer and submits with the notification a  
9 copy of the transfer documents. No person may sell or otherwise transfer a credit as  
10 provided in this paragraph more than once in a 12-month period. The ~~department~~  
11 corporation may charge any person selling or otherwise transferring a credit under  
12 this paragraph a fee equal to 1 percent of the credit amount sold or transferred. The  
13 ~~department shall deposit all fees collected under this paragraph in the appropriation~~  
14 ~~account under s. 20.143 (1) (gm).~~

15           **SECTION 2191.** 560.2055 (title) and (1) of the statutes are renumbered 238.16  
16 (title) and (1).

17           **SECTION 2192.** 560.2055 (2) of the statutes is renumbered 238.16 (2), and  
18 238.16 (2) (intro.) and (b), as renumbered, are amended to read:

19           238.16 **(2)** (intro.) The ~~department~~ corporation may certify a person to receive  
20 tax benefits under this section if all of the following apply:

21           (b) The person applies under this section and enters into a contract with the  
22 ~~department~~ corporation.

23           **SECTION 3359m.** 560.2055 (3) of the statutes is renumbered 238.16 (3), and  
24 238.16 (3) (intro.), (a) and (b) of the statutes, as renumbered, are amended to read:

1           **238.16 (3)** ELIGIBILITY FOR TAX BENEFITS. (intro.) A person certified under sub.  
2           (2) may receive tax benefits under this section if, in each year for which the person  
3           claims tax benefits under this section, the person increases net employment in the  
4           person's business, and one of the following ~~apply~~ applies:

5           (a) In a tier I county or municipality, an eligible employee for whom the person  
6           claims a tax credit will earn at least \$20,000 ~~but not more than \$100,000~~ in wages  
7           from the person in the year for which the credit is claimed.

8           (b) In a tier II county or municipality, an eligible employee for whom the person  
9           claims a tax credit will earn at least \$30,000 ~~but not more than \$100,000~~ in wages  
10          from the person in the year for which the credit is claimed.

11          **SECTION 2193.** 560.2055 (4) (title) and (a) of the statutes are renumbered  
12          238.16 (4) (title) and (a).

13          **SECTION 3363m.** 560.2055 (4) (b) 1. of the statutes is renumbered 238.16 (4) (b)  
14          1. and amended to read:

15          238.16 **(4)** (b) 1. The department corporation may award to a person certified  
16          under sub. (2) tax benefits for each eligible employee in an amount equal to ~~up to~~ 10  
17          percent of the wages paid by the person to that employee or \$10,000, whichever is  
18          less, if that employee earned wages in the year for which the tax benefit is claimed  
19          equal to one of the following:

20          a. In a tier I county or municipality, at least \$20,000 ~~but not more than~~  
21          \$100,000.

22          b. In a tier II county or municipality, at least \$30,000 ~~but not more than~~  
23          \$100,000.

24          **SECTION 2194.** 560.2055 (4) (b) 2. and (c) of the statutes are renumbered 238.16  
25          (4) (b) 2. and (c) and amended to read:

1           238.16 (4) (b) 2. The ~~department~~ corporation may award to a person certified  
2 under sub. (2) tax benefits in an amount to be determined by the ~~department~~ by rule  
3 corporation for costs incurred by the person to undertake the training activities  
4 described in sub. (3) (c).

5           (c) Subject to a reallocation by the ~~department~~ corporation pursuant to rules  
6 ~~promulgated~~ adopted under s. 560.205 238.215 (3) (d), the ~~department~~ corporation  
7 may allocate up to \$5,000,000 in tax benefits under this section in any calendar year.

8           **SECTION 2195.** 560.2055 (5) of the statutes is renumbered 238.16 (5), and  
9 238.16 (5) (title), (a), (b), (c), (d), (e) and (f) (intro.) and 1. (intro.), as renumbered, are  
10 amended to read:

11           238.16 (5) (title) DUTIES OF THE ~~DEPARTMENT~~ CORPORATION. (a) The ~~department~~  
12 ~~of commerce~~ corporation shall notify the department of revenue when the  
13 ~~department of commerce~~ corporation certifies a person to receive tax benefits.

14           (b) The ~~department of commerce~~ corporation shall notify the department of  
15 revenue within 30 days of revoking a certification made under sub. (2).

16           (c) The ~~department~~ corporation may require a person to repay any tax benefits  
17 the person claims for a year in which the person failed to maintain employment  
18 required by an agreement under sub. (2) (b).

19           (d) The ~~department~~ corporation shall determine the maximum amount of the  
20 tax credits under ss. 71.07 (3q), 71.28 (3q), and 71.47 (3q) that a certified business  
21 may claim and shall notify the department of revenue of this amount.

22           (e) The ~~department~~ corporation shall annually verify the information  
23 submitted to the ~~department~~ corporation by the person claiming tax benefits under  
24 ss. 71.07 (3q), 71.28 (3q), and 71.47 (3q).



1 (f) (intro.) The department corporation shall ~~promulgate~~ adopt rules for the  
2 implementation and operation of this section, including rules relating to the  
3 following:

4 1. (intro.) The definitions of a tier I county or municipality and a tier II county  
5 or municipality. The department corporation may consider all of the following  
6 information when establishing the definitions required under this subdivision:

7 **SECTION 2196.** 560.2056 of the statutes is renumbered 93.54 and amended to  
8 read:

9 **93.54 Food processing plant and food warehouse investment credit.**

10 **(1)** The department of ~~commerce~~ shall implement a program to certify taxpayers as  
11 eligible for the food processing plant and food warehouse investment credit under ss.  
12 71.07 (3rn), 71.28 (3rn), and 71.47 (3rn).

13 **(2)** If the department of ~~commerce~~ certifies a taxpayer under sub. (1), the  
14 department of ~~commerce~~ shall determine the amount of credits to allocate to that  
15 taxpayer. The total amount of food processing plant and food warehouse investment  
16 credits allocated to taxpayers in fiscal year 2009–10 may not exceed \$600,000 and  
17 the total amount of food processing plant and food warehouse investment credits  
18 allocated to taxpayers in fiscal year 2010–11, and in each fiscal year thereafter, may  
19 not exceed \$700,000.

20 **(3)** The department of ~~commerce~~ shall inform the department of revenue of  
21 every taxpayer certified under sub. (1) and the amount of credits allocated to the  
22 taxpayer.

23 **(4)** The department of ~~commerce~~, in consultation with the department of  
24 revenue, shall promulgate rules to administer this section.

1           **SECTION 2197.** 560.206 of the statutes is renumbered 41.155, and 41.155 (4),  
2 as renumbered, is amended to read:

3           41.155 **(4)** The department of ~~commerce~~ tourism, in consultation with the  
4 department of revenue, shall promulgate rules to administer this section.

5           **SECTION 2198.** 560.207 of the statutes is renumbered 93.535 and amended to  
6 read:

7           **93.535 Dairy manufacturing facility investment credit. (1)** The  
8 department of ~~commerce~~ shall implement a program to certify taxpayers, including  
9 taxpayers who are members of dairy cooperatives, as eligible for the dairy  
10 manufacturing facility investment credit under ss. 71.07 (3p), 71.28 (3p), and 71.47  
11 (3p).

12           **(2)** If the department of ~~commerce~~ certifies a taxpayer under sub. (1), the  
13 department of ~~commerce~~ shall determine the amount of credits to allocate to that  
14 taxpayer. The total amount of dairy manufacturing facility investment credits  
15 allocated to taxpayers in fiscal year 2007–08 may not exceed \$600,000 and the total  
16 amount of dairy manufacturing facility investment credits allocated to taxpayers  
17 who are not members of dairy cooperatives in fiscal year 2008–09, and in each fiscal  
18 year thereafter, may not exceed \$700,000. The total amount of dairy manufacturing  
19 facility investment credits allocated to taxpayers who are members of dairy  
20 cooperatives in fiscal year 2009–10 may not exceed \$600,000 and the total amount  
21 of dairy manufacturing facility investment credits allocated to taxpayers who are  
22 members of dairy cooperatives in fiscal year 2010–11, and in each fiscal year  
23 thereafter, may not exceed \$700,000.

1           **(3)** The department of ~~commerce~~ shall inform the department of revenue of  
2 every taxpayer certified under sub. (1) and the amount of credits allocated to the  
3 taxpayer.

4           **(4)** The department of ~~commerce~~, in consultation with the department of  
5 revenue, shall promulgate rules to administer this section.

6           **SECTION 2199.** 560.208 of the statutes is renumbered 93.545 and amended to  
7 read:

8           **93.545 Meat processing facility investment credit. (1)** The department  
9 of ~~commerce~~ shall implement a program to certify taxpayers as eligible for the meat  
10 processing facility investment credit under ss. 71.07 (3r), 71.28 (3r), and 71.47 (3r).

11           **(2)** If the department of ~~commerce~~ certifies a taxpayer under sub. (1), the  
12 department of ~~commerce~~ shall determine the amount of credits to allocate to that  
13 taxpayer. The total amount of meat processing facility investment credits allocated  
14 to taxpayers in fiscal year 2009–10 may not exceed \$300,000 and the total amount  
15 of meat processing facility investment credits allocated to taxpayers in fiscal year  
16 2010–11, and in each fiscal year thereafter, may not exceed \$700,000.

17           **(3)** The department of ~~commerce~~ shall inform the department of revenue of  
18 every taxpayer certified under sub. (1) and the amount of credits allocated to the  
19 taxpayer.

20           **(4)** The department of ~~commerce~~, in consultation with the department of  
21 revenue, shall promulgate rules to administer this section.

22           **SECTION 2200.** 560.2085 of the statutes is renumbered 238.20, and 238.20 (1)  
23 (intro.), (2) and (3), as renumbered, are amended to read:

24           238.20 **(1)** (intro.) The department corporation shall implement a program to  
25 certify qualified new business ventures for purposes of s. 71.05 (24). A business

1 desiring certification shall submit an application to the ~~department~~ corporation in  
2 each taxable year for which the business desires certification. Subject to sub. (2), a  
3 business may be certified under this subsection, and may maintain such  
4 certification, only if the business is engaged in one of the following:

5 (2) The ~~department~~ corporation may not certify a business under sub. (1) if the  
6 business is engaged in real estate development, insurance, banking, lending,  
7 lobbying, political consultation, professional services provided by attorneys,  
8 accountants, business consultants, physicians, or health care consultants, wholesale  
9 or retail sales, leisure, hospitality, transportation, or construction.

10 (3) (a) The ~~department~~ corporation shall maintain a list of businesses certified  
11 under sub. (1) and shall permit public access to the lists through the ~~department's~~  
12 corporation's Internet Web site.

13 (b) The ~~department of commerce~~ corporation shall notify the department of  
14 revenue of every certification issued under sub. (1) and the date on which a  
15 certification under sub. (1) is revoked or expires.

16 **SECTION 2201.** 560.209 of the statutes is renumbered 93.547 and amended to  
17 read:

18 **93.547 Woody biomass harvesting and processing credit.** (1) The  
19 ~~department of commerce~~ shall implement a program to certify taxpayers as eligible  
20 for the woody biomass harvesting and processing credit under ss. 71.07 (3rm), 71.28  
21 (3rm), and 71.47 (3rm).

22 (2) If the ~~department of commerce~~ certifies a taxpayer under sub. (1), the  
23 ~~department of commerce~~ shall determine the amount of credits to allocate to that  
24 taxpayer. The total amount of woody biomass harvesting and processing credits  
25 allocated to taxpayers in any fiscal year may not exceed \$900,000. In each fiscal year,

1 the department of ~~commerce~~ shall allocate \$450,000 in tax credits to businesses that,  
2 individually, have no more than \$5,000,000 in gross receipts from doing business in  
3 this state for the taxable year in which the credit is claimed.

4 **(3)** The department of ~~commerce~~ shall inform the department of revenue of  
5 every taxpayer certified under sub. (1) and the amount of credits allocated to the  
6 taxpayer.

7 **(4)** The department of ~~commerce~~, in consultation with the department of  
8 revenue, shall promulgate rules to administer this section.

9 **SECTION 2202.** 560.21 of the statutes is repealed.

10 **SECTION 2203.** 560.25 of the statutes is repealed.

11 **SECTION 2204.** 560.255 of the statutes is repealed.

12 **SECTION 2205.** 560.27 of the statutes is repealed.

13 **SECTION 2206.** 560.275 of the statutes is repealed.

14 **SECTION 2207.** 560.276 of the statutes is repealed.

15 **SECTION 2208.** 560.277 of the statutes is repealed.

16 **SECTION 2209.** 560.28 of the statutes is repealed.

17 **SECTION 3380m.** 560.285 (title) of the statutes is renumbered 101.934 (title).

18 **SECTION 2210.** 560.285 (1) of the statutes is repealed.

19 **SECTION 3381c.** 560.285 (2) of the statutes is renumbered 101.934 (2).

20 **SECTION 3381f.** 560.285 (3) of the statutes is renumbered 101.934 (3) and  
21 amended to read:

22 101.934 **(3)** ADMINISTRATION. The department shall contract with one or more  
23 entities that are exempt from taxation under section 501 (a) of the Internal Revenue  
24 Code and that employ individuals with technical expertise concerning manufactured  
25 housing for the administration of the grant program under this section. The

1 department shall promulgate rules to establish the grant program under this  
2 section. To the extent feasible, the department shall coordinate the program under  
3 this section with the state housing strategy plan under s. ~~560.9802~~ 16.302.

4 **SECTION 2211.** 560.29 of the statutes is repealed.

5 **SECTION 2212.** Subchapter II (title) of chapter 560 [precedes 560.30] of the  
6 statutes is repealed.

7 **SECTION 2213.** 560.30 of the statutes is repealed.

8 **SECTION 2214.** 560.301 of the statutes is repealed.

9 **SECTION 2215.** 560.302 of the statutes is repealed.

10 **SECTION 2216.** 560.303 of the statutes is repealed.

11 **SECTION 2217.** 560.304 of the statutes is repealed.

12 **SECTION 2218.** 560.305 of the statutes is repealed.

13 **SECTION 2219.** Subchapter III (title) of chapter 560 [precedes 560.41] of the  
14 statutes is repealed.

15 **SECTION 2220.** 560.41 of the statutes is repealed.

16 **SECTION 2221.** 560.42 of the statutes is repealed.

17 **SECTION 2222.** 560.43 of the statutes is repealed.

18 **SECTION 2223.** 560.44 of the statutes is repealed.

19 **SECTION 3395m.** 560.45 of the statutes is repealed.

20 **SECTION 2224.** Subchapter IV (title) of chapter 560 [precedes 560.51] of the  
21 statutes is repealed.

22 **SECTION 2225.** 560.51 of the statutes is repealed.

23 **SECTION 2226.** 560.53 of the statutes is repealed.

24 **SECTION 2227.** 560.54 of the statutes is repealed.

1           **SECTION 2228.** Subchapter V (title) of chapter 560 [precedes 560.60] of the  
2 statutes is repealed.

3           **SECTION 2229.** 560.60 of the statutes is repealed.

4           **SECTION 2230.** 560.602 of the statutes is repealed.

5           **SECTION 2231.** 560.605 of the statutes is repealed.

6           **SECTION 2232.** 560.607 of the statutes is repealed.

7           **SECTION 2233.** 560.61 of the statutes is repealed.

8           **SECTION 2234.** 560.68 of the statutes is repealed.

9           **SECTION 2235.** Subchapter VI (title) of chapter 560 [precedes 560.70] of the  
10 statutes is repealed.

11           **SECTION 2236.** 560.70 (intro.), (2), (2g), (2m), (3), (4), (4m), (5), (6) and (7) of the  
12 statutes are renumbered 238.30 (intro.), (2), (2g), (2m), (3), (4), (4m), (5), (6) and (7),  
13 and 238.30 (intro.), (2g), (2m) (b), (4) and (7) (b) 1. and 2., (c) and (d), as renumbered,  
14 are amended to read:

15           **238.30 Definitions.** (intro.) In this section and ss. ~~560.71 to 560.795~~ 238.31  
16 to 238.395:

17           **(2g)** “Eligible activity” means an activity described under s. ~~560.702~~ 238.302.

18           **(2m)** (b) The department ~~may by rule specify~~ corporation may adopt a rule  
19 specifying circumstances under which the department corporation may grant  
20 exceptions to the requirement under par. (a) that a full-time job means a job in which  
21 an individual, as a condition of employment, is required to work at least 2,080 hours  
22 per year, but under no circumstances may a full-time job mean a job in which an  
23 individual, as a condition of employment, is required to work less than 37.5 hours per  
24 week.

1           **(4)** “Local governing body” means the governing body of one or more cities,  
2 villages, towns, or counties or the elected governing body of a federally recognized  
3 American Indian tribe or band in this state.

4           **(7) (b) 1.** Except as provided in subd. 2., in s. ~~560.795~~ 238.395, “tax benefits”  
5 means the development zones investment credit under ss. 71.07 (2di), 71.28 (1di),  
6 and 71.47 (1di) and the development zones credit under ss. 71.07 (2dx), 71.28 (1dx),  
7 71.47 (1dx), and 76.636. With respect to the development opportunity zones under  
8 s. ~~560.795~~ 238.395 (1) (e) and (f), “tax benefits” also means the development zones  
9 capital investment credit under ss. 71.07 (2dm), 71.28 (1dm), and 71.47 (1dm).

10           **2.** With respect to the development opportunity zones under s. ~~560.795~~ 238.395  
11 (1) (g) and (h), “tax benefits” means the development zone credits under ss. 71.07  
12 (2dx), 71.28 (1dx), 71.47 (1dx), and 76.636 and the development zones capital  
13 investment credit under ss. 71.07 (2dm), 71.28 (1dm), and 71.47 (1dm).

14           **(c)** In s. ~~560.798~~ 238.398, “tax benefits” means the development zones capital  
15 investment credit under ss. 71.07 (2dm), 71.28 (1dm), and 71.47 (1dm) and the  
16 development zones credits under ss. 71.07 (2dx), 71.28 (1dx), 71.47 (1dx), and 76.636.

17           **(d)** In ss. ~~560.701 to 560.706~~ 238.301 to 238.306, “tax benefits” means the  
18 economic development tax credit under ss. 71.07 (2dy), 71.28 (1dy), 71.47 (1dy), and  
19 76.637.

20           **SECTION 2237.** 560.70 (1) of the statutes is repealed.

21           **SECTION 2238.** 560.701 of the statutes is renumbered 238.301, and 238.301 (1)  
22 (intro.) and (e), (2) (a) and (b) and (3) (intro.), (b), (c), (d) and (f), as renumbered, are  
23 amended to read:



1           238.301 (1) APPLICATION. (intro.) Any person may apply to the department  
2           corporation on a form prepared by the ~~department~~ corporation for certification under  
3           this section. The application shall include all of the following:

4           (e) Other information required by the ~~department~~ corporation or the  
5           department of revenue.

6           (2) (a) The ~~department~~ corporation may certify a person who submits an  
7           application under sub. (1) if, after conducting an investigation, the ~~department~~  
8           corporation determines that the person is conducting or intends to conduct at least  
9           one eligible activity.

10          (b) The ~~department~~ corporation shall provide a person certified under this  
11          section and the department of revenue with a copy of the certification.

12          (3) CONTRACT. (intro.) A person certified under this section shall enter into a  
13          written contract with the ~~department~~ corporation. The contract shall include  
14          provisions that detail all of the following:

15          (b) Whether any of the eligible activities will occur in an economically  
16          distressed area, as designated by the ~~department~~ corporation under s. 560.704  
17          238.304 (1).

18          (c) Whether any of the eligible activities will benefit members of a targeted  
19          group, as determined by the ~~department~~ corporation under s. 560.704 238.304 (2).

20          (d) A compliance schedule that includes a sequence of anticipated actions to be  
21          taken or goals to be achieved by the person before the person may receive tax benefits  
22          under s. 560.703 238.303.

23          (f) If feasible, a determination of the tax benefits the person will be authorized  
24          to claim under s. 560.703 238.303 (2) if the person fulfills the terms of the contract.

1           **SECTION 2239.** 560.702 of the statutes is renumbered 238.302, and 238.302  
2 (intro.), (1), (2) and (3), as renumbered, are amended to read:

3           **238.302 Eligible activities.** (intro.) A person who conducts or proposes to  
4 conduct any of the following may be certified under s. ~~560.701~~ 238.301 (2):

5           **(1) JOB CREATION PROJECT.** A project that creates and maintains for a period of  
6 time established by the ~~department~~ corporation by rule full-time jobs in addition to  
7 any existing full-time jobs provided by the person.

8           **(2) CAPITAL INVESTMENT PROJECT.** A project that involves a significant  
9 investment of capital, as defined by the ~~department~~ corporation by rule under s.  
10 ~~560.706~~ 238.306 (2) (b), by the person in new equipment, machinery, real property,  
11 or depreciable personal property.

12           **(3) EMPLOYEE TRAINING PROJECT.** A project that involves significant investments  
13 in the training or reeducation of employees, as defined by the ~~department~~  
14 corporation by rule under s. ~~560.706~~ 238.306 (2) (c), by the person for the purpose of  
15 improving the productivity or competitiveness of the business of the person.

16           **SECTION 2240.** 560.703 (title) of the statutes is renumbered 238.303 (title).

17           **SECTION 2241.** 560.703 (1) (a) of the statutes, as affected by 2011 Wisconsin Act  
18 4, is renumbered 238.303 (1) (a) and amended to read:

19           238.303 **(1)** (a) Except as provided in pars. (am) and (b), and subject to a  
20 reallocation by the ~~department~~ corporation pursuant to rules ~~promulgated~~ adopted  
21 under s. ~~560.205~~ 238.15 (3) (d), the total tax benefits available to be allocated by the  
22 ~~department~~ corporation under ss. ~~560.701 to 560.706~~ 238.301 to 238.306 may not  
23 exceed the sum of the tax benefits remaining to be allocated under ~~ss. s. 560.71 to~~  
24 560.785, 2009 stats., s. 560.797, 2009 stats., s. 560.798, 2009 stats., s. 560.7995, 2009  
25 stats., and s. 560.96, 2009 stats., on March 6, 2009, plus \$25,000,000.

1           **SECTION 2242.** 560.703 (1) (am) of the statutes, as created by 2011 Wisconsin  
2 Act 4, is renumbered 238.303 (1) (am) and amended to read:

3           238.303 (1) (am) Before the ~~department~~ corporation allocates the additional  
4 \$25,000,000 in tax benefits specified in par. (a), the ~~department~~ corporation shall  
5 submit its plan for such allocation to the joint committee on finance. If the  
6 cochairpersons of the committee do not notify the ~~department~~ corporation within 14  
7 working days after the date of the ~~department's~~ corporation's submittal that the  
8 committee has scheduled a meeting for the purpose of reviewing the plan, the plan  
9 may be implemented and the additional amount may be allocated as proposed by the  
10 ~~department~~ corporation. If, within 14 working days after the date of the  
11 ~~department's~~ corporation's submittal, the cochairpersons of the committee notify the  
12 ~~department~~ corporation that the committee has scheduled a meeting for the purpose  
13 of reviewing the proposed plan, the plan may be implemented and the additional  
14 amount allocated only upon approval of the committee.

15           **SECTION 2243.** 560.703 (1) (b), (2) and (3) of the statutes are renumbered  
16 238.303 (1) (b), (2) and (3) and amended to read:

17           238.303 (1) (b) The ~~department~~ corporation may submit to the joint committee  
18 on finance a request in writing to exceed the total tax benefits specified in par. (a).  
19 The ~~department~~ corporation shall submit with its request a justification for seeking  
20 an increase under this paragraph. The joint committee on finance, following its  
21 review, may approve or disapprove an increase in the total tax benefits available to  
22 be allocated under ss. ~~560.701 to 560.706~~ 238.301 to 238.306.

23           **(2) AUTHORITY TO CLAIM TAX BENEFITS.** The ~~department~~ corporation may  
24 authorize a person certified under s. ~~560.701~~ 238.301 (2) to claim tax benefits only  
25 after the person has submitted a report to the ~~department~~ corporation that

1 documents to the satisfaction of the ~~department~~ corporation that the person has  
2 complied with the terms of the contract under s. ~~560.701~~ 238.301 (3) and the  
3 requirements of any applicable rules ~~promulgated~~ adopted under s. ~~560.706~~ 238.306  
4 (2).

5 (3) NOTICE OF ELIGIBILITY. The ~~department~~ corporation shall provide to the  
6 person and to the department of revenue a notice of eligibility to receive tax benefits  
7 that reports the amount of tax benefits for which the person is eligible.

8 **SECTION 2244.** 560.704 of the statutes is renumbered 238.304, and 238.304  
9 (intro.) and (1), as renumbered, are amended to read:

10 **238.304 Eligible activities in economically distressed areas and**  
11 **benefiting members of targeted groups.** (intro.) The ~~department~~ corporation  
12 may authorize a person certified under s. ~~560.701~~ 238.301 (2) to claim additional tax  
13 benefits under s. ~~560.703~~ 238.303 if, after conducting an investigation, the  
14 ~~department~~ corporation determines any of the following:

15 (1) The person conducts at least one eligible activity in an area designated by  
16 the ~~department~~ corporation as economically distressed. In designating an area as  
17 economically distressed under this subsection, the ~~department~~ corporation shall  
18 follow the methodology established by rule under s. ~~560.706~~ 238.306 (2) (e).

19 **SECTION 2245.** 560.705 of the statutes is renumbered 238.305, and 238.305  
20 (intro.), (1) and (2), as renumbered, are amended to read:

21 **238.305 Revocation of certification.** (intro.) The ~~department~~ corporation  
22 shall revoke the certification of a person who does any of the following:

23 (1) Supplies false or misleading information to obtain certification under s.  
24 ~~560.701~~ 238.301 (2).

1           (2) Supplies false or misleading information to obtain tax benefits under s.  
2           ~~560.703~~ 238.303.

3           **SECTION 2246.** 560.706 of the statutes is renumbered 238.306, and 238.306  
4           (intro.), (1) (a) and (b), (2) (a), (b), (c), (d), (e) (intro.), (f), (g), (h), (i) and (k) and (3),  
5           as renumbered, are amended to read:

6           **238.306 Responsibilities of the department corporation.** (intro.) The  
7           department corporation shall do all of the following:

8           (1) (a) Annually verify information submitted to the department of revenue  
9           under ss. 71.07 (2dy), 71.28 (1dy), 71.47 (1dy), and 76.637 by persons certified under  
10          s. ~~560.701~~ 238.301 (2) and eligible to receive tax benefits under s. ~~560.703~~ 238.303.

11          (b) Notify and obtain written approval from the ~~secretary~~ chief executive officer  
12          of the corporation for any certification under sub. (2) (j).

13          (2) (a) A schedule of hourly wage ranges to be paid, and health insurance  
14          benefits to be provided, to an employee by a person certified under s. ~~560.701~~ 238.301  
15          (2) and the corresponding per employee tax benefit for which a person certified under  
16          s. ~~560.701~~ 238.301 (2) may be eligible.

17          (b) A definition of “significant investment of capital” for purposes of s. ~~560.702~~  
18          238.302 (2), together with a corresponding schedule of tax benefits for which a person  
19          who is certified under s. ~~560.701~~ 238.301 (2) and who conducts a project described  
20          in s. ~~560.702~~ 238.302 (2) may be eligible. The department corporation shall include  
21          in the definition required under this paragraph a schedule of investments that takes  
22          into consideration the size or nature of the business.

23          (c) A definition of “significant investments in the training or reeducation of  
24          employees” for purposes of s. ~~560.702~~ 238.302 (3), together with a corresponding

1 schedule of tax benefits for which a person who is certified under s. ~~560.701~~ 238.301  
2 (2) and who conducts a project under s. ~~560.702~~ 238.302 (3) may be eligible.

3 (d) A schedule of tax benefits for which a person who is certified under s.  
4 ~~560.701~~ 238.301 (2) and who conducts a project that will result in the location or  
5 retention of a person's corporate headquarters in Wisconsin may be eligible.

6 (e) (intro.) The methodology for designating an area as economically distressed  
7 under s. ~~560.704~~ 238.304 (1). The methodology under this paragraph shall require  
8 the ~~department~~ corporation to consider the most current data available for the area  
9 and for the state on the following indicators:

10 (f) A schedule of additional tax benefits for which a person who is certified  
11 under s. ~~560.701~~ 238.301 (2) and who conducts an eligible activity described under  
12 s. ~~560.704~~ 238.304 may be eligible.

13 (g) Reporting requirements, minimum benchmarks, and outcomes expected of  
14 a person certified under s. ~~560.701~~ 238.301 (2) before that person may receive tax  
15 benefits under s. ~~560.703~~ 238.303.

16 (h) Policies, criteria, and methodology for allocating a portion of the tax benefits  
17 available under s. ~~560.703~~ 238.303 to rural areas.

18 (i) Policies, criteria, and methodology for allocating a portion of the tax benefits  
19 available under s. ~~560.703~~ 238.303 to small businesses.

20 (k) Procedures for implementing ss. ~~560.701 to 560.706~~ 238.301 to 238.306.

21 **(3) REPORTING.** Annually, 6 months after the report has been submitted under  
22 s. ~~560.01 (2) (am)~~ 238.07 (2), submit to the joint legislative audit committee and to  
23 the appropriate standing committees of the legislature under s. 13.172 (3) a  
24 comprehensive report assessing the program under ss. ~~560.701 to 560.706~~ 238.301

1 to 238.306. The report under this subsection shall update the applicable information  
2 provided in the report under s. ~~560.01 (2) (am)~~ 238.07 (2).

3 **SECTION 2247.** 560.71 of the statutes is renumbered 238.31, and 238.31 (1)  
4 (intro.), (ac), (am), (b), (d) and (e) (intro.), 3. and 4. a., c. and d., (1m) (intro.), (a) and  
5 (h), (2) and (3) (intro.), as renumbered, are amended to read:

6 238.31 (1) (intro.) The department corporation may designate an area as a  
7 development zone if all of the following apply:

8 (ac) The department corporation has invited a local governing body to nominate  
9 the area under s. ~~560.715~~ 238.315.

10 (am) A local governing body nominates the area as described in s. ~~560.72~~  
11 238.32.

12 (b) The department corporation has evaluated the local governing body's  
13 application as described in s. ~~560.725~~ 238.325.

14 (d) The area meets the applicable requirements under s. ~~560.735 or 560.737~~  
15 238.335.

16 (e) (intro.) The department corporation determines all of the following:

17 3. That economic development in the area is not likely to occur or continue  
18 without the department's corporation's designation of the area as a development  
19 zone.

20 4. a. The unemployment rate in the area is higher than the state average for  
21 the 18 months immediately preceding the date on which the application under s.  
22 ~~560.72~~ 238.32 (2) or (3) was submitted to the department corporation.

23 c. The percentage of households in the area receiving unemployment insurance  
24 under ch. 108, relief funded by a relief block grant under ch. 49, or aid to families with  
25 dependent children under s. 49.19 is higher than the state average.

1           d. In the 36 months immediately preceding the date on which the application  
2 under s. ~~560.72~~ 238.32 (2) or (3) was submitted to the department corporation, a  
3 number of workers in the area were permanently laid off by their employer or became  
4 unemployed as a result of a business action subject to s. 109.07 (1m).

5           **(1m)** (intro.) In making a determination under sub. (1) (e), the department  
6 corporation shall consider all of the following:

7           (a) The extent of poverty, unemployment, or other factors contributing to  
8 general economic hardship in the area.

9           (h) Any other factors that the department corporation considers relevant.

10          **(2)** In determining whether an area meets the requirements under sub. (1) (e)  
11 or s. ~~560.735~~ 238.335, the department corporation may rely on any data provided by  
12 the local governing body which that the department corporation determines is  
13 relevant.

14          **(3)** (intro.) The department corporation shall do all of the following:

15          **SECTION 2248.** 560.715 of the statutes is renumbered 238.315 and amended to  
16 read:

17          **238.315 Invitation to nominate area.** If the department corporation  
18 determines that an area has experienced or is about to experience economic distress,  
19 the department corporation may invite local governing bodies in the area to  
20 nominate the area as a development zone.

21          **SECTION 2249.** 560.72 of the statutes is renumbered 238.32, and 238.32 (1)  
22 (intro.), (2) (intro.), (c), (d), (f) and (i), (3) and (5), as renumbered, are amended to read:

23          **238.32 (1)** (intro.) A local governing body may nominate an area as a  
24 development zone, if the department corporation has invited the governing body to



1 nominate the area under s. ~~560.715~~ 238.315 and if the governing body does all of the  
2 following:

3 **(2)** (intro.) A local governing body may nominate the area as a development  
4 zone by submitting an application to the ~~department~~ corporation in a form prescribed  
5 by the ~~department~~ corporation. The application shall include all of the following:

6 (c) Evidence that the area meets at least 3 of the criteria under s. ~~560.71~~ 238.31  
7 (1) (e) 4.

8 (d) Evidence that the area meets the applicable requirements of s. ~~560.735~~  
9 238.335.

10 (f) A description of past and present economic development activities in the  
11 area under local, state, or federal programs.

12 (i) Any other information required by the ~~department~~ corporation.

13 **(3)** Two or more local governing bodies may submit a joint application  
14 nominating an area as a development zone, subject to s. ~~560.735~~ 238.335 (2), if each  
15 local governing body complies with subs. (1) and (2).

16 **(5)** The ~~department~~ corporation may permit a local governing body to revise an  
17 application that the ~~department~~ corporation determines is inadequate or  
18 incomplete.

19 **SECTION 2250.** ~~560.725~~ of the statutes is renumbered ~~238.325~~ and amended to  
20 read:

21 **238.325 Evaluation by ~~department~~ corporation.** (1) The ~~department~~  
22 corporation shall evaluate applications received under s. ~~560.72~~ 238.32 (2) and (3).

23 **(2)** Subject to s. ~~560.735~~ 238.335 (5), the ~~department~~ corporation may reduce  
24 the size of an area nominated as a development zone, if the ~~department~~ corporation  
25 determines the boundaries as proposed by the local governing body in an application

1 under s. ~~560.72~~ 238.32 (2) or (3) are inconsistent with the purpose of the development  
2 zone program. Any nominated area which is reduced under this subsection need not  
3 comply with s. ~~560.735~~ 238.335 (1) and (4).

4 **(3)** After evaluating an application submitted under s. ~~560.72~~ 238.32 (2) or (3),  
5 the ~~department~~ corporation may approve the application, subject to any reduction  
6 in the size of the nominated area under sub. (2). If the ~~department~~ corporation  
7 approves the application, the ~~department~~ corporation shall designate the area as a  
8 development zone, subject to s. ~~560.71~~ 238.31, and notify the local governing body.

9 **SECTION 2251.** 560.735 of the statutes is renumbered 238.335, and 238.335 (1)  
10 (a) and (c), (2), (5) (a) and (b), (6) (a) 1. and 2. and (c), (6r) and (7), as renumbered, are  
11 amended to read:

12 238.335 **(1)** (a) The area contains less than 10% of the valuation of the property  
13 of the city, village, or town, as determined under s. 70.57, in which the area is located.

14 (c) If the area is located within a village, town, or city other than a 1st class city,  
15 the population of the area is not less than 1,000 nor more than 10,000, as estimated  
16 under s. 16.96.

17 **(2)** If an area is located within the boundaries of 2 or more cities, villages, or  
18 towns, the property value of the cities, villages, or towns under sub. (1) (a) shall be  
19 combined for the purposes of sub. (1).

20 **(5)** (a) The area has a continuous border following natural or man-made  
21 boundaries such as streets, highways, rivers, municipal limits, or limits of a  
22 reservation.

23 (b) The area consists of contiguous blocks, census blocks, or similar units.

1           **(6)** (a) 1. Each of the areas has a continuous border following natural or  
2 man-made boundaries and consists of contiguous blocks, census blocks, or similar  
3 units.

4           2. Each area meets at least 3 of the criteria listed in s. ~~560.71~~ 238.31 (1) (e) 4.

5           (c) If an application is submitted by the governing body of a county under s.  
6 ~~560.72~~ 238.32 (2) or (3), up to 4 separate areas may be nominated or designated as  
7 one development zone, if par. (a) 1. to 3. applies.

8           **(6r)** Subject to the population limit under sub. (6m), if an area that is  
9 nominated or designated as a development zone is comprised of one or more entire  
10 counties and a city, village, or town is partially located in the area and partially  
11 located outside of the area, the entire city, village, or town shall be part of the  
12 nominated or designated area.

13           **(7)** The ~~department~~ corporation may waive the requirements of this section in  
14 a particular case, if the ~~department~~ corporation determines that application of the  
15 requirement is impractical with respect to a particular development zone.

16           **SECTION 2252.** 560.737 of the statutes is repealed.

17           **SECTION 2253.** 560.74 of the statutes is renumbered 238.34, and 238.34 (1), (2),  
18 (3) (intro.) and (a), (4), (5) and (6), as renumbered, are amended to read:

19           238.34 **(1)** Except as provided under sub. (6), at any time after a development  
20 zone is designated by the ~~department~~ corporation, a local governing body may submit  
21 an application to change the boundaries of the development zone. If the boundary  
22 change reduces the size of a development zone, the local governing body shall explain  
23 why the area excluded should no longer be in a development zone. The ~~department~~  
24 corporation may require the local governing body to submit additional information.

1           **(2)** The department corporation may approve an application for a boundary  
2 change if the development zone, as affected by the boundary changes, meets the  
3 applicable requirements of s. ~~560.735~~ 238.335 and 3 of the criteria under s. ~~560.71~~  
4 238.31 (1) (e) 4.

5           **(3)** (intro.) If the department corporation approves an application for a  
6 boundary change under sub. (2), it shall do all of the following:

7           (a) Redetermine the limit on the tax benefits for the development zone  
8 established under s. ~~560.745~~ 238.345 (2) (a).

9           **(4)** The change in the boundaries or tax benefits limit of a development zone  
10 shall be effective on the day the department corporation notifies the local governing  
11 body under sub. (3) (b).

12           **(5)** No change in the boundaries of a development zone may affect the duration  
13 of an area as a development zone under s. ~~560.745~~ 238.345 (1) (a). The department  
14 corporation may consider a change in the boundary of a development zone when  
15 evaluating an application for an extension of the designation of an area as a  
16 development zone under s. ~~560.745~~ 238.345 (1) (b).

17           **(6)** The department corporation may not accept any applications under sub. (1)  
18 to change the boundaries of a development zone designated under s. ~~560.71~~ 238.31  
19 on or after March 6, 2009.

20           **SECTION 2254.** ~~560.745~~ of the statutes is renumbered 238.345, and 238.345 (1)  
21 (a) and (b), (2) (a), (am), (b), (c) 1. and 2. and (d) and (3), as renumbered, are amended  
22 to read:

23           238.345 **(1)** (a) The designation of an area as a development zone shall be  
24 effective for 240 months, beginning on the day the department notifies the local  
25 governing body under s. ~~560.725~~ 238.325 (3) of the designation.

1 (b) The local governing body may apply to the ~~department~~ corporation for one  
2 60-month extension of the designation. The ~~department~~ corporation shall  
3 ~~promulgate~~ adopt rules establishing criteria for approving an extension of a  
4 designation of an area as a development zone under this subsection. No applications  
5 may be accepted by the ~~department~~ corporation under this paragraph on or after  
6 March 6, 2009.

7 **(2)** (a) When the ~~department~~ corporation designates a development zone under  
8 s. ~~560.71~~ 238.31, it shall establish a limit for tax benefits for the development zone  
9 determined by allocating to the development zone a portion of \$38,155,000.

10 (am) Notwithstanding par. (a), the ~~department~~ corporation may increase the  
11 established limit for tax benefits for a development zone. The ~~department~~  
12 corporation may not increase the limit for tax benefits established for any  
13 development zone designated under s. ~~560.71~~ 238.31 on or after March 6, 2009.

14 (b) Annually the ~~department~~ corporation shall estimate the amount of forgone  
15 state revenue because of tax benefits claimed by persons in each development zone.

16 (c) 1. Ninety days after the day on which the ~~department~~ corporation  
17 determines that the forgone tax revenues under par. (b) will equal or exceed the limit  
18 for the development zone established under par. (a) or (am).

19 2. The day that the ~~department~~ corporation withdraws its designation of an  
20 area as a development zone under sub. (3).

21 (d) The ~~department~~ corporation shall immediately notify the local governing  
22 body of a change in the expiration date of the development zone under par. (c).

23 **(3)** The ~~department~~ corporation may withdraw the designation of an area as  
24 a development zone if any of the following ~~apply~~ applies:

1 (a) No person is certified as eligible to receive tax benefits under s. ~~560.765~~  
2 238.365 (3) during the 12–month period beginning on the day the area is designated  
3 as a development zone and the ~~department~~ corporation determines that the local  
4 governing body that nominated the zone is not in compliance with s. ~~560.763~~ 238.363.

5 (b) No person is certified as eligible to receive tax benefits under s. ~~560.765~~  
6 238.365 (3) during the 24–month period beginning on the day the area is designated  
7 a development zone.

8 **SECTION 2255.** 560.75 of the statutes is renumbered 238.35, and 238.35 (intro.),  
9 (6), (7), (8) and (10), as renumbered, are amended to read:

10 **238.35 Additional duties of the ~~department~~ corporation.** (intro.) The  
11 ~~department~~ corporation shall do all of the following:

12 **(6)** Notify University of Wisconsin small business development centers, the  
13 Wisconsin housing and development centers, the central administration of all  
14 University of Wisconsin campuses and regional planning commissions about the  
15 development zone program and encourage those entities to provide advice to the  
16 ~~department~~ corporation or local governing bodies on ways to improve the  
17 development zone program.

18 **(7)** Prepare forms for the certification described under s. ~~560.765~~ 238.365 (5).

19 **(8)** Annually verify information submitted to the ~~department~~ corporation  
20 under s. 71.07 (2dx), 71.28 (1dx), 71.47 (1dx), or 76.636.

21 **(10)** Enter into an agreement with the local governing body of a 1st class city  
22 where a development zone is designated under s. ~~560.71~~ 238.31 (3) (c) 1. to provide  
23 efficient administration of the development zone program within the development  
24 zone.

1           **SECTION 2256.** 560.763 of the statutes is renumbered 238.363, and 238.363 (1)  
2 (intro.) and (c) and (4), as renumbered, are amended to read:

3           **238.363 (1)** (intro.) If an area nominated by a local governing body is designated  
4 as a development zone under s. ~~560.71~~ 238.31, the local governing body shall do all  
5 of the following:

6           (c) Assist the ~~department~~ corporation in the administration of the  
7 development zone program.

8           **(4)** The local governing body of a 1st class city where a development zone is  
9 designated under s. ~~560.71~~ 238.31 (3) (c) 1. shall enter into an agreement with the  
10 ~~department~~ corporation to provide efficient administration of the development zone  
11 program within the development zone.

12           **SECTION 2257.** 560.765 of the statutes is renumbered 238.365, and 238.365  
13 (intro.), (2), (3) (intro.), (b), (c), (e) and (j) and (5) (e), (g) and (h), as renumbered, are  
14 amended to read:

15           **238.365 Certification for tax benefits.** (intro.) The ~~department~~ corporation  
16 shall do all of the following:

17           **(2)** Determine whether a person applying for tax benefits engages or will  
18 engage in economic activity which ~~that~~ violates s. ~~560.78~~ 238.38 (1).

19           **(3)** (intro.) Subject to s. ~~560.78~~ 238.38, certify persons who are eligible to claim  
20 tax benefits while an area is designated as a development zone, according to the  
21 following criteria:

22           (b) The person's commitment not to engage in economic activity that violates  
23 s. ~~560.78~~ 238.38 (1).

1 (c) The number of full-time jobs that will be created, retained, or substantially  
2 upgraded as a result of the person's economic activity in relation to the amount of tax  
3 benefits estimated for the person under sub. (4).

4 (e) The amount the person proposes to invest in a business, or spend on the  
5 construction, rehabilitation, repair, or remodeling of a building, located within the  
6 development zone.

7 (j) Any other criteria established under rules ~~promulgated~~ adopted by the  
8 ~~department~~ corporation.

9 **(5)** (e) The estimated number of full-time jobs that will be created, retained,  
10 or significantly upgraded in the development zone because of the person's business.

11 (g) The limit under s. ~~560.768~~ 238.368 on tax benefits the person may claim  
12 while an area is designated as a development zone.

13 (h) Other information required by the ~~department~~ corporation or the  
14 department of revenue.

15 **SECTION 2258.** 560.768 of the statutes is renumbered 238.368, and 238.368 (1)  
16 (a) and (b), (2) (intro.) and (b) and (3) (a) (intro.) and 1. and (b), as renumbered, are  
17 amended to read:

18 238.368 **(1)** (a) The ~~department~~ corporation shall establish a limit on the  
19 maximum amount of tax benefits a person certified under s. ~~560.765~~ 238.365 (3) may  
20 claim while an area is designated as a development zone.

21 (b) When establishing a limit on tax benefits under par. (a), the ~~department~~  
22 corporation shall do all of the following:

- 23 1. Consider all of the criteria described in s. ~~560.765~~ 238.365 (3) (a) to (e).  
24 2. Establish a limit which does not greatly exceed a recommended limit,  
25 established under rules ~~promulgated~~ adopted by the ~~department~~ corporation based



1 on the cost, number and types of full-time jobs that will be created, retained, or  
2 upgraded, including full-time jobs available to members of the targeted population,  
3 as a result of the economic activity of the person certified under s. ~~560.765~~ 238.365  
4 (3).

5 (2) (intro.) The department corporation may, upon request, increase a limit on  
6 tax benefits established under sub. (1) if the department corporation does all of the  
7 following:

8 (b) Revises the certification required under s. ~~560.765~~ 238.365 (5) and provides  
9 a copy of the revised form to the department of revenue and the person whose limit  
10 is increased under this subsection.

11 (3) (a) (intro.) The department corporation may reduce a limit established  
12 under sub. (1) or (2) if the department corporation determines that any of the  
13 following applies:

14 1. The limit is not consistent with the criteria listed under s. ~~560.765~~ 238.365  
15 (3) (a) to (e).

16 (b) The department corporation shall notify the department of revenue and the  
17 person whose limit on tax benefits is reduced under par. (a) and provide a written  
18 explanation to the person of the reasons for reducing the limit.

19 **SECTION 2259.** 560.77 of the statutes is renumbered 238.37, and 238.37 (1)  
20 (intro.) and (b) and (2), as renumbered, are amended to read:

21 238.37 (1) (intro.) The department corporation shall revoke the certification of  
22 a person certified under s. ~~560.765~~ 238.365 (3) if the person does any of the following:

23 (b) Becomes subject to revocation under s. ~~560.78~~ 238.38 (1).

24 (2) The department corporation shall notify the department of revenue within  
25 30 days of revoking a certification under sub. (1).

1           **SECTION 2260.** 560.78 of the statutes is renumbered 238.38, and 238.38 (1)  
2 (intro.), (1m), (2) (intro.) and (a) and (3) (a) and (b), as renumbered, are amended to  
3 read:

4           **238.38 (1)** (intro.) Except as provided in subs. (2) and (3), no person may be  
5 certified under s. ~~560.765~~ 238.365 (3), or a person's certification may be revoked  
6 under s. ~~560.77~~ 238.37, if the proposed new business, expansion of an existing  
7 business, or other proposed economic activity in a development zone would do or does  
8 any of the following:

9           **(1m)** No person may be certified under s. ~~560.765~~ 238.365 (3) on or after March  
10 6, 2009.

11           **(2)** (intro.) Subsection (1) does not apply if, after a hearing, the ~~department~~  
12 corporation, or the local governing body under sub. (3) (a), determines that any of the  
13 following applies:

14           **(a)** The total number of full-time jobs provided by the person in this state would  
15 be reduced if the person were not certified under s. ~~560.765~~ 238.365 (3) or if the  
16 person's certification were revoked.

17           **(3)** (a) Except as provided in pars. (b) and (c), if the economic activity for which  
18 a person is seeking certification under s. ~~560.765~~ 238.365 (3) is the relocation of a  
19 business into a development zone from a location that is outside the development  
20 zone but within the limits of a city, village, town, or federally recognized American  
21 Indian reservation in which that development zone is located, the local governing  
22 body that nominated that area as a development zone under s. ~~560.72~~ 238.32 shall  
23 determine whether sub. (2) (a) or (b) applies.

24           **(b)** Only the ~~department~~ corporation may determine whether sub. (2) (a) or (b)  
25 applies to a business relocation described in par. (a) if the business relocation would

1 likely result in the loss of full-time jobs at or transfer of employees from a business  
2 location that is in this state but outside the limits of any city, village, town, or  
3 federally recognized American Indian reservation in which the development zone is  
4 located.

5 **SECTION 2261.** 560.785 of the statutes is renumbered 238.385, and 238.385 (1)  
6 (intro.), (b), (bm) and (c) (intro.) and (2) (intro.), (b) and (c), as renumbered, are  
7 amended to read:

8 238.385 (1) (intro.) For the development zone program under ss. ~~560.70 and~~  
9 ~~560.71 to 560.78~~ 238.30 and 238.31 to 238.38, the development opportunity zone  
10 program under s. ~~560.795~~ 238.395, and the enterprise development zone program  
11 under s. ~~560.797~~ 238.397, the ~~department~~ corporation shall ~~promulgate~~ adopt rules  
12 that further define a person's eligibility for tax benefits. The rules shall do at least  
13 all of the following:

14 (b) Allow a person to claim up to \$8,000 in tax benefits during the time that an  
15 area is designated as a development zone, as a development opportunity zone, or as  
16 an enterprise development zone for creating a full-time job that is filled by a member  
17 of the target population.

18 (bm) Allow a person to claim up to \$8,000 in tax benefits during the time that  
19 an area is designated as an enterprise development zone for retaining a full-time job  
20 if the ~~department~~ corporation determines that the person made a significant capital  
21 investment to retain the full-time job.

22 (c) (intro.) Allow a person to claim up to \$6,000 in tax benefits during the time  
23 that an area is designated as a development zone, as a development opportunity  
24 zone, or as an enterprise development zone for any of the following:

1           **(2)** (intro.) The ~~department~~ corporation may by rule specify circumstances  
2 under which the ~~department~~ corporation may grant exceptions to any of the  
3 following:

4           (b) The requirement under ss. ~~560.70~~ 238.30 (2m) and ~~560.797~~ 238.397 (1) (am)  
5 that an individual's pay must equal at least 150% of the federal minimum wage.

6           (c) The requirement under ss. ~~560.70~~ 238.30 (2m) and ~~560.797~~ 238.397 (1) (am)  
7 that an individual's position must be regular, nonseasonal, and full-time and that  
8 the individual must be required to work at least 2,080 hours per year, including paid  
9 leave and holidays.

10           **SECTION 2262.** 560.795 of the statutes is renumbered 238.395, and 238.395 (1)  
11 (a), (b), (c), (d), (e), (f), (g) and (h), (2) (c), (d) and (e), (3) (a), (b) 1., 2., 3., 4., 5., 6., 7.,  
12 8. and 9., (c) and (d), (4) (a) (intro.) and (b) and (5) (a) (intro.), 2. and 3., (b), (c), (d),  
13 (e) (intro.) and 3. and (f), as renumbered, are amended to read:

14           238.395 **(1)** (a) An area in the city of Beloit, the legal description of which is  
15 provided to the ~~department~~ corporation by the local governing body of the city of  
16 Beloit.

17           (b) An area in the city of West Allis, the legal description of which is provided  
18 to the ~~department~~ corporation by the local governing body of the city of West Allis.

19           (c) An area in the city of Eau Claire, the legal description of which is provided  
20 to the ~~department~~ corporation by the local governing body of the city of Eau Claire.

21           (d) An area in the city of Kenosha, the legal description of which is provided to  
22 the ~~department~~ corporation by the local governing body of the city of Kenosha.

23           (e) An area in the city of Milwaukee, the legal description of which is provided  
24 to the ~~department~~ corporation by the local governing body of the city of Milwaukee.

1 (f) For the Gateway Project, an area in the city of Beloit, the legal description  
2 of which is provided to the department corporation by the local governing body of the  
3 city of Beloit.

4 (g) An area in the city of Janesville, the legal description of which is provided  
5 to the department corporation by the local governing body of the city of Janesville.

6 (h) An area in the city of Kenosha, the legal description of which is provided to  
7 the department corporation by the local governing body of the city of Kenosha.

8 **(2)** (c) Annually, the department corporation shall estimate the amount of  
9 forgone state revenue because of tax benefits claimed by ~~corporations or~~ persons in  
10 each development opportunity zone.

11 (d) 1. Notwithstanding pars. (a) and (e), the designation of an area as a  
12 development opportunity zone shall expire 90 days after the day on which the  
13 department corporation determines that the forgone tax revenues under par. (c) will  
14 equal or exceed the limit for the development opportunity zone.

15 2. The department corporation shall immediately notify the local governing  
16 body of the city in which the development opportunity zone is located of a change in  
17 the expiration date of the development opportunity zone under this paragraph.

18 (e) 1. The department corporation may extend the designation of an area under  
19 sub. (1) (g) as a development opportunity zone for an additional 60 months if the  
20 department corporation determines that an extension under this subdivision would  
21 support economic development within the city. If the department corporation  
22 extends the designation of the area as a development opportunity zone, the limit for  
23 tax benefits for the development opportunity zone under sub. (1) (g) is increased by  
24 \$5,000,000.

1           2. The ~~department~~ corporation may extend the designation of an area under  
2 sub. (1) (h) as a development opportunity zone for an additional 60 months if the  
3 ~~department~~ corporation determines that an extension under this subdivision would  
4 support economic development within the city. If the ~~department~~ corporation  
5 extends the designation of the area as a development opportunity zone, the limit for  
6 tax benefits for the development opportunity zone under sub. (1) (h) is increased by  
7 \$5,000,000.

8           **(3)** (a) 1. Any ~~corporation~~ person that is conducting or that intends to conduct  
9 economic activity in a development opportunity zone under sub. (1) (a) or (b) and  
10 that, in conjunction with the local governing body of the city in which the  
11 development opportunity zone is located, submits a project plan as described in par.  
12 (b) to the ~~department~~ corporation no later than 6 months after April 23, 1994, shall  
13 be entitled to claim tax benefits while the area is designated as a development  
14 opportunity zone.

15           2. Any ~~corporation~~ person that is conducting or that intends to conduct  
16 economic activity in a development opportunity zone under sub. (1) (c) and that, in  
17 conjunction with the local governing body of the city in which the development  
18 opportunity zone is located, submits a project plan as described in par. (b) to the  
19 ~~department~~ corporation no later than 6 months after April 28, 1995, shall be entitled  
20 to claim tax benefits while the area is designated as a development opportunity zone.

21           3. Any ~~corporation~~ person that is conducting or that intends to conduct  
22 economic activity in a development opportunity zone under sub. (1) (d) and that, in  
23 conjunction with the local governing body of the city in which the development  
24 opportunity zone is located, submits a project plan as described in par. (b) to the

1 ~~department corporation~~ no later than July 1, 2000, shall be entitled to claim tax  
2 benefits while the area is designated as a development opportunity zone.

3 4. Any person that is conducting or that intends to conduct economic activity  
4 in a development opportunity zone under sub. (1) (e), (f), (g), or (h) and that, in  
5 conjunction with the local governing body of the city in which the development  
6 opportunity zone is located, submits a project plan as described in par. (b) to the  
7 ~~department corporation~~ shall be entitled to claim tax benefits while the area is  
8 designated as a development opportunity zone.

9 (b) 1. The name and address of the ~~corporation's or person's~~ business for which  
10 tax benefits will be claimed.

11 2. The appropriate federal tax identification number of the ~~corporation or~~  
12 person.

13 3. The names and addresses of other locations outside of the development  
14 opportunity zone where the ~~corporation or~~ person conducts business and a  
15 description of the business activities conducted at those locations.

16 4. The amount that the ~~corporation or~~ person proposes to invest in a business,  
17 or spend on the construction, rehabilitation, repair, or remodeling of a building,  
18 located within the development opportunity zone.

19 5. The estimated total investment of the ~~corporation or~~ person in the  
20 development opportunity zone.

21 6. The number of full-time jobs that will be created, retained, or substantially  
22 upgraded as a result of the ~~corporation's or~~ person's economic activity in relation to  
23 the amount of tax benefits estimated for the ~~corporation or~~ person.

24 7. The ~~corporation's or~~ person's plans to make reasonable attempts to hire  
25 employees from the targeted population.

1           8. A description of the commitment of the local governing body of the city in  
2 which the development opportunity zone is located to the ~~corporation's or person's~~  
3 project.

4           9. Other information required by the ~~department~~ corporation or the  
5 department of revenue.

6           (c) The ~~department~~ corporation shall notify the department of revenue of all  
7 ~~corporations or persons~~ entitled to claim tax benefits under this subsection.

8           (d) The ~~department~~ corporation annually shall verify information submitted  
9 to the ~~department~~ corporation under s. 71.07 (2di), (2dm), or (2dx), 71.28 (1di), (1dm),  
10 or (1dx), 71.47 (1di), (1dm), or (1dx), or 76.636.

11           **(4)** (a) (intro.) The ~~department~~ corporation shall revoke the entitlement of a  
12 ~~corporation or person~~ to claim tax benefits under sub. (3) if the ~~corporation or person~~  
13 does any of the following:

14           (b) The ~~department~~ corporation shall notify the department of revenue within  
15 30 days after revoking an entitlement under par. (a).

16           **(5)** (a) (intro.) The ~~department~~ corporation may certify for tax benefits a person  
17 that is conducting economic activity in the development opportunity zone under sub.  
18 (1) (e) or (f) and that is not otherwise entitled to claim tax benefits if all of the  
19 following apply:

20           2. The ~~department~~ corporation determines that the economic activity of the  
21 other person under subd. 1. would not have occurred but for the involvement of the  
22 person to be certified for tax benefits under this subsection.

23           3. The person to be certified for tax benefits under this subsection will pass the  
24 benefits through to the other person conducting the economic activity under subd.  
25 1., as determined by the ~~department~~ corporation.



1 (b) A person intending to claim tax benefits under this subsection shall submit  
2 to the department corporation an application, in the form required by the  
3 department corporation, containing information required by the department  
4 corporation and by the department of revenue.

5 (c) The department corporation shall notify the department of revenue of all  
6 persons certified to claim tax benefits under this subsection.

7 (d) The department corporation annually shall verify information submitted  
8 to the department corporation under s. 71.07 (2dm) or (2dx), 71.28 (1dm) or (1dx),  
9 71.47 (1dm) or (1dx), or 76.636.

10 (e) (intro.) The department corporation shall revoke the entitlement of a person  
11 to claim tax benefits under this subsection if the person does any of the following:

12 3. Does not pass the benefits through to the other person conducting the  
13 economic activity under par. (a) 1., as determined by the department corporation.

14 (f) The department corporation shall notify the department of revenue within  
15 30 days after revoking an entitlement under par. (e).

16 **SECTION 2263.** 560.797 of the statutes is renumbered 238.397, and 238.397 (1)  
17 (am), (c) and (d), (2) (a) (intro.), 3. and 4. a. and d. and (b) (intro.), 1. and 8., (bg) (intro.)  
18 and 2., (br) (intro.), (c), (d) and (e), (3) (a), (b) 4., 6. and 11. and (c), (4) (a), (c), (d), (f)  
19 and (g), (5) (a), (b), (c) and (d) 1. and 2. and (6) (a) (intro.) and (b), as renumbered, are  
20 amended to read:

21 238.397 (1) (am) “Full-time job” has the meaning given in s. ~~560.70~~ 238.30  
22 (2m).

23 (c) “Target population” has the meaning given in s. ~~560.70~~ 238.30 (6).

24 (d) “Tax benefits” has the meaning given in s. ~~560.70~~ 238.30 (7).

1           (2) (a) (intro.) Subject to pars. (c), (d), and (e), the department corporation may  
2 designate an area as an enterprise development zone for a project if the department  
3 corporation determines all of the following:

4           3. That the project is not likely to occur or continue without the department's  
5 corporation's designation of the area as an enterprise development zone.

6           4. a. The unemployment rate in the area is higher than the state average for  
7 the 18 months immediately preceding the date on which the application under sub.  
8 (3) was submitted to the department corporation.

9           d. In the 36 months immediately preceding the date on which the application  
10 under sub. (3) was submitted to the department corporation, a number of workers  
11 in the area were permanently laid off by their employer or became unemployed as  
12 a result of a business action subject to s. 109.07 (1m).

13           (b) (intro.) In making a determination under par. (a), the department  
14 corporation shall consider all of the following:

15           1. The extent of poverty, unemployment, or other factors contributing to  
16 general economic hardship in the area.

17           8. Any other factors that the department corporation considers relevant.

18           (bg) (intro.) Notwithstanding par. (a) and subject to pars. (c), (d), and (e), the  
19 department corporation may designate an area as an enterprise development zone  
20 for a project if the department corporation determines all of the following:

21           2. That the project is not likely to occur or continue without the department's  
22 corporation's designation of the area as an enterprise development zone.

23           (br) (intro.) In making a determination under par. (bg), the department  
24 corporation shall consider all of the following:

1           (c) The ~~department~~ corporation may not designate as an enterprise  
2 development zone, or as any part of an enterprise development zone, an area that is  
3 located within the boundaries of an area that is designated as a development  
4 opportunity zone under s. 560.795 238.395, the designation of which is in effect.

5           (d) The ~~department~~ corporation may not designate more than 98 enterprise  
6 development zones unless the ~~department~~ corporation obtains the approval of the  
7 joint committee on finance to do so. Of the enterprise development zones that the  
8 ~~department~~ corporation designates, at least 10 shall be designated under par. (bg).

9           (e) The ~~department~~ corporation may not designate any area as an enterprise  
10 development zone on or after March 6, 2009.

11           **(3)** (a) A person that conducts or that intends to conduct a project and that  
12 desires to have the area in which the project is or is to be conducted designated as  
13 an enterprise development zone for the purpose of claiming tax benefits may submit  
14 to the ~~department~~ corporation an application and a project plan.

15           (b) 4. The amount that the person proposes to invest in a business; to spend on  
16 the construction, rehabilitation, repair, or remodeling of a building; or to spend on  
17 the removal or containment of, or the restoration of soil or groundwater affected by,  
18 environmental pollution; in the area proposed to be designated as an enterprise  
19 development zone.

20           6. The estimated number of full-time jobs that will be created, retained, or  
21 substantially upgraded as a result of the person's project in relation to the amount  
22 of tax benefits estimated for the person.

23           11. Any other information required by the ~~department~~ corporation or the  
24 department of revenue.

1 (c) The ~~department~~ corporation may not accept or approve any applications or  
2 project plans submitted under par. (a) on or after March 6, 2009.

3 (4) (a) Except as provided in par. (h), if the ~~department~~ corporation approves  
4 a project plan under sub. (3) and designates the area in which the person submitting  
5 the project plan conducts or intends to conduct the project as an enterprise  
6 development zone under the criteria under sub. (2), the ~~department~~ corporation shall  
7 certify the person as eligible for tax benefits.

8 (c) When the ~~department~~ corporation designates an area as an enterprise  
9 development zone for a project, the ~~department~~ corporation shall notify the  
10 governing body of any city, village, town, or federally recognized American Indian  
11 tribe or band in which the area is located of the area's designation.

12 (d) The ~~department~~ corporation shall notify the department of revenue of all  
13 persons entitled to claim tax benefits under this section, except that the ~~department~~  
14 corporation shall notify the office of the commissioner of insurance of all persons  
15 entitled to claim the credit under s. 76.636.

16 (f) The tax benefits for which a person is certified as eligible under this  
17 subsection are not transferable to another person, business, or location, except to the  
18 extent permitted under section 383 of the internal revenue code.

19 (g) The ~~department~~ corporation annually shall verify information submitted  
20 to the ~~department~~ corporation under s. 71.07 (2dx), 71.28 (1dx), 71.47 (1dx), or  
21 76.636.

22 (5) (a) When the ~~department~~ corporation designates an area as an enterprise  
23 development zone under this section, the ~~department~~ corporation shall specify the  
24 length of time, not to exceed 84 months, that the designation is effective, subject to  
25 par. (d) and sub. (6).

1 (b) When the department corporation designates an area as an enterprise  
2 development zone under this section, the department corporation shall establish a  
3 limit, not to exceed \$3,000,000, for tax benefits for the enterprise development zone.

4 (c) Annually, the department corporation shall estimate the amount of forgone  
5 state revenue because of tax benefits claimed by persons in each enterprise  
6 development zone.

7 (d) 1. Notwithstanding the length of time specified by the department  
8 corporation under par. (a), the designation of an area as an enterprise development  
9 zone shall expire 90 days after the day on which the department corporation  
10 determines that the forgone tax revenues under par. (c) will equal or exceed the limit  
11 established for the enterprise development zone.

12 2. The department corporation shall immediately notify the department of  
13 revenue and the governing body of any city, village, town, or federally recognized  
14 American Indian tribe or band in which the enterprise development zone is located  
15 of a change in the expiration date of the enterprise development zone under this  
16 paragraph.

17 **(6)** (a) (intro.) The department corporation shall revoke the entitlement of a  
18 person to claim tax benefits under this section, and the designation of the area as an  
19 enterprise development zone shall expire, if the person does any of the following:

20 (b) The department corporation shall notify the department of revenue within  
21 30 days after revoking an entitlement under par. (a).

22 **SECTION 2264.** 560.798 of the statutes is renumbered 238.398, and 238.398 (2)  
23 (a) and (b), (3) (a) and (b), (4) (a) (intro.) and (b) and (5) (intro.) and (e), as renumbered,  
24 are amended to read:

1           238.398 **(2)** (a) Except as provided under par. (c), the department corporation  
2 may designate one area in the state as an agricultural development zone. The area  
3 must be located in a rural municipality. An agricultural business that is located in  
4 an agricultural development zone and that is certified by the department corporation  
5 under sub. (3) is eligible for tax benefits as provided in sub. (3).

6           (b) The designation of an area as an agricultural development zone shall be in  
7 effect for 10 years from the time that the department corporation first designates the  
8 area. Not more than \$5,000,000 in tax benefits may be claimed in an agricultural  
9 development zone, except that the department corporation may allocate the amount  
10 of unallocated airport development zone tax credits, as provided under s. 560.7995  
11 238.3995 (3) (b), to agricultural development zones for which the \$5,000,000  
12 maximum allocation is insufficient. The department corporation may change the  
13 boundaries of an agricultural development zone during the time that its designation  
14 is in effect. A change in the boundaries of an agricultural development zone does not  
15 affect the duration of the designation of the area or the maximum tax benefit amount  
16 that may be claimed in the agricultural development zone.

17           **(3)** (a) Except as provided under par. (c), the department corporation may  
18 certify for tax benefits in an agricultural development zone a new or expanding  
19 agricultural business that is located in the agricultural development zone. In  
20 determining whether to certify a business under this subsection, the department  
21 corporation shall consider, among other things, the number of jobs that will be  
22 created or retained by the business.

23           (b) When the department corporation certifies an agricultural business under  
24 this subsection, the department corporation shall establish a limit on the amount of  
25 tax benefits that the business may claim. The department corporation shall enter

1 into an agreement with the business that specifies the limit on the amount of tax  
2 benefits that the business may claim and reporting requirements with which the  
3 business must comply.

4 **(4)** (a) (intro.) The ~~department of commerce~~ corporation shall notify the  
5 department of revenue of all the following:

6 (b) The ~~department~~ corporation shall annually verify information submitted  
7 to the ~~department~~ corporation under s. 71.07 (2dm) or (2dx), 71.28 (1dm) or (1dx),  
8 71.47 (1dm) or (1dx), or 76.636.

9 **(5)** (intro.) The ~~department~~ corporation shall ~~promulgate~~ adopt rules for the  
10 operation of this section, including rules related to all the following:

11 (e) The exchange of information between the ~~department of commerce~~  
12 corporation and the department of revenue.

13 **SECTION 2265.** 560.799 of the statutes is renumbered 238.399, and 238.399 (1)  
14 (am) 2., (3) (a), (b) (intro.), (bm) and (c), (5) (intro.), (b), (c) 1. a. and b., 2. b. and c., (d)  
15 1. and (e), (5m) and (6) (a), (b) (intro.), (c), (d), (e), (f) and (g) (intro.) and 1. (intro.),  
16 as renumbered, are amended to read:

17 238.399 **(1)** (am) 2. The ~~department~~ corporation may by rule specify  
18 circumstances under which the ~~department~~ corporation may grant exceptions to the  
19 requirement under subd. 1. that a full-time employee means an individual who, as  
20 a condition of employment, is required to work at least 2,080 hours per year, but  
21 under no circumstances may a full-time employee mean an individual who, as a  
22 condition of employment, is required to work less than 37.5 hours per week.

23 **(3)** DESIGNATION OF ENTERPRISE ZONES; CRITERIA. (a) The ~~department~~ corporation  
24 may designate not more than 12 enterprise zones.

1 (b) (intro.) In determining whether to designate an area under par. (a), the  
2 department corporation shall consider all of the following:

3 (bm) The department corporation shall specify whether an enterprise zone  
4 designated under par. (a) is located in a tier I county or municipality or a tier II county  
5 or municipality.

6 (c) The department corporation shall, to the extent possible, give preference to  
7 the greatest economic need.

8 (5) CERTIFICATION. (intro.) The department corporation may certify for tax  
9 benefits any of the following:

10 (b) A business that relocates to an enterprise zone from outside this state, if the  
11 business offers compensation and benefits to its employees working in the zone for  
12 the same type of work that are at least as favorable as those offered to its employees  
13 working outside the zone, as determined by the department corporation.

14 (c) 1. a. The business enters into an agreement with the department  
15 corporation to claim tax benefits only for years during which the business maintains  
16 the increased level of personnel.

17 b. The business offers compensation and benefits for the same type of work to  
18 its employees working in the enterprise zone that are at least as favorable as those  
19 offered to its employees working in this state but outside the zone, as determined by  
20 the department corporation.

21 2. b. The business enters into an agreement with the department corporation  
22 to claim tax benefits only for years during which the business maintains the capital  
23 investment.

24 c. The business offers compensation and benefits for the same type of work to  
25 its employees working in the zone that are at least as favorable as those offered to



1 its employees working in this state but outside the zone, as determined by the  
2 department corporation.

3 (d) 1. The business is an original equipment manufacturer with a significant  
4 supply chain in the state, as determined by the department corporation by rule.

5 (e) A business located in an enterprise zone if the business purchases tangible  
6 personal property, items, property, or goods under s. 77.52 (1) (b), (c), or (d), or  
7 services from Wisconsin vendors, as determined by the department corporation.

8 **(5m)** ADDITIONAL TAX BENEFITS FOR SIGNIFICANT CAPITAL EXPENDITURES. If the  
9 department corporation determines that a business certified under sub. (5) makes  
10 a significant capital expenditure in the enterprise zone, the department corporation  
11 may certify the business to receive additional tax benefits in an amount to be  
12 determined by the department corporation, but not exceeding 10 percent of the  
13 business' capital expenditures. The department corporation shall, in a manner  
14 determined by the department corporation, allocate the tax benefits a business is  
15 certified to receive under this subsection over the remainder of the time limit of the  
16 enterprise zone under sub. (4).

17 **(6)** (a) The ~~department of commerce~~ corporation shall notify the department  
18 of revenue when the ~~department of commerce~~ corporation certifies a business to  
19 receive tax benefits.

20 (b) (intro.) The ~~department~~ corporation shall revoke a certification under sub.  
21 (5) if the business does any of the following:

22 (c) The ~~department of commerce~~ corporation shall notify the department of  
23 revenue within 30 days of a revocation under par. (b).

1 (d) The ~~department~~ corporation may require a business to repay any tax  
2 benefits the business claims for a year in which the business failed to maintain  
3 employment or capital investment levels required by an agreement under sub. (5) (c).

4 (e) The ~~department~~ corporation shall determine the maximum amount of the  
5 tax credits under ss. 71.07 (3w), 71.28 (3w), and 71.47 (3w) that a certified business  
6 may claim and shall notify the department of revenue of this amount.

7 (f) The ~~department~~ corporation shall annually verify the information  
8 submitted to the ~~department~~ corporation under ss. 71.07 (3w), 71.28 (3w), or 71.47  
9 (3w).

10 (g) (intro.) The ~~department~~ corporation shall ~~promulgate~~ adopt rules specifying  
11 all of the following by rule:

12 1. (intro.) The definitions of a tier I county or municipality and a tier II county  
13 or municipality. The ~~department~~ corporation may consider all of the following  
14 information when establishing the definitions required under this subdivision:

15 **SECTION 2266.** 560.7995 of the statutes is renumbered 238.3995, and 238.3995  
16 (1) (b) and (c), (2) (a) (intro.) and 4., (b) (intro.) and 8., (c) 1. and 2. and (d), (3) (a), (b),  
17 (c) and (d) 1. and 2., (4) (a) (intro.) and 10., (am), (ar), (b) 1., (c) (intro.) and (d) and  
18 (5), as renumbered, are amended to read:

19 238.3995 (1) (b) “Full-time job” has the meaning given in s. ~~560.70~~ 238.30 (2m).

20 (c) “Target population” has the meaning given in s. ~~560.70~~ 238.30 (6).

21 (2) (a) (intro.) Subject to pars. (c) and (e), the ~~department~~ corporation may  
22 designate an area as an airport development zone if the ~~department~~ corporation  
23 determines all of the following:

1           4. That the airport development project is not likely to occur or continue  
2 without the department's corporation designation of the area as an airport  
3 development zone.

4           (b) (intro.) In making a determination under par. (a), the department  
5 corporation shall consider all of the following:

6           8. Any other factors that the department corporation considers relevant.

7           (c) 1. The ~~department~~ corporation may not designate as an airport development  
8 zone, or as any part of an airport development zone, an area that is located within  
9 the boundaries of an area that is designated as a development zone under s. ~~560.71~~  
10 238.31, as a development opportunity zone under s. ~~560.795~~ 238.395, or as an  
11 enterprise development zone under s. ~~560.797~~ 238.397.

12           2. The ~~department~~ corporation shall give the department of transportation the  
13 opportunity to review and comment on any proposed designation under this  
14 subsection and the department of transportation may deny any such designation if  
15 the department of transportation determines that the designation would  
16 compromise the airport's safety or utility. The department of transportation may  
17 also review and comment on any land use or compatibility issues related to any  
18 proposed designation under this subsection.

19           (d) Notwithstanding pars. (a) to (c), and except as provided in par. (e), the  
20 ~~department~~ corporation shall designate as an airport development zone the area  
21 within the boundaries of Adams, Fond du Lac, Green Lake, Juneau, Langlade,  
22 Lincoln, Marathon, Marquette, Menominee, Oneida, Portage, Price, Shawano,  
23 Taylor, Waupaca, Waushara, Winnebago, Wood, and Vilas counties.

24           **(3)** (a) When the department corporation designates an area as an airport  
25 development zone, the department corporation shall specify the length of time, not

1 to exceed 84 months, that the designation is effective, subject to par. (d). The  
2 department corporation shall notify each person certified for tax benefits in an  
3 airport development zone, the department of revenue, the department of  
4 transportation, the Wisconsin Housing and Economic Development Authority, and  
5 the governing body of each county, city, village, town, and federally recognized  
6 American Indian tribe or band in which territory of the airport development zone is  
7 located of the designation of and expiration date of the airport development zone.

8 (b) When the department corporation designates an area as an airport  
9 development zone, the department corporation shall establish a limit, not to exceed  
10 \$3,000,000, for tax benefits applicable to the airport development zone, except that  
11 the department corporation shall limit the amount of tax benefits applicable to the  
12 airport development zone designated under sub. (2) (d) to \$750,000. The total tax  
13 benefits applicable to all airport development zones may not exceed \$9,000,000, less  
14 any amount allocated to technology zones under s. ~~560.96~~ 238.23 (2) (b) and to  
15 agricultural development zones under s. ~~560.798~~ 238.398 (2) (b), and except that the  
16 total amount allocated to all technology zones under s. ~~560.96~~ 238.23 (2) (b) and to  
17 all agricultural development zones under s. ~~560.798~~ 238.398 (2) (b), may not exceed  
18 \$6,000,000. The department corporation may not reallocate amounts as provided  
19 under this paragraph on or after January 1, 2010, except that the department  
20 corporation may, after 48 months from the month of any designation under this  
21 section, evaluate the area designated as an airport development zone and reallocate  
22 the amount of available tax benefits.

23 (c) Annually, the department corporation shall estimate the amount of forgone  
24 state revenue because of tax benefits claimed by persons in each airport development  
25 zone.

1 (d) 1. Notwithstanding the length of time specified by the department  
2 corporation under par. (a), the designation of an area as an airport development zone  
3 shall expire 90 days after the day on which the department corporation determines  
4 that the forgone tax revenues estimated under par. (c) will equal or exceed the limit  
5 established for the airport development zone.

6 2. The department corporation shall immediately notify each person certified  
7 for tax benefits in an airport development zone, the department of revenue, the  
8 department of transportation, the Wisconsin Housing and Economic Development  
9 Authority, and the governing body of each county, city, village, town, and federally  
10 recognized American Indian tribe or band in which territory of the airport  
11 development zone is located of a change in the expiration date of the airport  
12 development zone under this paragraph.

13 (4) (a) (intro.) A person that intends to operate a place of business in an airport  
14 development zone may submit to the department corporation an application and a  
15 business plan. The business plan shall include all of the following:

16 10. Any other information required by the department corporation or the  
17 department of revenue.

18 (am) A person that intends to operate a business in the airport development  
19 zone designated under sub. (2) (d) may submit to the department corporation an  
20 application and a business plan that includes all of the information required under  
21 par. (a). In approving business plans submitted under this paragraph, the  
22 department corporation shall give higher priority to airport development projects  
23 located or proposed to be located in ~~a distressed area, as defined in s. 560.605 (7) (b)~~  
24 areas that have a low median household income, as determined by the corporation.

1 (ar) The department corporation may not accept or approve any applications  
2 or business plans submitted under par. (a) on or after March 6, 2009.

3 (b) 1. Except as provided in subd. 2., if the department corporation approves  
4 a business plan under par. (a) or (am), the department corporation shall certify the  
5 person as eligible for tax benefits. The department corporation shall notify the  
6 department of revenue within 30 days of certifying a person under this paragraph.

7 (c) (intro.) The department corporation shall revoke a person's certification  
8 under par. (b) when the designation of the applicable airport development zone  
9 expires or if the person does any of the following:

10 (d) The department corporation shall notify the department of revenue within  
11 30 days after revoking a certification under par. (c).

12 **(5) VERIFICATION OF INFORMATION.** The department corporation annually shall  
13 verify information submitted to the department corporation under ss. 71.07 (2dm)  
14 and (2dx), 71.28 (1dm) and (1dx), and 71.47 (1dm) and (1dx) as it relates to airport  
15 development zones.

16 **SECTION 2267.** Subchapter VIII (title) of chapter 560 [precedes 560.86] of the  
17 statutes is repealed.

18 **SECTION 2268.** 560.86 of the statutes is repealed.

19 **SECTION 2269.** 560.87 of the statutes is repealed.

20 **SECTION 3442m.** 560.875 of the statutes is renumbered 16.29, and 16.29 (1),  
21 as renumbered, is amended to read:

22 16.29 (1) Annually, the department shall grant to the Great Lakes inter-tribal  
23 council the amount appropriated under s. ~~20.143~~ 20.505 (1) ~~(kf)~~ (kx) to partially fund  
24 a program to provide technical assistance for economic development on Indian  
25 reservations if the conditions under subs. (2) and (3) are satisfied.

1           **SECTION 2270.** Subchapter IX (title) of chapter 560 [precedes 560.90] of the  
2 statutes is repealed.

3           **SECTION 2271.** 560.90 of the statutes is repealed.

4           **SECTION 2272.** 560.905 of the statutes is repealed.

5           **SECTION 2273.** 560.92 of the statutes is repealed.

6           **SECTION 2274.** 560.93 of the statutes is repealed.

7           **SECTION 2275.** 560.96 of the statutes is renumbered 238.23, and 238.23 (2) (a)  
8 and (b), (3) (a) (intro.), (b) (intro.), (c) and (d), (4) (a) (intro.) and (b) and (5) (intro.),  
9 (e) and (g), as renumbered, are amended to read:

10           238.23 **(2)** (a) Except as provided in par. (c), the ~~department~~ corporation may  
11 designate up to 8 areas in the state as technology zones. A business that is located  
12 in a technology zone and that is certified by the ~~department~~ corporation under sub.  
13 (3) is eligible for a tax credit as provided in sub. (3).

14           (b) The designation of an area as a technology zone shall be in effect for 10 years  
15 from the time that the ~~department~~ corporation first designates the area. Not more  
16 than \$5,000,000 in tax credits may be claimed in a technology zone, except that the  
17 ~~department~~ corporation may allocate the amount of unallocated airport  
18 development zone tax credits, as provided under s. ~~560.7995~~ 238.3995 (3) (b), to  
19 technology zones for which the \$5,000,000 maximum allocation is insufficient. The  
20 ~~department~~ corporation may change the boundaries of a technology zone during the  
21 time that its designation is in effect. A change in the boundaries of a technology zone  
22 does not affect the duration of the designation of the area or the maximum tax credit  
23 amount that may be claimed in the technology zone.

1           **(3)** (a) (intro.) Except as provided in par. (e), the ~~department~~ corporation may  
2 certify for tax credits in a technology zone a business that satisfies all of the following  
3 requirements:

4           (b) (intro.) In determining whether to certify a business under this subsection,  
5 the ~~department~~ corporation shall consider all of the following:

6           (c) When the ~~department~~ corporation certifies a business under this  
7 subsection, the ~~department~~ corporation shall establish a limit on the amount of tax  
8 credits that the business may claim. Unless its certification is revoked, and subject  
9 to the limit on the tax credit amount established by the ~~department~~ corporation  
10 under this paragraph, a business that is certified may claim a tax credit for 3 years,  
11 except that a business that experiences growth, as determined for that business by  
12 the ~~department~~ corporation under par. (d) and sub. (5) (e), may claim a tax credit for  
13 up to 5 years.

14           (d) The ~~department~~ corporation shall enter into an agreement with a business  
15 that is certified under this subsection. The agreement shall specify the limit on the  
16 amount of tax credits that the business may claim, the extent and type of growth,  
17 which shall be specific to the business, that the business must experience to extend  
18 its eligibility for a tax credit, the business' baseline against which that growth will  
19 be measured, any other conditions that the business must satisfy to extend its  
20 eligibility for a tax credit, and reporting requirements with which the business must  
21 comply.

22           **(4)** (a) (intro.) The ~~department of commerce~~ corporation shall notify the  
23 department of revenue of all the following:



1 (b) The ~~department~~ corporation shall annually verify information submitted  
2 to the ~~department~~ corporation under ss. 71.07 (2di), (2dm), (2dx), and (3g), 71.28  
3 (1di), (1dm), (1dx), and (3g), and 71.47 (1di), (1dm), (1dx), and (3g).

4 (5) (intro.) The ~~department~~ corporation shall ~~promulgate~~ adopt rules for the  
5 operation of this section, including rules related to all the following:

6 (e) Standards for extending a business's certification, including what  
7 measures, in addition to job creation, the ~~department~~ corporation will use to  
8 determine the growth of a specific business and how the ~~department~~ corporation will  
9 establish baselines against which to measure growth.

10 (g) The exchange of information between the ~~department of commerce~~  
11 corporation and the department of revenue.

12 **SECTION 2276.** Subchapter X (title) of chapter 560 [precedes 560.9801] of the  
13 statutes is repealed.

14 **SECTION 3450m.** 560.9801 of the statutes is renumbered 16.301.

15 **SECTION 3451m.** 560.9802 of the statutes is renumbered 16.302.

16 **SECTION 3452m.** 560.9803 of the statutes is renumbered 16.303, and 16.303 (1)

17 (a) and (3) (a), as renumbered, are amended to read:

18 16.303 (1) (a) Subject to sub. (2), make grants or loans, directly or through  
19 agents designated under s. ~~560.9804~~ 16.304, from the appropriation under s. ~~20.143~~  
20 ~~(2)~~ 20.505 (7) (b) to persons or families of low or moderate income to defray housing  
21 costs of the person or family.

22 (3) (a) The department may make grants or loans under sub. (1) (a) directly or  
23 through agents designated under s. ~~560.9804~~ 16.304.

24 **SECTION 3453m.** 560.9804 of the statutes is renumbered 16.304, and 16.304 (1)

25 (a) and (c), as renumbered, are amended to read:

1           16.304 **(1)** (a) Award grants and loans under s. ~~560.9803~~ 16.303 (1) and (2)  
2 subject to the approval of the department.

3           (c) On terms approved by the department, administer and disburse funds from  
4 a grant or loan under s. ~~560.9803~~ 16.303 on behalf of the recipient of the grant or loan.

5           **SECTION 3454m.** 560.9805 of the statutes is renumbered 16.305, and 16.305 (1)  
6 (intro.) and (c) (intro.) and (4), as renumbered, are amended to read:

7           16.305 **(1)** (intro.) The department may make grants to a community–based  
8 organization, organization operated for profit, or housing authority to improve the  
9 ability of the community–based organization, organization operated for profit, or  
10 housing authority to provide housing opportunities, including housing–related  
11 counseling services, for persons or families of low or moderate income. The grants  
12 may be used to partially defray any of the following:

13           (c) (intro.) The department determines that the grant to the particular  
14 community–based organization, organization operated for profit, or housing  
15 authority is appropriate because of any of the following:

16           **(4)** To ensure the development of housing opportunities, the department shall  
17 coordinate the use of grants provided under this section with projects undertaken by  
18 housing authorities, organizations operated for profit, and community–based  
19 organizations.

20           **SECTION 3455m.** 560.9806 (1), (2) and (3) of the statutes are renumbered  
21 16.306 (1), (2) and (3), and 16.306 (2) (a), as renumbered, is amended to read:

22           16.306 **(2)** (a) From the appropriation under s. ~~20.143 (2)~~ 20.505 (7) (fm), the  
23 department may award a grant to an eligible applicant for the purpose of providing  
24 transitional housing and associated supportive services to homeless individuals and  
25 families if the conditions under par. (b) are satisfied. The department shall ensure

1 that the funds for the grants are reasonably balanced among geographic areas of the  
2 state, consistent with the quality of applications submitted.

3 **SECTION 3456m.** 560.9806 (4) of the statutes is repealed.

4 **SECTION 3457m.** 560.9807 of the statutes is renumbered 16.307, and 16.307  
5 (1), as renumbered, is amended to read:

6 16.307 **(1)** GRANTS. From moneys available under s. ~~20.143 (2)~~ 20.505 (7) (h),  
7 the department shall make grants to organizations, including organizations  
8 operated for profit, that provide shelter or services to homeless individuals or  
9 families.

10 **SECTION 3458m.** 560.9808 of the statutes is renumbered 16.308, and 16.308 (2)  
11 (a) and (b) (intro.) and (3) (b), as renumbered, are amended to read:

12 16.308 **(2)** (a) From the appropriations under s. ~~20.143 (2)~~ 20.505 (7) (fm) and  
13 (h), the department shall award grants to eligible applicants for the purpose of  
14 supplementing the operating budgets of agencies and shelter facilities that have or  
15 anticipate a need for additional funding because of the renovation or expansion of an  
16 existing shelter facility, the development of an existing building into a shelter facility,  
17 the expansion of shelter services for homeless persons, or an inability to obtain  
18 adequate funding to continue the provision of an existing level of services.

19 (b) (intro.) The department shall allocate funds from the appropriations under  
20 s. ~~20.143 (2)~~ 20.505 (7) (fm) and (h) for temporary shelter for homeless individuals  
21 and families as follows:

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

1 or indirectly, receive any of the grant money, and an explanation of why the shelter  
2 facility or agency has or anticipates a need for additional funding.

3 **SECTION 3459m.** 560.9809 of the statutes is renumbered 16.309.

4 **SECTION 3460m.** 560.9810 of the statutes is renumbered 16.310.

5 **SECTION 3461m.** 560.9811 of the statutes is renumbered 16.311, and 16.311 (2),  
6 as renumbered, is amended to read:

7 16.311 (2) From the appropriation under s. ~~20.143 (2)~~ 20.505 (7) (fr), the  
8 department may not award more than \$45,000 in each fiscal year to applying public  
9 or nonprofit private entities for the costs of providing certain mental health services  
10 to homeless individuals with serious and persistent mental illness. Entities that  
11 receive funds awarded by the department under this subsection shall provide the  
12 mental health services required under 42 USC 290cc–24. The amount that the  
13 department awards to an applying entity may not exceed 50% of the amount of  
14 matching funds required under 42 USC 290cc–23.

15 **SECTION 3462m.** 560.9815 of the statutes is renumbered 16.315.

16 **SECTION 2277.** 563.03 (1) of the statutes is amended to read:

17 563.03 (1) “Adult family home” has the meaning given in s. 50.01 (1) (a) ~~or (b)~~.

18 **SECTION 2278.** 563.05 (3) of the statutes is amended to read:

19 563.05 (3) The department may promulgate rules specifying the number of  
20 business days within which the department must review and make a determination  
21 on an application for a permit, as defined in s. ~~560.41 (2)~~ 227.116 (1g), that is issued  
22 under this chapter.

23 **SECTION 2279.** 565.01 (4d) of the statutes is amended to read:

24 565.01 (4d) “Minority business” means a business certified by the department  
25 of ~~commerce~~ administration under s. ~~560.036~~ 16.287 (2).

1           **SECTION 2280.** 565.01 (4e) of the statutes is amended to read:

2           565.01 **(4e)** “Minority group member” has the meaning given in s. 560.036  
3           16.287 (1) (f).

4           **SECTION 3466r.** 601.45 (3) of the statutes is amended to read:

5           601.45 **(3)** DEPOSIT. The commissioner may require any examinee, before or  
6           from time to time during an examination, to deposit with the secretary of  
7           administration such deposits as the commissioner deems necessary to pay the costs  
8           of the examination. Any deposit and any payment made under subs. (1) and (2) shall  
9           be credited to the appropriation account under s. 20.145 (1) (g) 1. ~~in the percentage~~  
10          ~~specified in that subdivision.~~

11          **SECTION 2281.** 601.93 (2) of the statutes is amended to read:

12          601.93 **(2)** Every insurer doing a fire insurance business in this state shall,  
13          before March 1 in each year, file with the commissioner a statement, showing the  
14          amount of premiums upon fire insurance due for the preceding calendar year.  
15          Return premiums may be deducted in determining the premium on which the fire  
16          department dues are computed. Payments of quarterly installments of the total  
17          estimated payment for the then current calendar year under this subsection are due  
18          on or before April 15, June 15, September 15 and December 15. On March 1 the  
19          insurer shall pay any additional amounts due for the preceding calendar year.  
20          Overpayments will be credited on the amount due April 15. The commissioner shall,  
21          prior to May 1 each year, report to the department of ~~commerce~~ safety and  
22          professional services the amount of dues paid under this subsection and to be paid  
23          under s. 101.573 (1).

24          **SECTION 2282.** 610.70 (1) (a) of the statutes is amended to read:

1           610.70 (1) (a) “Health care provider” means any person licensed, registered,  
2 permitted or certified by the department of health services or the department of  
3 ~~regulation and licensing~~ safety and professional services to provide health care  
4 services, items or supplies in this state.

5           **SECTION 3471m.** 611.11 (4) (a) of the statutes is amended to read:

6           611.11 (4) (a) In this subsection, “municipality” has the meaning given in s.  
7 345.05 (1) (c), ~~but also includes any transit authority created under s. 66.1039.~~

8           **SECTION 2283.** 632.10 (1) of the statutes is amended to read:

9           632.10 (1) “Building and safety standards” means the requirements of chs. 101  
10 and 145 and of any rule promulgated by the department of ~~commerce~~ safety and  
11 professional services under ch. 101 or 145, and standards of a 1st class city relating  
12 to the health and safety of occupants of buildings.

13           **SECTION 3472ac.** 632.797 (1) (d) of the statutes is created to read:

14           632.797 (1) (d) Except for charging a fee under par. (c), an insurer may not  
15 change the rating methodology between community rating and experience rating or  
16 otherwise penalize a policyholder or employer for requesting the information under  
17 par. (a).

18           **SECTION 3472b.** 632.885 (1) (a) of the statutes is repealed.

19           **SECTION 3472c.** 632.885 (1) (af) of the statutes is created to read:

20           632.885 (1) (af) “Eligible employer–sponsored plan” has the meaning given in  
21 26 USC 5000A (f) (2).

22           **SECTION 3472d.** 632.885 (1) (ar) of the statutes is created to read:

23           632.885 (1) (ar) “Grandfathered health plan” has the meaning given under  
24 section 1251 of the Patient Protection and Affordable Care Act (P.L. 111–148).

25           **SECTION 3472e.** 632.885 (1) (at) of the statutes is created to read:

1           632.885 (1) (at) “Health insurance coverage” has the meaning given in 42 USC  
2   300gg–91 (b) (1).

3           **SECTION 3472f.** 632.885 (2) (a) (intro.) of the statutes is renumbered 632.885  
4   (2) (a) and amended to read:

5           632.885 (2) (a) Subject to ss. 632.88 and 632.895 (5), and except as provided in  
6   pars. (b) and (c), every insurer that issues a disability insurance policy offers health  
7   insurance coverage that provides dependent coverage of children, and every  
8   self-insured health plan that provides dependent coverage of children, shall offer  
9   and, if so requested by an applicant or an insured, provide coverage for an adult any  
10   child of the an applicant or insured as a dependent of the applicant or insured if the  
11   child satisfies all of the following criteria: is under the age of 26.

12           **SECTION 3472g.** 632.885 (2) (a) 1. of the statutes is repealed.

13           **SECTION 3472h.** 632.885 (2) (a) 2. of the statutes is repealed.

14           **SECTION 3472i.** 632.885 (2) (a) 3. of the statutes is repealed.

15           **SECTION 3472j.** 632.885 (2) (b) (intro.) of the statutes is amended to read:

16           632.885 (2) (b) (intro.) Notwithstanding par. (a) 1., the Except as provided in  
17   par. (c), the coverage requirement under this section applies to an adult child who  
18   satisfies all of the following criteria:

19           **SECTION 3472k.** 632.885 (2) (b) 2. of the statutes is repealed.

20           **SECTION 3472L.** 632.885 (2) (c) of the statutes is created to read:

21           632.885 (2) (c) For any policy year or plan year beginning before January 1,  
22   2014, health insurance coverage or a self-insured health plan described in par. (a)  
23   that is a grandfathered health plan is required to provide dependent coverage for an  
24   adult child described in par. (a) or (b) only if the child is not eligible for coverage under

1 an eligible employer–sponsored plan other than the health insurance coverage or  
2 self–insured health plan.

3 **SECTION 3472m.** 632.885 (3) of the statutes is repealed.

4 **SECTION 3472n.** 632.885 (3m) of the statutes is created to read:

5 632.885 **(3m)** DEFINING DEPENDENT; UNIFORM TERMS. An insurer or self–insured  
6 health plan described in sub. (2) may not do any of the following:

7 (a) Define “dependent” for purposes of eligibility for dependent coverage of  
8 children other than in terms of the relationship between a child and an applicant or  
9 insured.

10 (b) Vary the terms of coverage under the health insurance coverage or  
11 self–insured health plan on the basis of age except for children 26 years of age or  
12 older.

13 **SECTION 3472p.** 632.885 (4) of the statutes is repealed.

14 **SECTION 2284.** 704.05 (5) (a) 2. of the statutes is amended to read:

15 704.05 **(5)** (a) 2. Give the tenant notice, personally or by ordinary mail  
16 addressed to the tenant’s last–known address, of the landlord’s intent to dispose of  
17 the personal property by sale or other appropriate means if the property is not  
18 repossessed by the tenant. If the tenant fails to repossess the property within 30 days  
19 after the date of personal service or the date of the mailing of the notice, the landlord  
20 may dispose of the property by private or public sale or any other appropriate means.  
21 The landlord may deduct from the proceeds of sale any costs of sale and any storage  
22 charges if the landlord has first stored the personalty under subd. 1. If the proceeds  
23 minus the costs of sale and minus any storage charges are not claimed within 60 days  
24 after the date of the sale of the personalty, the landlord is not accountable to the  
25 tenant for any of the proceeds of the sale or the value of the property. The landlord



1 shall send the proceeds of the sale minus the costs of the sale and minus any storage  
2 charges to the department of administration for deposit in the appropriation under  
3 s. ~~20.143 (2)~~ 20.505 (7) (h).

4 **SECTION 3474m.** 704.35 of the statutes is repealed.

5 **SECTION 2285.** 709.03 (form) C. 8. of the statutes is amended to read:

6 **709.03** (form)

7 C. 8. I am aware of underground or aboveground fuel .... ..  
8 storage tanks on the property. (If "yes", the  
9 owner, by law, may have to register the tanks  
10 with the department of ~~commerce~~ safety and  
11 professional services at P.O. Box 7970, Madison,  
12 Wisconsin, 53707, whether the tanks are in use  
13 or not. Regulations of the department of ~~com-~~  
14 ~~merce~~ safety and professional services may  
15 require the closure or removal of unused tanks.

16 **SECTION 3475g.** 751.20 of the statutes is created to read:

17 **751.20 Transfer authority.** Notwithstanding s. 20.680 (2) (a) to (ke) and (4)  
18 (a) to (h), the supreme court may transfer money from the appropriations under  
19 20.680 (2) (a) to (ke) and (4) (a) to (h) to the appropriation under s. 20.670 (1) (k) for  
20 the purposes of the judicial council under s. 758.13.

21 **SECTION 2286.** 758.19 (8) (a) (intro.) of the statutes is amended to read:

22 758.19 **(8)** (a) (intro.) From the ~~appropriation~~ appropriations under s. 20.625  
23 (1) (c) and (k), the director of state courts shall reimburse counties up to 4 times each  
24 year for the actual expenses paid for interpreters required by circuit courts to assist

1 persons with limited English proficiency under s. 885.38 (8) (a) 1. The amount of the  
2 maximum hourly reimbursement for court interpreters shall be as follows:

3 **SECTION 2287.** 767.215 (5) (a) (intro.) of the statutes is amended to read:

4 767.215 (5) (a) (intro.) ~~When~~ Except as provided in par. (am), when the petition  
5 under this section is filed with the court, the party filing the petition shall submit a  
6 separate form, furnished by the court, containing all of the following:

7 **SECTION 2288.** 767.215 (5) (a) 2. of the statutes is amended to read:

8 767.215 (5) (a) 2. The name, date of birth, and social security number of each  
9 minor child of the parties and of each child who was born to the wife during the  
10 marriage and who is a minor.

11 **SECTION 2289.** 767.215 (5) (am) of the statutes is created to read:

12 767.215 (5) (am) In an action to determine the paternity of a child, the party  
13 who filed the petition shall submit the form under par. (a) within 5 days after  
14 paternity is adjudicated.

15 **SECTION 2290.** 767.215 (5) (b) of the statutes is amended to read:

16 767.215 (5) (b) A form submitted under this subsection shall be maintained  
17 with the confidential information required under s. ~~767.54~~ 767.127 or maintained  
18 separately from the case file. The form may be disclosed only to the parties and their  
19 attorneys, a county child support enforcement agency, and any other person  
20 authorized by law or court order to have access to the information on the form.

21 **SECTION 2291.** 767.511 (6) (intro.) of the statutes is amended to read:

22 767.511 (6) INTEREST ON ARREARAGE. (intro.) A party ordered to pay child  
23 support under this section shall pay simple interest at the rate of 1% per month on  
24 any amount in arrears that is equal to or greater than the amount of child support  
25 due in one month. If the party no longer has a current obligation to pay child support,

1 interest at the rate of 1% per month shall accrue on the total amount of child support  
2 in arrears, if any. Interest under this subsection is in lieu of interest computed under  
3 s. 807.01 (4), 814.04 (4), or 815.05 (8) and is paid to the department or its designee  
4 under s. 767.57. Except as provided in s. 767.57 (1m) and except as required under  
5 federal statutes or regulations, the department or its designee shall apply all  
6 payments received for child support as follows:

7 **SECTION 3484k.** 799.01 (1) (c) of the statutes is amended to read:

8 799.01 (1) (c) *Replevins.* Actions for replevin under ss. 810.01 to 810.13 where  
9 the value of the property claimed does not exceed \$5,000 \$10,000.

10 **SECTION 3484m.** 799.01 (1) (cr) of the statutes is created to read:

11 799.01 (1) (cr) *Third-party complaints, personal injury claims, and tort claims.*  
12 Third-party complaints, personal injury claims, and actions based in tort, where the  
13 amount claimed is \$5,000 or less.

14 **SECTION 3484n.** 799.01 (1) (d) (intro.) of the statutes is amended to read:

15 799.01 (1) (d) (intro.) Other civil actions where the amount claimed is \$5,000  
16 \$10,000 or less, if the actions or proceedings are:

17 **SECTION 3484q.** 799.01 (2) of the statutes is amended to read:

18 799.01 (2) PERMISSIVE USE OF SMALL CLAIMS PROCEDURE. A taxing authority may  
19 use the procedure in this chapter in an action to recover a tax from a person liable  
20 for that tax where the amount claimed, including interest and penalties, is \$5,000  
21 \$10,000 or less. This chapter is not the exclusive procedure for those actions.

22 **SECTION 2292.** 801.50 (5) of the statutes is amended to read:

23 801.50 (5) Venue of an action for certiorari to review a probation, extended  
24 supervision, or parole revocation, a denial by the earned release review commission  
25 a program review committee under s. ~~302.1135 (5)~~ 302.113 (9g) of a petition for

1 modification of a bifurcated sentence, or a refusal of parole shall be the county in  
2 which the relator was last convicted of an offense for which the relator was on  
3 probation, extended supervision, or parole or for which the relator is currently  
4 incarcerated.

5 **SECTION 2293.** 809.30 (1) (c) of the statutes is amended to read:

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

11 **SECTION 3490g.** 814.63 (3m) of the statutes is created to read:

12 814.63 (3m) (a) Except as provided in par. (d), if a defendant is required to  
13 appear in court, in addition to any forfeiture, costs, fees, or surcharges it imposes, the  
14 court shall impose and collect from the defendant any costs charged to or paid by a  
15 law enforcement agency for the withdrawal of the defendant’s blood if the court finds  
16 that the defendant violated s. 23.33 (4c), 30.681, 346.63, or 350.101, or a local  
17 ordinance in conformity therewith.

18 (b) Except as provided in par. (d), if at the time the court finds that the  
19 defendant committed the violation, the law enforcement agency has not paid or been  
20 charged with the costs of withdrawing the defendant’s blood, the court shall impose  
21 and collect the costs the law enforcement agency reasonably expects to be charged  
22 for the withdrawal, based on the current charges for this procedure.

23 (c) The court shall disburse the amounts it collects under this subsection to the  
24 law enforcement agency that requested the blood withdrawal.

1 (d) The court may not impose on the defendant any cost for an alternative test  
2 provided free of charge as described in s. 343.305 (4).

3 **SECTION 3490r.** 814.65 (4m) of the statutes is created to read:

4 **814.65 (4m) BLOOD TEST FEE.** (a) Except as provided in par. (d), if a defendant  
5 is required to appear in municipal court, in addition to any forfeiture, costs, fees, or  
6 surcharges it imposes, the municipal court shall impose and collect from the  
7 defendant any costs charged to or paid by a law enforcement agency for the  
8 withdrawal of the defendant's blood if the court finds that the defendant violated a  
9 local ordinance in conformity with s. 23.33 (4c), 30.681, 346.63, or 350.101.

10 (b) Except as provided in par. (d), if at the time the court finds that the  
11 defendant committed the violation, the law enforcement agency has not paid or been  
12 charged with the costs of withdrawing the defendant's blood, the court shall impose  
13 and collect the costs the law enforcement agency reasonably expects to be charged  
14 for the withdrawal, based on the current charges for this procedure.

15 (c) The court shall disburse the amounts it collects under this subsection to the  
16 law enforcement agency that requested the blood withdrawal.

17 (d) The court may not impose on the defendant any cost for an alternative test  
18 provided free of charge as described in s. 343.305 (4).

19 **SECTION 2294.** 815.18 (3) (o) of the statutes is amended to read:

20 **815.18 (3) (o) Tuition units.** Tuition units purchased under s. ~~14.63~~ 16.64.

21 **SECTION 2295.** 815.18 (3) (p) of the statutes is amended to read:

22 **815.18 (3) (p) College savings accounts.** An interest in a college savings account  
23 under s. ~~14.64~~ 16.641.

24 **SECTION 3492m.** 846.35 of the statutes is repealed.

25 **SECTION 2296.** 891.45 (1) (b) of the statutes is amended to read:

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

5           **SECTION 2297.** 891.453 (1) (c) of the statutes is amended to read:

6           891.453 (1) (c) “Fire fighter” means a state, county, or municipal fire fighter  
7 who is covered under s. 891.45 and any person under s. 60.553, 61.66, or 62.13 (2e)  
8 whose duties as a fire fighter took up at least two–thirds of his or her working hours.

9           **SECTION 2298.** 891.453 (1) (d) of the statutes is amended to read:

10           891.453 (1) (d) “Law enforcement officer” means any person employed by the  
11 state or by a county or a municipality for the purpose of detecting and preventing  
12 crime and enforcing laws or ordinances, who is authorized to make arrests for  
13 violations of the laws or ordinances which he or she is employed to enforce. “Law  
14 enforcement officer” includes a person under s. 60.553, 61.66, or 62.13 (2e) whose  
15 duties as a police officer took up at least two–thirds of his or her working hours.

16           **SECTION 2299.** 891.455 (1) of the statutes is amended to read:

17           891.455 (1) In this section, “state, county, or municipal fire fighter” means a  
18 fire fighter who is covered under s. 891.45 and any person under s. 60.553, 61.66, or  
19 62.13 (2e) whose duties as a fire fighter during the 10–year qualifying period  
20 specified in sub. (2) took up at least two–thirds of his or her working hours.

21           **SECTION 2300.** 893.82 (9) of the statutes is created to read:

22           893.82 (9) For purposes of this section, any employee of the state of Minnesota  
23 performing services for this state pursuant to a valid agreement between this state  
24 and the state of Minnesota providing for interchange of employees or services is  
25 considered to have the same status as an employee of this state performing the same

1 services for this state, and any employee of this state who performs services for the  
2 state of Minnesota pursuant to such an agreement is considered to have the same  
3 status as when performing the same services for this state in any action brought  
4 under the laws of this state.

5 **SECTION 2301.** 893.925 (2) (a) of the statutes is amended to read:

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

14 **SECTION 2302.** 895.07 (13) of the statutes is amended to read:

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

18 **SECTION 2303.** 895.441 (5) of the statutes is amended to read:

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

25 **SECTION 3503g.** 895.453 of the statutes is created to read:

1           **895.453 Payments of chiropractic services from attorney contingency**

2           **fees. (1)** In this section:

3           (a) “Chiropractor” means a person licensed under ch. 446.

4           (b) “Motor vehicle” means a vehicle, including a combination of 2 or more  
5 vehicles or an articulated vehicle, which is self-propelled, except a vehicle operated  
6 exclusively on a rail.

7           **(2)** Notwithstanding s. 803.03, if all of the following conditions exist, fees for  
8 chiropractic services provided to an injured person shall be paid out of the amount  
9 of fees due to his or her attorney under the contingency fee arrangement made  
10 between the person and the attorney:

11           (a) The person is injured as the result of a motor vehicle accident.

12           (b) The services were provided by a chiropractor because of the injuries arising  
13 from the motor vehicle accident.

14           (c) The person is represented by an attorney under a contingency fee  
15 arrangement.

16           (d) The person receives an amount under a settlement agreement that is less  
17 than his or her damages.

18           (e) Prior to the person’s acceptance of the settlement agreement, the  
19 chiropractor has not been paid for his or her services and has provided written  
20 notification to the person’s attorney of the services that were provided to the person.

21           **(3)** Except as provided in sub. (4), if the conditions under sub. (2) are met, the  
22 distribution of the amount due under the contingency fee arrangement shall be  
23 allocated on a pro rata basis between the person’s attorney and each chiropractor  
24 who provided services, based on the percentage obtained by comparing the



1 outstanding fees owed to the attorney and each chiropractor to the aggregate  
2 outstanding attorney and chiropractic fees.

3 **(4)** This section does not apply if any of the following exist:

4 (a) The chiropractor is eligible for payment for the services provided to the  
5 person under any health insurance contract or self-insured health plan.

6 (b) The chiropractor is eligible for payment for the services provided to the  
7 person under any governmental health plan or program, including Medicaid or  
8 Medicare.

9 **SECTION 2304.** 895.46 (10) of the statutes is created to read:

10 895.46 **(10)** Any employee of the state of Minnesota who is named as a  
11 defendant and who is found liable as a result of performing services for this state  
12 under a valid agreement between this state and the state of Minnesota providing for  
13 interchange of employees or services shall be indemnified by this state to the same  
14 extent as an employee of this state performing the same services for this state  
15 pursuant to this section.

16 **SECTION 3508m.** 895.527 (1m) of the statutes is created to read:

17 895.527 **(1m)** For purposes of this section, a bird hunting preserve licensed  
18 under s. 169.19 shall be considered a sport shooting range.

19 **SECTION 2305.** 908.03 (6m) (c) 3. of the statutes is amended to read:

20 908.03 **(6m)** (c) 3. If upon a properly authorized request of an attorney, the  
21 health care provider refuses, fails, or neglects to supply within 2 business days a  
22 legible certified duplicate of its records for the fees under s. 146.83 (1f) ~~(c) or (d) or~~  
23 ~~(1h) (b) or (e) or (3f)~~, whichever are is applicable.

24 **SECTION 2306.** 911.01 (4) (c) of the statutes is amended to read:

1           911.01 (4) (c) *Miscellaneous proceedings.* Proceedings for extradition or  
2 rendition; sentencing, granting, or revoking probation, modification of a bifurcated  
3 sentence under s. ~~302.1135~~ 302.113 (9g), adjustment of a bifurcated sentence under  
4 s. 973.195 (1r), ~~release to extended supervision under s. 302.113 (2) (b) or 304.06 (1)~~  
5 ~~or discharge under s. 973.01 (4m) or 973.198~~; issuance of subpoenas or warrants  
6 under s. 968.375, arrest warrants, criminal summonses, and search warrants;  
7 hearings under s. 980.09 (2); proceedings under s. 971.14 (1r) (c); or proceedings with  
8 respect to pretrial release under ch. 969 except where habeas corpus is utilized with  
9 respect to release on bail or as otherwise provided in ch. 969; and proceedings under  
10 s. 165.76 (6) to compel provision of a biological specimen for deoxyribonucleic acid  
11 analysis.

12           **SECTION 2307.** 938.02 (14m) of the statutes is repealed.

13           **SECTION 2308.** 938.245 (2) (a) 4. of the statutes is amended to read:

14           938.245 (2) (a) 4. ‘Alcohol and other drug abuse treatment and education.’ That  
15 the juvenile participate in an alcohol and other drug abuse outpatient treatment  
16 program, ~~a court-approved pupil assistance program provided by the juvenile’s~~  
17 ~~school board~~, or a court-approved alcohol or other drug abuse education program, if  
18 an alcohol and other drug abuse assessment under subd. 3. recommends outpatient  
19 treatment, intervention, or education. ~~The juvenile’s participation in a~~  
20 ~~court-approved pupil assistance program is subject to the approval of the juvenile’s~~  
21 ~~school board.~~

22           **SECTION 2309.** 938.295 (1g) of the statutes is amended to read:

23           938.295 (1g) **REPORT OF RESULTS AND RECOMMENDATIONS.** If the court orders an  
24 alcohol or other drug abuse assessment under sub. (1), the approved treatment  
25 facility shall, within 14 days after the order, report the results of the assessment to

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

10 **SECTION 2310.** 938.32 (1g) (b) of the statutes is amended to read:

11 938.32 **(1g)** (b) That the juvenile participate in a ~~court-approved pupil~~  
12 ~~assistance program provided by the juvenile's school board or a court-approved~~  
13 alcohol or other drug abuse education program. ~~The juvenile's participation in a~~  
14 ~~court-approved pupil assistance program is subject to the approval of the juvenile's~~  
15 school board.

16 **SECTION 3517g.** 938.34 (3) (f) 1. of the statutes is amended to read:

17 938.34 **(3)** (f) 1. The placement may be for any combination of single or  
18 consecutive days totalling not more than 30 180, including any placement under  
19 pars. (a), (b), (c), (d), or (e). The juvenile shall be given credit against the period of  
20 detention or nonsecure custody imposed under this paragraph for all time spent in  
21 secure detention in connection with the course of conduct for which the detention or  
22 nonsecure custody was imposed.

23 **SECTION 3517r.** 938.34 (3) (f) 4. of the statutes is created to read:

24 938.34 **(3)** (f) 4. If a juvenile's placement under this paragraph exceeds 30 days,  
25 whether or not consecutive, the county department shall offer the juvenile alcohol

1 or other drug abuse treatment and education services under par. (6r). The payment  
2 for those services shall be in accordance with s. 938.361.

3 **SECTION 2311.** 938.34 (14s) (b) 3. of the statutes is amended to read:

4 938.34 (14s) (b) 3. Participate in ~~a court-approved pupil assistance program~~  
5 ~~provided by the juvenile's school board or an alcohol or other drug abuse education~~  
6 ~~program. The juvenile's participation in a court-approved pupil assistance program~~  
7 ~~under this subdivision is subject to the approval of the juvenile's school board.~~

8 **SECTION 2312.** 938.34 (14s) (d) of the statutes is amended to read:

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

18 **SECTION 2313.** 938.34 (14s) (e) of the statutes is amended to read:

19 938.34 (14s) (e) If an approved treatment facility, ~~court-approved pupil~~  
20 ~~assistance program~~ or court-approved alcohol or other drug abuse education  
21 program, with the written informed consent of the juvenile or, if the juvenile has not  
22 attained the age of 12, the written informed consent of the juvenile's parent, notifies  
23 the agency primarily responsible for providing services to the juvenile that a juvenile  
24 is not participating in, or has not satisfactorily completed, a recommended alcohol  
25 or other drug abuse treatment program, ~~a court-approved pupil assistance program~~

1 or a court–approved alcohol or other drug abuse education program, the court shall  
2 impose the original disposition under par. (a) or (am).

3 **SECTION 2314.** 938.343 (10) (c) of the statutes is amended to read:

4 938.343 **(10)** (c) Participate in ~~a court–approved pupil assistance program~~  
5 ~~provided by the juvenile’s school board or in~~ a court–approved alcohol or other drug  
6 abuse education program. ~~The juvenile’s participation in a court–approved pupil~~  
7 ~~assistance program under this paragraph is subject to the approval of the juvenile’s~~  
8 ~~school board.~~

9 **SECTION 2315.** 938.344 (2g) (a) 3. of the statutes is amended to read:

10 938.344 **(2g)** (a) 3. Participate in ~~a court–approved pupil assistance program~~  
11 ~~provided by the juvenile’s school board or in~~ a court–approved alcohol or other drug  
12 abuse education program. ~~The juvenile’s participation in a court–approved pupil~~  
13 ~~assistance program under this subdivision is subject to the approval of the juvenile’s~~  
14 ~~school board.~~

15 **SECTION 2316.** 938.344 (2g) (c) of the statutes is amended to read:

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

25 **SECTION 2317.** 938.344 (2g) (d) of the statutes is amended to read:

1           938.344 **(2g)** (d) If an approved treatment facility,~~court-approved pupil~~  
2 ~~assistance program~~, or court-approved alcohol or other drug abuse education  
3 program, with the written informed consent of the juvenile or, if the juvenile has not  
4 attained the age of 12, the written informed consent of the juvenile’s parent, notifies  
5 the agency primarily responsible for providing services to the juvenile that a juvenile  
6 is not participating, or has not satisfactorily completed, a recommended alcohol or  
7 other drug abuse treatment program,~~a court-approved pupil assistance program~~,  
8 or a court-approved alcohol or other drug abuse education program, the court shall  
9 hold a hearing to determine whether to impose the penalties under sub. (2), (2b), (2d),  
10 or (2e).

11           **SECTION 3526g.** 938.361 (1) (a) 3. of the statutes is amended to read:

12           938.361 **(1)** (a) 3. Any alcohol or other drug abuse treatment or education  
13 ordered by a court under s. 938.32 (1g) or 938.34 (6) (a) or (am), (6r)<sub>1</sub> or (14s) (b) 1.  
14 or 2.; or made available to a juvenile under 938.34 (3) (f) 4.

15           **SECTION 3526gh.** 938.361 (2) (a) 1. of the statutes is amended to read:

16           938.361 **(2)** (a) 1. If a juvenile’s parent neglects, refuses or is unable to provide  
17 ~~court-ordered~~ alcohol and other drug abuse services for the juvenile through his or  
18 her health insurance or other 3rd-party payments, notwithstanding s. 938.36 (3) the  
19 court assigned to exercise jurisdiction under this chapter and ch. 48 or municipal  
20 court may order the parent to pay for the alcohol and drug abuse services. If the  
21 parent consents to provide alcohol and other drug abuse services for a juvenile  
22 through his or her health insurance or other 3rd-party payments but the health  
23 insurance provider or other 3rd-party payer refuses to provide the alcohol and other  
24 drug abuse services the court assigned to exercise jurisdiction under this chapter and  
25 ch. 48 or municipal court may order the health insurance provider or 3rd-party payer

1 to pay for the alcohol and other drug abuse services in accordance with the terms of  
2 the parent's health insurance policy or other 3rd-party payment plan.

3 **SECTION 3526gk.** 938.363 (1) (b) of the statutes is amended to read:

4 938.363 (1) (b) If a hearing is held, at least 3 days before the hearing the court  
5 shall notify the juvenile, the juvenile's parent, guardian, and legal custodian, all  
6 parties bound by the dispositional order, the juvenile's foster parent or other physical  
7 custodian described in s. 48.62 (2), and the district attorney or corporation counsel  
8 in the county in which the dispositional order was entered. If the juvenile is an  
9 Indian juvenile who is in need of protection or services under s. 938.13 (4), (6), (6m),  
10 or (7), the court shall also notify the Indian juvenile's Indian custodian and, if that  
11 juvenile is placed outside the home of his or her parent or Indian custodian, the  
12 Indian juvenile's tribe. A copy of the request or proposal shall be attached to the  
13 notice. If all parties consent, the court may proceed immediately with the hearing.  
14 No revision may extend the effective period of the original order, or revise an original  
15 order under s. 938.34 (3) (f) ~~or (6) (am)~~ to impose more than a total of 30 days, or under  
16 s. 938.34 (3) (f) to impose more than a total of 180 days. of detention, nonsecure  
17 custody, or inpatient treatment on a juvenile.

18 **SECTION 3526gm.** 938.38 (2) (f) of the statutes is amended to read:

19 938.38 (2) (f) The juvenile's care would be paid for under s. 49.19 but for s. 49.19  
20 (20), except that this paragraph does not apply to a juvenile whose care is being paid  
21 for under s. 48.623 (1).

22 **SECTION 3526h.** 938.38 (4) (j) of the statutes is created to read:

23 938.38 (4) (j) If the juvenile is placed in the home of a relative or other person  
24 described in s. 48.623 (1) (b) 1. who will be receiving subsidized guardianship  
25 payments, a description of all of the following:

1           1. The steps the agency has taken to determine that it is not appropriate for  
2 the juvenile to be returned to his or her home or to be adopted.

3           2. If a decision has been made not to place the juvenile and his or her siblings,  
4 as defined in par. (br) 1., in a joint placement, the reasons for separating the juvenile  
5 and his or her siblings during the placement.

6           3. The reasons why a permanent placement with a fit and willing relative or  
7 other person described in s. 48.623 (1) (b) 1. through a subsidized guardianship  
8 arrangement is in the best interests of the juvenile. In the case of an Indian juvenile,  
9 the best interests of the Indian juvenile shall be determined in accordance with s.  
10 938.01 (3).

11           4. The ways in which the juvenile and the relative or other person described  
12 in s. 48.623 (1) (b) 1. meet the eligibility requirements specified in s. 48.623 (1) for  
13 the receipt of subsidized guardianship payments.

14           5. The efforts the agency has made to discuss adoption of the juvenile by the  
15 relative or other person described in s. 48.623 (1) (b) 1. as a more permanent  
16 alternative to guardianship and, if that relative or other person has chosen not to  
17 pursue adoption, documentation of the reasons for not pursuing adoption.

18           6. The efforts the agency has made to discuss the subsidized guardianship  
19 arrangement with the juvenile's parents or, if those efforts were not made,  
20 documentation of the reasons for not making those efforts.

21           **SECTION 3526m.** 938.49 (2) (b) of the statutes is amended to read:

22           938.49 (2) (b) Notify the juvenile's last school district or, if the juvenile was last  
23 enrolled in a private school participating in the program under s. 118.60, in the  
24 program under s. 118.62, or in the program under s. 119.23, the private school, in  
25 writing of its obligation under s. 118.125 (4).



1           **SECTION 3526q.** 938.57 (3) (a) 4. of the statutes is amended to read:

2           938.57 **(3)** (a) 4. Is living in a foster home, group home, residential care center  
3 for children and youth, or subsidized guardianship home ~~under s. 48.62 (5)~~.

4           **SECTION 2318.** 938.78 (2) (g) of the statutes is amended to read:

5           938.78 **(2)** (g) Paragraph (a) does not prohibit an agency from disclosing  
6 information about an individual in its care or legal custody on the written request  
7 of the department of ~~regulation and licensing~~ safety and professional services or of  
8 any interested examining board or affiliated credentialing board in that department  
9 for use in any investigation or proceeding relating to any alleged misconduct by any  
10 person who is credentialed or who is seeking credentialing under ch. 448, 455 or 457.  
11 Unless authorized by an order of the court, the department of ~~regulation and~~  
12 ~~licensing~~ safety and professional services and any examining board or affiliated  
13 credentialing board in that department shall keep confidential any information  
14 obtained under this paragraph and may not disclose the name of or any other  
15 identifying information about the individual who is the subject of the information  
16 disclosed, except to the extent that redisclosure of that information is necessary for  
17 the conduct of the investigation or proceeding for which that information was  
18 obtained.

19           **SECTION 2319.** 940.20 (7) (a) 3. of the statutes is amended to read:

20           940.20 **(7)** (a) 3. “Health care provider” means any person who is licensed,  
21 registered, permitted or certified by the department of health services or the  
22 department of ~~regulation and licensing~~ safety and professional services to provide  
23 health care services in this state.

24           **SECTION 2320.** 940.207 (title) of the statutes is amended to read:

1           **940.207** (title) **Battery or threat to department of ~~commerce~~ safety and**  
2 **professional services or department of workforce development employee.**

3           **SECTION 2321.** 940.207 (2) (intro.) of the statutes is amended to read:

4           940.207 **(2)** (intro.) Whoever intentionally causes bodily harm or threatens to  
5 cause bodily harm to the person or family member of any department of ~~commerce~~  
6 safety and professional services or department of workforce development official,  
7 employee or agent under all of the following circumstances is guilty of a Class H  
8 felony:

9           **SECTION 2322.** 940.207 (2) (a) of the statutes is amended to read:

10           940.207 **(2)** (a) At the time of the act or threat, the actor knows or should have  
11 known that the victim is a department of ~~commerce~~ safety and professional services  
12 or department of workforce development official, employee or agent or a member of  
13 his or her family.

14           **SECTION 2323.** 940.22 (1) (a) of the statutes is amended to read:

15           940.22 **(1)** (a) “Department” means the department of regulation and licensing  
16 safety and professional services.

17           **SECTION 3534e.** 946.15 (title) of the statutes is amended to read:

18           **946.15** (title) **Public and publicly funded construction contracts at less**  
19 **than full rate.**

20           **SECTION 3534em.** 946.15 (1) of the statutes is amended to read:

21           946.15 **(1)** Any employer, or any agent or employee of an employer, who induces  
22 any person who seeks to be or is employed pursuant to a public contract as defined  
23 in s. 66.0901 (1) (c) or who seeks to be or is employed on a project on which a prevailing  
24 wage rate determination has been issued by the department of workforce  
25 development under s. 66.0903 (3), ~~66.0904 (4)~~, 103.49 (3), 103.50 (3), or 229.8275 (3)

1 or by a local governmental unit, as defined in s. 66.0903 (1) (d), under s. 66.0903 (6)  
2 or 66.0904 (6) to give up, waive, or return any part of the compensation to which that  
3 person is entitled under his or her contract of employment or under the prevailing  
4 wage rate determination issued by the department or local governmental unit, or  
5 who reduces the hourly basic rate of pay normally paid to an employee for work on  
6 a project on which a prevailing wage rate determination has not been issued under  
7 s. 66.0903 (3) or (6), 66.0904 (4) or (6), 103.49 (3), 103.50 (3), or 229.8275 (3) during  
8 a week in which the employee works both on a project on which a prevailing wage  
9 rate determination has been issued and on a project on which a prevailing wage rate  
10 determination has not been issued, is guilty of a Class I felony.

11 **SECTION 3534f.** 946.15 (2) of the statutes is amended to read:

12 946.15 (2) Any person employed pursuant to a public contract as defined in s.  
13 66.0901 (1) (c) or employed on a project on which a prevailing wage rate  
14 determination has been issued by the department of workforce development under  
15 s. 66.0903 (3), 66.0904 (4), 103.49 (3), 103.50 (3), or 229.8275 (3) or by a local  
16 governmental unit, as defined in s. 66.0903 (1) (d), under s. 66.0903 (6) or 66.0904  
17 (6) who gives up, waives, or returns to the employer or agent of the employer any part  
18 of the compensation to which the employee is entitled under his or her contract of  
19 employment or under the prevailing wage determination issued by the department  
20 or local governmental unit, or who gives up any part of the compensation to which  
21 he or she is normally entitled for work on a project on which a prevailing wage rate  
22 determination has not been issued under s. 66.0903 (3) or (6), 66.0904 (4) or (6),  
23 103.49 (3), 103.50 (3), or 229.8275 (3) during a week in which the person works  
24 part-time on a project on which a prevailing wage rate determination has been

1 issued and part-time on a project on which a prevailing wage rate determination has  
2 not been issued, is guilty of a Class C misdemeanor.

3 **SECTION 3534g.** 946.15 (3) of the statutes is amended to read:

4 946.15 (3) Any employer or labor organization, or any agent or employee of an  
5 employer or labor organization, who induces any person who seeks to be or is  
6 employed on a project on which a prevailing wage rate determination has been issued  
7 by the department of workforce development under s. 66.0903 (3), ~~66.0904 (4)~~, 103.49  
8 (3), 103.50 (3), or 229.8275 (3) ~~or by a local governmental unit, as defined in s. 66.0903~~  
9 ~~(1) (d), under s. 66.0903 (6) or 66.0904 (6)~~ to permit any part of the wages to which  
10 that person is entitled under the prevailing wage rate determination issued by the  
11 department or local governmental unit to be deducted from the person's pay is guilty  
12 of a Class I felony, unless the deduction would be permitted under 29 CFR 3.5 or 3.6  
13 from a person who is working on a project that is subject to 40 USC 3142.

14 **SECTION 3435h.** 946.15 (4) of the statutes is amended to read:

15 946.15 (4) Any person employed on a project on which a prevailing wage rate  
16 determination has been issued by the department of workforce development under  
17 s. 66.0903 (3), ~~66.0904 (4)~~, 103.49 (3), 103.50 (3), or 229.8275 (3) ~~or by a local~~  
18 ~~governmental unit, as defined in s. 66.0903 (1) (d), under s. 66.0903 (6) or 66.0904~~  
19 ~~(6)~~ who permits any part of the wages to which that person is entitled under the  
20 prevailing wage rate determination issued by the department or local governmental  
21 unit to be deducted from his or her pay is guilty of a Class C misdemeanor, unless the  
22 deduction would be permitted under 29 CFR 3.5 or 3.6 from a person who is working  
23 on a project that is subject to 40 USC 3142.

24 **SECTION 2324.** 950.04 (1v) (f) of the statutes is amended to read:

1           950.04 (1v) (f) To have the ~~earned release review~~ parole commission make a  
2 reasonable attempt to notify the victim of applications for parole ~~or release to~~  
3 ~~extended supervision~~, as provided under s. 304.06 (1).

4           **SECTION 2325.** 950.04 (1v) (g) of the statutes is amended to read:

5           950.04 (1v) (g) To have reasonable attempts made to notify the victim of  
6 hearings or court proceedings, as provided under ss. 302.113 (9g) (g) 2., 302.114 (6),  
7 938.27 (4m) and (6), 938.273 (2), 971.095 (3) and 972.14 (3) (b).

8           **SECTION 2326.** 950.04 (1v) (gm) of the statutes is amended to read:

9           950.04 (1v) (gm) To have reasonable attempts made to notify the victim of an  
10 ~~offender who submits a petition~~ petitions for sentence adjustment as provided under  
11 s. 973.195 (1r) (d), ~~an offender who applies for release to extended supervision under~~  
12 ~~s. 302.113 (2) (b), 302.1135, or 304.06 (1), or an offender who applies for a reduction~~  
13 ~~under s. 973.01 (4m) or 973.198.~~

14           **SECTION 2327.** 950.04 (1v) (nt) of the statutes is amended to read:

15           950.04 (1v) (nt) To attend a hearing on a petition for modification of a  
16 bifurcated sentence and provide a statement concerning modification of the  
17 bifurcated sentence, as provided under s. ~~302.1135 (4)~~ 302.113 (9g) (d).

18           **SECTION 2328.** 951.01 (3f) of the statutes is amended to read:

19           951.01 (3f) “Fire department” includes a volunteer fire department and a  
20 department under s. 60.553, 61.66, or 62.13 (2e).

21           **SECTION 3539e.** 951.015 (3) of the statutes is created to read:

22           951.015 (3) This chapter does not apply to an animal that is being used for  
23 research or experimentation at an educational or research institution or to an animal  
24 that is being used for research or experimentation that is regulated under 7 USC  
25 2131 to 2159 or 42 USC 289d.

1           **SECTION 3539m.** 951.02 of the statutes is amended to read:

2           **951.02 Mistreating animals.** No person may treat any animal, whether  
3 belonging to the person or another, in a cruel manner. This section does not prohibit  
4 ~~bona fide experiments carried on for scientific research or~~ normal and accepted  
5 veterinary practices.

6           **SECTION 3539s.** 951.06 of the statutes is amended to read:

7           **951.06 Use of poisonous and controlled substances.** No person may  
8 expose any domestic animal owned by another to any known poisonous substance,  
9 any controlled substance included in schedule I, II, III, IV or V of ch. 961, or any  
10 controlled substance analog of a controlled substance included in schedule I or II of  
11 ch. 961, whether mixed with meat or other food or not, so that the substance is liable  
12 to be eaten by the animal and for the purpose of harming the animal. This section  
13 shall not apply to poison used on one's own premises and designed for the purpose  
14 of rodent or pest extermination nor to the use of a controlled substance ~~in bona fide~~  
15 ~~experiments carried on for scientific research or~~ in accepted veterinary practices.

16           **SECTION 2329.** 961.01 (20g) of the statutes is amended to read:

17           **961.01 (20g)** “Public housing project” means any housing project or  
18 development administered by a housing authority, as defined in s. 560.9801 16.301  
19 (2).

20           **SECTION 2330.** 961.36 (1m) of the statutes is amended to read:

21           **961.36 (1m)** At the request of the department of ~~regulation and licensing~~ safety  
22 and professional services or a board, examining board or affiliated credentialing  
23 board in the department of ~~regulation and licensing~~ safety and professional services,  
24 the controlled substances board shall provide advice and assistance in matters  
25 related to the controlled substances law to the department or to the board, examining

1 board or affiliated credentialing board in the department making the request for  
2 advice or assistance.

3 **SECTION 3541g.** 969.12 (1) of the statutes is repealed.

4 **SECTION 3541r.** 969.12 (2) of the statutes is amended to read:

5 969.12 (2) A surety under this chapter shall be a natural person, except who  
6 is a resident of this state, a surety under s. 345.61, or a surety corporation or its agent  
7 that is licensed under s. 440.9993. No natural person or surety under this chapter  
8 under s. 345.61 may be compensated for acting as such a surety. A surety corporation  
9 or its agent that is licensed under s. 440.9993 shall be compensated at a rate of 10  
10 percent of the amount of the bond set.

11 **SECTION 2331.** 973.01 (3d) of the statutes is repealed.

12 **SECTION 2332.** 973.01 (4) of the statutes is amended to read:

13 973.01 (4) ~~EXTENSION~~ NO GOOD TIME; EXTENSION OR REDUCTION OF TERM OF  
14 IMPRISONMENT. A person sentenced to a bifurcated sentence under sub. (1) shall serve  
15 the term of confinement in prison portion of the sentence without reduction for good  
16 behavior. The term of confinement in prison portion is subject to extension under s.  
17 302.113 (3) and, if applicable, to reduction under s. 302.045 (3m), 302.05 (3) (c) 2. a.,  
18 302.113 (9g), or 973.195 (1r), or adjustment under s. 302.113 (2) (b), 302.1135 (6) (a),  
19 or 304.06 (1) or 973.198.

20 **SECTION 2333.** 973.01 (4m) of the statutes is repealed.

21 **SECTION 2334.** 973.01 (7) of the statutes is amended to read:

22 973.01 (7) ~~DISCHARGE~~ NO DISCHARGE. The department of corrections shall may  
23 not discharge a person who is serving a bifurcated sentence from custody, control and  
24 supervision ~~when~~ until the person has served the entire bifurcated sentence, ~~as~~

1 ~~modified under sub. (4m) or s. 302.113 (2) (b) or (9h), 302.1135, or 304.06 (1), if~~  
2 ~~applicable.~~

3 **SECTION 2335.** 973.045 (1r) (a) (intro.) of the statutes is amended to read:

4 973.045 **(1r)** (a) (intro.) The clerk shall record any crime victim and witness  
5 surcharge imposed under sub. (1) in ~~2~~ parts as follows:

6 **SECTION 2336.** 973.045 (1r) (a) 2. of the statutes is amended to read:

7 973.045 **(1r)** (a) 2. Part B equals ~~\$27~~ \$20 for each misdemeanor offense or count  
8 and ~~\$27~~ \$20 for each felony offense or count.

9 **SECTION 2337.** 973.045 (1r) (a) 3. of the statutes is created to read:

10 973.045 **(1r)** (a) 3. Part C equals \$7 for each misdemeanor offense or count and  
11 \$7 for each felony offense or count.

12 **SECTION 2338.** 973.045 (2m) of the statutes, as affected by 2009 Wisconsin Act  
13 28, section 3391c, is amended to read:

14 973.045 **(2m)** (a) The secretary of administration shall credit to the  
15 appropriation account under s. 20.455 (5) (gc) ~~the first \$20 of part B of the crime~~  
16 ~~victim and witness surcharge.~~

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

21 **SECTION 2339.** 973.045 (3) (c) of the statutes is created to read:

22 973.045 **(3)** (c) The person paying the crime victim and witness surcharge shall  
23 pay all of the moneys due under part A and part B before he or she pays any of the  
24 moneys due under part C.

25 **SECTION 2340.** 973.05 (2m) (dg) of the statutes is created to read:



1           973.05 **(2m)** (dg) To payment of part C of the crime victim and witness  
2 assistance surcharge until paid in full.

3           **SECTION 3552m.** 973.06 (1) (j) of the statutes is created to read:

4           973.06 **(1)** (j) If the defendant violated s. 23.33 (4c), 30.681, 346.63, 350.101,  
5 940.09 (1), or 940.25, any costs charged to or paid by a law enforcement agency for  
6 the withdrawal of the defendant's blood, except that the court may not impose on the  
7 defendant any cost for an alternative test provided free of charge as described in s.  
8 343.305 (4). If at the time the court finds that the defendant committed the violation,  
9 the law enforcement agency has not paid or been charged with the costs of  
10 withdrawing the person's blood, the court shall impose and collect the costs the law  
11 enforcement agency reasonably expects to be charged for the withdrawal, based on  
12 the current charges for this procedure. Notwithstanding sub. (2), the court may not  
13 remit these costs.

14           **SECTION 2341.** 973.09 (3) (d) of the statutes is repealed.

15           **SECTION 2342.** 973.195 (1r) (a) of the statutes is amended to read:

16           973.195 **(1r)** (a) An Except as provided in s. 973.198, an inmate who is serving  
17 a sentence imposed under s. 973.01 ~~before October 1, 2009~~, for a crime other than a  
18 Class B felony may petition the sentencing court to adjust the sentence if the inmate  
19 has served at least the applicable percentage of the term of confinement in prison  
20 portion of the sentence. If an inmate is subject to more than one sentence imposed  
21 under this section, the sentences shall be treated individually for purposes of  
22 sentence adjustment under this subsection.

23           **SECTION 2343.** 973.195 (1r) (j) of the statutes is repealed.

24           **SECTION 2344.** 973.198 of the statutes is created to read:

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

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

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

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

19           **(5)** If the court determines that the inmate has earned positive adjustment  
20 time, the court may reduce the term of confinement in prison by the amount of time  
21 remaining in the term of confinement in prison portion of the sentence, less up to 30  
22 days, and shall lengthen the term of extended supervision so that the total length of  
23 the bifurcated sentence originally imposed does not change.

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

1           **SECTION 2345.** 974.07 (4) (b) of the statutes is amended to read:

2           974.07 **(4)** (b) Notwithstanding the limitation on the disclosure of mailing  
3 addresses from completed information cards submitted by victims under ss. 51.37  
4 (10) (dx), 301.046 (4) (d), 301.048 (4m) (d), 301.38 (4), 302.105 (4), 304.06 (1) (f),  
5 304.063 (4), 938.51 (2), 971.17 (6m) (d), and 980.11 (4), the department of corrections,  
6 the ~~earned release review~~ parole commission, and the department of health services  
7 shall, upon request, assist clerks of court in obtaining information regarding the  
8 mailing address of victims for the purpose of sending copies of motions and notices  
9 of hearings under par. (a).

10           **SECTION 2346.** 976.03 (23) (c) of the statutes is amended to read:

11           976.03 **(23)** (c) The application shall be verified by affidavit, shall be executed  
12 in duplicate and shall be accompanied by 2 certified copies of the indictment  
13 returned, or information and affidavit filed, or of the complaint made to a judge,  
14 stating the offense with which the accused is charged, or of the judgment of  
15 conviction or of the sentence. The prosecuting officer, ~~earned release review~~ parole  
16 commission, warden or sheriff may also attach such further affidavits and other  
17 documents in duplicate as he, she or it deems proper to be submitted with the  
18 application. One copy of the application, with the action of the governor indicated  
19 by endorsement thereon, and one of the certified copies of the indictment, complaint,  
20 information and affidavits, or of the judgment of conviction or of the sentence shall  
21 be filed in the office of the governor to remain of record in that office. The other copies  
22 of all papers shall be forwarded with the governor's requisition.

23           **SECTION 3559d.** 977.02 (3) (b) of the statutes is amended to read:

24           977.02 **(3)** (b) Subject to par. (d), ~~consider assets in the manner described in s.~~  
25 ~~49.145 (3) (a)~~ and treat assets as available to the person to pay the costs of legal

1 representation if the assets exceed ~~the resource limitations under s. 49.145 (3) (a),~~  
2 ~~except that \$2,500 in combined equity value. In determining the combined equity~~  
3 ~~value of assets,~~ the representative of the state public defender shall exclude ~~only the~~  
4 ~~equity value of vehicles up to a total equity value of \$10,000 and shall exclude the~~  
5 first \$30,000 of the equity value of the home that serves as the individual's  
6 homestead.

7 **SECTION 3559h.** 977.02 (3) (c) of the statutes is amended to read:

8 977.02 **(3)** (c) Subject to par. (d), treat income as available to the person to pay  
9 the costs of legal representation only if the gross income exceeds ~~the income~~  
10 ~~limitations in s. 49.145 (3) (b) 115 percent of the federal poverty guideline, as defined~~  
11 ~~in 42 USC 9902 (2) (2011). In calculating gross income under this paragraph, the~~  
12 ~~representative of the state public defender shall include all earned and unearned~~  
13 ~~income of the person, except any amount received under section 32 of the Internal~~  
14 ~~Revenue Code, as defined in s. 71.01 (6), any amount received under s. 71.07 (9e), any~~  
15 ~~payment made by an employer under section 3507 of the Internal Revenue Code, as~~  
16 ~~defined in s. 71.01 (6), any student financial aid received under any federal or state~~  
17 ~~program, any scholarship used for tuition and books, and any assistance received~~  
18 ~~under s. 49.148. In determining the earned and unearned income of the individual,~~  
19 ~~the representative of the state public defender may not include income earned by a~~  
20 ~~dependent child of the person.~~

21 **SECTION 2347.** 977.05 (4) (jm) of the statutes is amended to read:

22 977.05 **(4)** (jm) At the request of an inmate determined by the state public  
23 defender to be indigent or upon referral of ~~the department of corrections~~ a court  
24 under s. ~~302.1135 (10)~~ 302.113 (9g) (j), represent the inmate in proceedings for  
25 modification of a bifurcated sentence under s. ~~302.1135~~ before the earned release

1 ~~review commission~~ 302.113 (9g) before a program review committee and the  
2 sentencing court, if the state public defender determines the case should be pursued.

3 **SECTION 2348.** 978.05 (6) (b) of the statutes is amended to read:

4 978.05 **(6)** (b) Enforce the provisions of all general orders of the department of  
5 ~~commerce~~ safety and professional services relating to the sale, transportation and  
6 storage of explosives.

7 **SECTION 2349.** 990.01 (7g) of the statutes is amended to read:

8 990.01 **(7g)** FIRE CHIEF. “Fire chief” or “chief of a fire department” includes the  
9 chief of a department under s. 60.553, 61.66, or 62.13 (2e).

10 **SECTION 2350.** 990.01 (7m) of the statutes is amended to read:

11 990.01 **(7m)** FIRE DEPARTMENT. “Fire department” includes a department under  
12 s. 60.553, 61.66, or 62.13 (2e).

13 **SECTION 2351.** 990.01 (7r) of the statutes is amended to read:

14 990.01 **(7r)** FIRE FIGHTER. “Fire fighter” includes a person serving under s.  
15 60.553, 61.66, or 62.13 (2e).

16 **SECTION 2352.** 990.01 (28g) of the statutes is amended to read:

17 990.01 **(28g)** POLICE CHIEF. “Police chief” or “chief of a police department”  
18 includes the chief of a department under s. 60.553, 61.66, or 62.13 (2e).

19 **SECTION 2353.** 990.01 (28m) of the statutes is amended to read:

20 990.01 **(28m)** POLICE DEPARTMENT. “Police department” includes a department  
21 under s. 60.553, 61.66, or 62.13 (2e).

22 **SECTION 2354.** 990.01 (28r) of the statutes is amended to read:

23 990.01 **(28r)** POLICE OFFICER. “Police officer” includes a person serving under  
24 s. 60.553, 61.66, or 62.13 (2e).

25 **SECTION 3567g.** 995.30 of the statutes is created to read:

1           **995.30 Ronald W. Reagan Day.** February 6 is designated as Ronald W.  
2 Reagan Day. Appropriate exercises and celebrations may be held on that day, his  
3 birthday, to honor him and remember him as the 40th President of the United States  
4 and a promoter of freedom and democracy throughout the world.

5           **SECTION 3567m.** 2009 Wisconsin Act 28, section 9150 (1) is repealed.

6           **SECTION 3567o.** 2005 Wisconsin Act 25, section 9101 (4) (b) and (c), as last  
7 amended by 2009 Wisconsin Act 28, section 3406, is repealed.

8           **SECTION 3567p.** 2009 Wisconsin Act 15, section 31 (1) (e) is repealed.

9           **SECTION 2355.** 2009 Wisconsin Act 333, section 20 (2) is amended to read:

10           [2009 Wisconsin Act 333] Section 20 (2) PUBLISH NOTICE IN THE WISCONSIN  
11 ADMINISTRATIVE REGISTER THAT FUNDING IS NOT AVAILABLE. If, after making the  
12 determination under subsection (1m), the department of children and families  
13 determines that federal moneys from the Temporary Assistance for Needy Families  
14 Emergency Fund under the American Recovery and Reinvestment Act of 2009 are  
15 no longer available to support an expansion of trial jobs under section 49.147 (3) of  
16 the statutes, as affected by this act, ~~and the project under section 49.162 of the~~  
17 ~~statutes, as affected by this act,~~ the department shall publish a notice in the  
18 Wisconsin Administrative Register that states the date on which the federal moneys  
19 may no longer be obtained.

20           **SECTION 2356.** 2009 Wisconsin Act 333, section 20 (5) is amended to read:

21           [2009 Wisconsin Act 333] Section 20 (5) ADDITIONAL FUNDING FOR PROGRAMS. If  
22 any other federal funding becomes available for the ~~programs~~ program under  
23 ~~sections~~ section 49.147 (3) ~~and 49.162~~ of the statutes, as affected by this act, the  
24 department of children and families shall take any actions that may be necessary to  
25 obtain the funding and use it for ~~those programs~~ that program.

1           **SECTION 2357.** 2009 Wisconsin Act 333, section 22 (2) is amended to read:  
2           [2009 Wisconsin Act 333] Section 22 (2) The repeal of sections section 49.147 (3)  
3           (cm) and (dm) and 49.162 (3) (am) and (d) of the statutes and the amendment of  
4           sections section 49.147 (3) (a) (by SECTION 4) and 49.162 (3) (a) (by SECTION 10) of the  
5           statutes take effect on the date stated in the notice published by the department of  
6           children and families under SECTION 20 (2) of this act.

7           **SECTION 9101. Nonstatutory provisions; Administration.**

8           (1) YOUTH DIVERSION GRANT REDUCTIONS.

9           (a) Notwithstanding the amount specified under section 16.964 (8) (a) of the  
10          statutes, the office of justice assistance in the department of administration shall  
11          reduce the amount of money allocated under section 16.964 (8) (a) of the statutes by  
12          \$85,900 in each of fiscal years 2011–12 and 2012–13.

13          (b) Notwithstanding the amount specified under section 16.964 (8) (b) of the  
14          statutes, the office of justice assistance in the department of administration shall  
15          reduce the amount of money distributed under section 16.964 (8) (b) of the statutes  
16          by \$18,400 in each of fiscal years 2011–12 and 2012–13.

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

1           (1u) ENERGY EFFICIENCY STUDY OF STATE-OWNED BUILDINGS. The department of  
2 administration shall conduct a study concerning the feasibility of installing  
3 energy-efficient heating, ventilating, and air conditioning systems in state-owned  
4 buildings to conserve energy and save money. The department shall report its  
5 findings and recommendations to the members of the joint committee on finance no  
6 later than December 1, 2011.

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

15           (2u) COST-BENEFIT ANALYSIS FOR VETERANS HOME AT CHIPPEWA FALLS.  
16 Notwithstanding section 16.705 (1p) of the statutes, as created by this act, the  
17 department of administration shall conduct a cost-benefit analysis on the initial  
18 contract for the operation and staffing of the Veterans Home at Chippewa Falls as  
19 provided by section 45.50 (2m) (c) of the statutes, as created by this act. The analysis  
20 shall be a comprehensive study to identify and compare the total cost, quality,  
21 technical expertise, and timeliness of a service performed by state employees and  
22 resources with the total cost, quality, technical expertise, and timeliness of the same  
23 service obtained by means of a contract for contractual services. The department of  
24 administration shall submit the results of the cost-benefit analysis to the joint  
25 committee on finance by February 1, 2012, or before the department of veterans



1       affairs enters into the initial contract for the operation and staffing of the home,  
2       whichever occurs first. The contract entered into must contain a performance  
3       guarantee requirement that states that, during the contract period, the Wisconsin  
4       Veterans Home at Chippewa Falls must maintain an overall star rating that is at  
5       least equal to four stars.

6               (3) ELIMINATION OF OFFICE OF THE WISCONSIN COVENANT SCHOLARS PROGRAM.

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

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

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

19              (d) *Rules and orders.* All rules promulgated by the office of the Wisconsin  
20       Covenant Scholars Program that are in effect on the effective date of this paragraph  
21       remain in effect until their specified expiration dates or until amended or repealed  
22       by the higher educational aids board. All orders issued by the office of the Wisconsin  
23       Covenant Scholars Program that are in effect on the effective date of this paragraph  
24       remain in effect until their specified expiration dates or until modified or rescinded  
25       by the higher educational aids board.

1           (e) *Pending matters.* Any matter pending with the office of the Wisconsin  
2 Covenant Scholars Program on the effective date of this paragraph is transferred to  
3 the higher educational aids board and all materials submitted to or actions taken by  
4 the office of the Wisconsin Covenant Scholars Program with respect to the pending  
5 matter are considered as having been submitted to or taken by the higher  
6 educational aids board.

7           (3i) **COMMUNITY PARTNERSHIPS.** By January 10, 2012, the department of  
8 administration shall submit to the joint committee on finance for the approval of that  
9 committee under section 13.10 of the statutes a plan that includes all of the following:

10           (a) A plan prepared by the department of public instruction for providing  
11 funding to community–based nongovernmental organizations for the establishment  
12 of partnerships with local school districts that center on those organizations  
13 providing advocacy for students and serving as liaison between families and staff of  
14 those school districts with the goal of improving educational outcomes and  
15 promoting and teaching greater self–sufficiency.

16           (b) A plan prepared by the department of children and families for providing  
17 funding to community–based nongovernmental organizations for the establishment  
18 of partnerships with agencies that license foster homes that center on those  
19 organizations providing advocacy for children and serving as liaison between  
20 families and staff of those agencies with the goal of improving educational outcomes  
21 and promoting and teaching greater self–sufficiency.

22           (4j) **DRUG OFFENDER DIVERSION SURCHARGE FUND.** The department of  
23 administration shall submit a plan to the joint committee on finance as to how the  
24 department will reduce state appropriations by \$1,917,900 over the 2011–2013 fiscal

1 biennium and lapse the associated funding to the general fund to eliminate the  
2 deficit in the drug offender diversion surcharge fund.

3 (4q) TRANSFER OF HUMAN RESOURCES POSITIONS.

4 (a) The secretary of administration shall identify 2.0 FTE PR positions in the  
5 department of administration having responsibility for human resources functions.  
6 On the effective date of this subsection, one of the positions so identified, as  
7 determined by the secretary, is transferred to the state fair park board and the other  
8 of the positions so identified is transferred to the department of regulation and  
9 licensing and the incumbent employees in those positions are transferred to the state  
10 fair park board and the department of regulation and licensing, respectively.

11 (b) Employees transferred under paragraph (a) have all of the rights and the  
12 same status under subchapter V of chapter 111 and chapter 230 of the statutes in the  
13 state fair park board and the department of regulation and licensing that they  
14 enjoyed in the department of administration immediately before the transfer.  
15 Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who  
16 has attained permanent status in class is required to serve a probationary period.

17 (5q) STATE BUILDING AND LEASE BACK STUDY. The department of administration  
18 shall study the feasibility of instituting a program for private construction of  
19 buildings for the purpose of leasing those buildings to the state. The department  
20 shall report its findings and recommendations to the members of the joint committee  
21 on finance no later than December 1, 2011.

22 **SECTION 9102. Nonstatutory provisions; Aging and Long-Term Care**  
23 **Board.**

24 **SECTION 9103. Nonstatutory provisions; Agriculture, Trade and**  
25 **Consumer Protection.**

1           (1i) EVALUATION OF PURCHASE OF AGRICULTURAL CONSERVATION EASEMENT PROGRAM.

2           The department of agriculture, trade and consumer protection shall evaluate the  
3           program for the purchase of agricultural conservation easements under section  
4           93.73 of the statutes, including the administration of the program, the source of  
5           funding for the program, state financial participation, and the amount of local  
6           matching funds required. The department shall include in its evaluation options for  
7           a replacement program that would be less costly and more efficient in preserving  
8           farmland. The department shall report its findings from the evaluation no later than  
9           June 30, 2012, to the joint committee on finance and to the standing committees in  
10          each house of the legislature with responsibility for agricultural matters.

11          (2i) FARMLAND PRESERVATION CONVERSION FEES. If a political subdivision collected  
12          conversion fees under section 91.48 (1) (b), 2009 stats., for land rezoned in 2011, the  
13          political subdivision shall retain the fees and use them for farmland preservation  
14          planning, zoning, and compliance monitoring.

15          “(2u) CONDITION OF SEGREGATED FUNDS. The department of agriculture, trade  
16          and consumer protection shall study and evaluate the condition of the agricultural  
17          chemical cleanup fund and of the agrichemical management fund and make  
18          recommendations to correct any structural imbalances that cause authorized  
19          expenditures to exceed annual revenues of the funds. The department shall submit  
20          its findings to the joint committee on finance no later than December 31, 2011.

21          (3q) GRAIN INSPECTION PROGRAM REPORT. No later than January 1, 2012, the  
22          department of agriculture, trade and consumer protection shall report to the joint  
23          committee on finance on specific actions taken or administrative efforts planned to  
24          ensure that expenditures for grain inspection under s. 93.06 (1m) do not exceed

1 program revenues and to eliminate any amount by which accumulated expenses  
2 have exceeded accumulated program revenues.

3 **SECTION 9104. Nonstatutory provisions; Arts Board.**

4 (1) ELIMINATION OF PERCENT FOR ART PROGRAM. Notwithstanding the repeal of  
5 section 44.57 (4) and (5) (a) and (b) of the statutes by this act, any contract entered  
6 into by the arts board under section 44.57 (4), 2009 stats., for the procurement of a  
7 work of art that is in effect on the day before the effective date of this subsection  
8 remains in effect. The arts board shall carry out any obligation under the contract,  
9 unless the contract is modified or rescinded as permitted under the contract, and  
10 shall ensure that the work of art procured under the contract is properly executed  
11 and installed as required under section 44.57 (5) (a) and (b), 2009 stats.

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

13 (a) *Employee transfers.* The incumbent executive secretary of the arts board  
14 and all incumbent employees holding positions in the arts board that are primarily  
15 related to grants administration, as determined by the secretary of administration,  
16 are transferred on the effective of this paragraph to the department of tourism.

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

23 **SECTION 9105. Nonstatutory provisions; Board for People with**  
24 **Developmental Disabilities.**

25 **SECTION 9106. Nonstatutory provisions; Building Commission.**



1	Existing general fund supported borrowing	
2	authority	<u>11,851,600</u>
3	Total — All sources of funds	\$ 23,906,000
4	(b) EDUCATIONAL COMMUNICATIONS BOARD	
5	1. <i>Projects financed by general fund supported</i>	
6	<i>borrowing:</i>	
7	WHSA–FM Tower replacement — Brule	\$ 521,700
8	2. <i>Agency totals:</i>	
9	General fund supported borrowing	<u>521,700</u>
10	Total — All sources of funds	\$ 521,700
11	(c) DEPARTMENT OF HEALTH SERVICES	
12	1. <i>Projects financed by general fund supported</i>	
13	<i>borrowing:</i>	
14	Mendota Mental Health Institute — patient	
15	skilled learning center	\$ 1,442,000
16	Wisconsin Resource Center visitor and gatehouse	
17	modifications	2,003,700
18	2. <i>Agency totals:</i>	
19	General fund supported borrowing	<u>3,445,700</u>
20	Total — All sources of funds	\$ 3,445,700
21	(d) DEPARTMENT OF MILITARY AFFAIRS	

1	1. <i>Projects financed by existing general fund supported</i>	
2	<i>borrowing authority:</i>	
3	Motor vehicle storage building — Beloit	\$ 181,300
4	(Total project all funding sources \$725,000)	
5	Command suite addition — Madison	346,200
6	(Total project all funding sources \$1,385,000)	
7	Tactical Unmanned Aircraft System facility —	
8	Camp Williams	124,600
9	(Total project all funding sources \$8,092,600)	
10	Readiness center and field maintenance shop —	
11	Wisconsin Rapids	3,724,000
12	(Total project all funding sources \$64,092,000)	
13	2. <i>Projects financed by federal funds:</i>	
14	Motor vehicle storage building — Beloit	543,700
15	(Total project all funding sources \$725,000)	
16	Tactical Unmanned Aircraft System facility —	
17	Camp Williams	7,968,000
18	(Total project all funding sources \$8,092,600)	
19	Command suite addition — Madison	1,038,800
20	(Total project all funding sources \$1,385,000)	
21	Readiness center and field maintenance shop —	
22	Wisconsin Rapids	60,368,000



1	(Total project all funding sources \$64,092,000)	
2	3. <i>Agency totals:</i>	
3	Existing general fund supported borrowing	
4	authority	4,376,100
5	Federal funds	<u>69,918,500</u>
6	Total — All sources of funds	\$ 74,294,600
7	(e) DEPARTMENT OF NATURAL RESOURCES	
8	1. <i>Projects financed by existing general fund supported</i>	
9	<i>borrowing authority — stewardship property</i>	
10	<i>development and local assistance funds:</i>	
11	Dam reconstruction — Montello	\$ 5,300,000
12	(Total project all funding sources \$9,000,000)	
13	Rib Mountain State Park park development —	
14	Phase II	686,100
15	Entrance and visitor station — Amnicon Falls	
16	State Park	643,600
17	Flambeau River State Forest improvements	2,000,000
18	(Total project all funding sources \$2,513,700)	
19	Buckhorn State Park — campground development	2,199,400
20	Straight Lake State Park park development —	
21	Phase I	1,258,100

1	Horicon Marsh International Education Center	
2	displays	925,000
3	(Total project all funding sources \$3,236,300)	
4	Old Abe State Trail resurfacing	425,000
5	(Total project all funding sources \$850,000)	
6	<i>2. Projects financed by segregated fund supported</i>	
7	<i>borrowing:</i>	
8	Dam reconstruction — Montello	2,500,000
9	(Total project all funding sources \$9,000,000)	
10	Fire control heavy-unit drive-thru vehicle	
11	storage garages — Bowler and Oconto Falls	2,525,900
12	Flambeau River State Forest improvements	513,700
13	(Total project all funding sources \$2,513,700)	
14	Horicon Marsh International Education Center	
15	displays	1,836,300
16	(Total project all funding sources \$3,236,700)	
17	Poynette state game farm — pheasant hatchery	
18	building	1,023,400
19	<i>3. Projects financed by gifts, grants, and other receipts:</i>	
20	Horicon Marsh International Education Center	
21	displays	400,000
22	(Total project all funding sources \$3,236,300)	

1	4. <i>Projects financed by federal funds:</i>	
2	Dam reconstruction — Montello	1,200,000
3	(Total project all funding sources \$9,000,000)	
4	Horicon Marsh International Education Center	
5	displays	75,000
6	(Total project all funding sources \$3,236,300)	
7	Old Abe State Trail resurfacing	425,000
8	(Total project all funding sources \$850,000)	
9	5. <i>Agency totals:</i>	
10	Existing general fund supported borrowing	
11	authority — stewardship property development	
12	and local assistance funds	13,437,200
13	Segregated fund supported borrowing	8,399,300
14	Gifts, grants, and other receipts	400,000
15	Federal funds	<u>1,700,000</u>
16	Total — All sources of funds	\$ 23,936,500
17	(f) DEPARTMENT OF PUBLIC INSTRUCTION	
18	1. <i>Projects financed by general fund supported</i>	
19	<i>borrowing:</i>	
20	Wisconsin School for the Deaf — Walker Hall	
21	replacement	\$ 4,982,900
22	2. <i>Agency totals:</i>	

1	General fund supported borrowing	<u>4,982,900</u>
2	Total — All sources of funds	\$ 4,982,900
3	(g) STATE HISTORICAL SOCIETY	
4	1. <i>Projects financed by general fund supported</i>	
5	<i>borrowing:</i>	
6	Joint museum	\$ 75,000,000
7	Preservation and storage facility capital	
8	equipment	4,350,000
9	2. <i>Projects financed by gifts, grants, and other receipts:</i>	
10	Stonefield Village storage facilities	4,300,000
11	3. <i>Agency totals:</i>	
12	General fund supported borrowing	79,350,000
13	Gifts, grants, and other receipts	<u>4,300,000</u>
14	Total — All sources of funds	\$ 83,650,000
15	(h) DEPARTMENT OF TRANSPORTATION	
16	1. <i>Projects financed by segregated fund supported</i>	
17	<i>revenue borrowing:</i>	
18	Division of State Patrol gap filler towers —	
19	statewide	\$ 2,956,500
20	2. <i>Agency totals:</i>	
21	Segregated fund supported revenue borrowing	<u>2,956,500</u>
22	Total — All sources of funds	\$ 2,956,500

1	(i) UNIVERSITY OF WISCONSIN SYSTEM	
2	1. <i>Projects financed by general fund supported</i>	
3	<i>borrowing:</i>	
4	Madison — School of Nursing	\$17,413,500
5	(Total project all funding sources \$52,240,000)	
6	Oshkosh, Platteville, Stout, and Superior — major	
7	facilities renovation	50,000,000
8	River Falls — Health and Human Performance	
9	building	50,491,000
10	(Total project all funding sources \$63,512,000)	
11	System — classroom renovation/instructional	
12	technology	5,000,000
13	2. <i>Projects financed by existing general fund supported</i>	
14	<i>borrowing authority:</i>	
15	Madison — School of Nursing	17,413,500
16	(Total project all funding sources \$52,240,000)	
17	Whitewater — Carlson Hall renovation	17,000,000
18	3. <i>Projects financed by program revenue supported</i>	
19	<i>borrowing:</i>	
20	La Crosse — parking ramp	7,131,000
21	(Total project all funding sources \$12,131,000)	
22	Madison — Badger Athletic Performance Center	49,200,000

1	(Total project all funding sources \$76,800,000)	
2	— west campus/hospital parking ramp	
3	addition	25,753,000
4	(Total project all funding sources \$26,253,000)	
5	— Carson Gully Commons renovation	5,000,000
6	(Total project all funding sources \$10,049,000)	
7	— utility improvements	3,124,000
8	Oshkosh — Lincoln School remodeling	4,476,000
9	Platteville — residence hall upgrades	12,179,000
10	River Falls — Health and Human Performance	
11	building	10,264,000
12	(Total project all funding sources \$63,512,000)	
13	Stevens Point — North Debot Residence Hall	
14	renovation	11,720,000
15	Stout — Fleming Residence Hall renovation	6,599,000
16	Superior — Ross and Hawkes halls renovation	15,276,000
17	Whitewater — Bigelow and Benson halls	
18	renovation	12,223,000
19	— Drumlin Dining Hall renovation	4,627,000
20	4. <i>Projects financed by existing program revenue</i>	
21	<i>supported borrowing authority:</i>	
22	Milwaukee — School of Public Health	12,250,000

1	5. <i>Projects financed by program revenue:</i>	
2	La Crosse — parking ramp	5,000,000
3	(Total project all funding sources \$12,131,000)	
4	— storage facility	1,092,000
5	Madison — Carson Gulley Commons renovation	5,049,000
6	(Total project all funding sources \$10,049,000)	
7	— Elizabeth Waters Hall renovation	7,100,000
8	— west campus/hospital parking ramp	
9	addition	500,000
10	(Total project all funding sources \$26,253,000)	
11	6. <i>Projects financed by gifts, grants, and other receipts:</i>	
12	Extension — Upham Woods Outdoor Learning	
13	Center — shower facility	971,000
14	Madison — Alumni Plaza	8,000,000
15	— Badger Athletic Performance Center	27,600,000
16	(Total project all funding sources \$76,800,000)	
17	— library storage facility	1,500,000
18	— School of Nursing	17,413,000
19	(Total project all funding sources \$52,240,000)	
20	— University Ridge Golf Course — all-	
21	seasons practice facility	2,500,000

1	River Falls — Health and Human Performance	
2	building	2,056,000
3	(Total project all funding sources \$63,512,000)	
4	Whitewater — Young Auditorium addition	940,000
5	7. <i>Projects financed by building trust funds:</i>	
6	River Falls — Health and Human Performance	
7	building	701,000
8	(Total project all funding sources \$63,512,000)	
9	8. <i>Agency totals:</i>	
10	General fund supported borrowing	122,904,500
11	Existing general fund revenue supported	
12	borrowing authority	34,413,500
13	Program revenue supported borrowing	167,572,000
14	Existing program revenue supported borrowing	
15	authority	12,250,000
16	Program revenue	18,741,000
17	Gifts, grants, and other receipts	60,980,000
18	Building trust funds	<u>701,000</u>
19	Total — All sources of funds	\$ 417,562,000
20	(j) DEPARTMENT OF VETERANS AFFAIRS	
21	1. <i>Projects financed by general fund supported</i>	
22	<i>borrowing:</i>	



1	Preservation and storage facility capital	
2	equipment	\$ 4,070,700
3	<i>2. Agency totals:</i>	
4	General fund supported borrowing	<u>4,070,700</u>
5	Total — All sources of funds	\$ 4,070,700
6	(k) MARQUETTE UNIVERSITY	
7	<i>1. Projects financed by general fund supported</i>	
8	<i>borrowing:</i>	
9	Dental school addition	\$ 8,000,000
10	(Total project all funding sources \$16,000,000)	
11	<i>2. Projects financed by gifts, grants, and other receipts:</i>	
12	Dental school addition	8,000,000
13	(Total project all funding sources \$16,000,000)	
14	<i>3. Agency totals:</i>	
15	General fund supported borrowing	8,000,000
16	Gifts, grants, and other receipts	<u>8,000,000</u>
17	Total — All sources of funds	\$ 16,000,000
18	(L) LAC DU FLAMBEAU INDIAN TRIBAL CULTURAL CENTER	
19	<i>1. Projects financed by general fund supported</i>	
20	<i>borrowing:</i>	
21	Lac du Flambeau Indian Tribal Cultural Center	\$ 250,000
22	(Total project all funding sources \$1,623,000)	

1	2. <i>Projects financed by gifts, grants, and other receipts:</i>	
2	Lac du Flambeau Indian Tribal Cultural Center	1,373,000
3	(Total project all funding sources \$1,623,000)	
4	3. <i>Agency totals:</i>	
5	General fund supported borrowing	250,000
6	Gifts, grants, and other receipts	<u>1,373,000</u>
7	Total — All sources of funds	\$ 1,623,000
8	(m) NATIONAL SOLDIERS HOME HISTORIC DISTRICT	
9	1. <i>Projects financed by existing general fund supported</i>	
10	<i>borrowing authority:</i>	
11	National Soldiers Home Historic District	\$ 2,000,000
12	(Total project all funding sources \$6,000,000)	
13	2. <i>Projects financed by gifts, grants, and other receipts:</i>	
14	National Soldiers Home Historic District	4,000,000
15	(Total project all funding sources \$6,000,000)	
16	3. <i>Agency totals:</i>	
17	Existing general fund supported borrowing	
18	authority	2,000,000
19	Gifts, grants, and other receipts	<u>4,000,000</u>
20	Total — All sources of funds	\$ 6,000,000
21	(n) ALL AGENCY PROJECT FUNDING	

1	1. <i>Projects financed by general fund supported</i>	
2	<i>borrowing:</i>	
3	Capital equipment acquisition	\$ 5,000,000
4	Facilities maintenance and repair	107,000,000
5	(Total program all funding sources	
6	\$166,108,600)	
7	Health, safety, and environmental protection	18,000,000
8	(Total program all funding sources	
9	\$18,770,300)	
10	Land and property acquisition	4,000,000
11	Preventive maintenance	2,000,000
12	Programmatic remodeling and renovation	5,000,000
13	(Total program all funding sources \$7,334,100)	
14	Utilities repair and and renovation	46,000,000
15	(Total program all funding sources	
16	\$64,521,700)	
17	2. <i>Projects financed by existing general fund supported</i>	
18	<i>borrowing authority — stewardship property</i>	
19	<i>development and local assistance funds:</i>	
20	Facilities maintenance and repair	4,562,800
21	(Total program all funding sources	
22	\$166,108,600)	

1	3. <i>Projects financed by program revenue supported</i>	
2	<i>borrowing:</i>	
3	Energy conservation	100,000,000
4	(Total program all funding sources	
5	\$100,000,000)	
6	Facilities maintenance and repair	18,696,100
7	(Total program all funding sources	
8	\$166,108,600)	
9	Health, safety, and environmental protection	121,000
10	(Total program all funding sources	
11	\$18,770,300)	
12	Utilities repair and renovation	15,094,000
13	(Total program all funding sources	
14	\$64,521,700)	
15	4. <i>Projects financed by segregated fund supported</i>	
16	<i>borrowing:</i>	
17	Facilities maintenance and repair	1,639,900
18	(Total program all funding sources	
19	\$166,108,600)	
20	5. <i>Projects financed by segregated fund supported</i>	
21	<i>revenue borrowing</i>	
22	Facilities maintenance and repair	5,040,800

1	(Total program all funding sources	
2	\$166,108,600)	
3	<i>6. Projects financed by program revenue:</i>	
4	Facilities maintenance and repair	14,057,200
5	(Total program all funding sources	
6	\$166,108,600)	
7	Health, safety, and environmental protection	359,000
8	(Total program all funding sources	
9	\$18,770,300)	
10	Programmatic remodeling and renovation	218,000
11	(Total program all funding sources \$7,334,100)	
12	Utilities repair and renovation	214,700
13	(Total program all funding sources	
14	\$64,521,700)	
15	<i>7. Projects financed by federal funds:</i>	
16	Facilities maintenance and repair	13,877,000
17	(Total program all funding sources	
18	\$166,108,600)	
19	Health, safety, and environmental protection	290,300
20	(Total program all funding sources	
21	\$18,770,300)	
22	Programmatic remodeling and renovation	268,100

1	(Total program all funding sources \$7,334,100)	
2	Utilities repair and renovation	3,213,000
3	(Total program all funding sources	
4	\$64,521,700)	
5	8. <i>Projects finances by gifts, grants, and other receipts:</i>	
6	Facilities maintenance and repair	1,234,800
7	(Total program all funding sources	
8	\$166,108,600)	
9	Programmatic remodeling and renovation	1,848,000
10	(Total program all funding sources \$7,334,100)	
11	9. <i>All agency totals:</i>	
12	General fund supported borrowing	187,000,000
13	Existing general fund supported borrowing	
14	authority — stewardship property development	
15	and local assistance funds	4,562,800
16	Program revenue supported borrowing	133,911,100
17	Segregated fund supported borrowing	1,639,900
18	Segregated fund supported revenue borrowing	5,040,800
19	Program revenue	14,848,900
20	Building trust funds	0
21	Gifts, grants, and other receipts	3,082,800
22	Federal funds	<u>17,648,400</u>

1	Total — All sources of funds	\$	367,734,700
2	(o) SUMMARY		
3	Total general fund supported borrowing		422,579,900
4	Total existing general fund supported borrowing		
5	authority		52,641,200
6	Total existing general fund supported borrowing		
7	authority — stewardship property development		
8	and local assistance funds		18,000,000
9	Total program revenue supported borrowing		301,483,100
10	Total existing program revenue supported		
11	borrowing authority		12,250,000
12	Total segregated fund supported borrowing		10,039,200
13	Total segregated fund supported revenue		
14	borrowing		7,997,300
15	Total program revenue		33,589,900
16	Total building trust funds		701,000
17	Total gifts, grants, and other receipts		82,135,800
18	Total federal funds		89,266,900
19	Total — All sources of funds	\$	1,030,684,300
20	(2) 2009–11 AUTHORIZED STATE BUILDING PROGRAM DELETIONS.		
21	(a) In 2009 Wisconsin Act 28, section 9106 (1) (c) 1., under projects financed by		
22	general fund supported borrowing, the 2009–11 Authorized State Building Program		

1 project identified as “Armory – Wisconsin Rapids” is deleted and the appropriate  
2 totals are decreased accordingly.

3 (b) In 2009 Wisconsin Act 28, section 9106 (1) (c) 3., under projects financed by  
4 federal funds, the 2009–11 Authorized State Building Program project identified as  
5 “Armory – Wisconsin Rapids” is deleted and the appropriate totals are decreased  
6 accordingly.

7 (c) In 2009 Wisconsin Act 28, section 9106 (1) (b) 3., under projects financed by  
8 program revenue supported borrowing, the 2009–11 Authorized State Building  
9 Program project identified as “Fox Lake Correctional Institution — methane  
10 digester” is deleted and the appropriate totals are decreased accordingly.

11 (3) PROGRAMS PREVIOUSLY AUTHORIZED. In addition to the projects and financing  
12 authority enumerated in subsection (1), the building and financing authority  
13 enumerated in the previous state building program is continued in the 2011–13 fiscal  
14 biennium.

15 (4) LOANS. During the 2011–13 fiscal biennium, the building commission may  
16 make loans from general fund supported borrowing or the building trust fund to state  
17 agencies, as defined in section 20.001 (1) of the statutes, for projects that are to be  
18 utilized for programs not funded by general purpose revenue and that are authorized  
19 in subsection (1).

20 (5) SCHOOL OF NURSING PROJECT. Notwithstanding section 18.04 (1) and (2) of  
21 the statutes, of the public debt authorized for the School of Nursing project, as  
22 enumerated in subsection (1) (i) 1., \$17,413,500 in public debt may not be contracted  
23 until after June 30, 2013.

24 (6) HEALTH AND HUMAN PERFORMANCE BUILDING PROJECT. Notwithstanding  
25 section 18.04 (1) and (2) of the statutes, of the public debt authorized for the Health



1 and Human Performance building project, as enumerated in subsection (1) (i) 1.,  
2 \$50,491,000 in public debt may not be contracted until after June 30, 2013.

3 (7) LAC DU FLAMBEAU INDIAN TRIBAL CULTURAL CENTER. Notwithstanding  
4 section 13.48 (40m) (b) of the statutes, as created by this act, the building commission  
5 shall not make a grant to the Lac du Flambeau Band of Lake Superior Chippewa for  
6 construction of a tribal cultural center, as enumerated in subsection (1) (L), under  
7 section 13.48 (40m) of the statutes, as created by this act, unless the department of  
8 administration has reviewed and approved plans for the project. Notwithstanding  
9 sections 16.85 (1) and 16.855 (1) of the statutes, the department of administration  
10 shall not supervise any services or work or let any contract for the project. Section  
11 16.87 of the statutes does not apply to the project.

12 (8) NATIONAL SOLDIERS HOME HISTORIC DISTRICT. Notwithstanding section 13.48  
13 (40p) (b) of the statutes, as created by this act, the building commission shall not  
14 make a grant to Soldiers Home Foundation, Inc., for construction or restoration of  
15 veterans facilities, as enumerated in subsection (1) (m), under section 13.48 (40p) of  
16 the statutes, as created by this act, unless the department of administration has  
17 reviewed and approved plans for the project. Notwithstanding sections 16.85 (1) and  
18 16.855 (1) of the statutes, the department of administration shall not supervise any  
19 services or work or let any contract for the project. Section 16.87 of the statutes does  
20 not apply to the project.

21 (9) FACILITIES MAINTENANCE AND REPAIR PROJECTS. Notwithstanding section  
22 13.48 (10) (a) of the statutes, as affected by this act, of the amount provided under  
23 subsection (1) (n) 1. for facilities maintenance and repair, the secretary of  
24 administration may disburse up to \$5,000,000 for needed facilities maintenance and

1 repair projects in the 2011–13 fiscal biennium without approval of any projects under  
2 section 13.48 (10) (a) of the statutes, as affected by this act.

3 **SECTION 9107. Nonstatutory provisions; Child Abuse and Neglect**  
4 **Prevention Board.**

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

6 (1) CLIENT ASSISTANCE FOR REEMPLOYMENT AND ECONOMIC SUPPORT.

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

13 (b) *Employee status.* Any employee transferred under paragraph (a) has all the  
14 rights and the same status under subchapter V of chapter 111 and chapter 230 of the  
15 statutes in the department of health services that he or she enjoyed in the  
16 department of children and families immediately before the transfer.  
17 Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who  
18 has attained permanent status in class is required to serve a probationary period.

19 (1u) SUBSIDIZED GUARDIANSHIPS.

20 (a) *Amendment of state plan.* The department of children and families shall  
21 submit to the federal secretary of health and human services an amendment to the  
22 state plan for foster care and adoption assistance under 42 USC 671 to provide for  
23 the department and county departments of human services or social services to enter  
24 into subsidized guardianship agreements under section 48.623 (2) of the statutes, as  
25 created by this act, under which the department and those county departments

1 provide subsidized guardianship payments under section 48.623 (1) of the statutes,  
2 as created by this act.

3 (b) *Subsidized guardianship training.* The department of children and  
4 families shall include in the plan that under section 48.567 (2) of the statutes the  
5 department is required to submit to the secretary of administration by September  
6 1, 2011, a proposal for a subsidized guardianship training curriculum and a  
7 statewide subsidized guardianship training program. That proposal shall include  
8 an estimate of the cost of providing that training program.

9 (1v) CHILD CARE AUTOMATED ATTENDANCE TRACKING SYSTEM.

10 (a) Of the amounts appropriated to the joint committee on finance under  
11 section 20.865 (4) (m) of the statutes, \$1,000,000 in each of fiscal years 2011–12 and  
12 2012–13 is allocated to supplement the appropriation account under section 20.437  
13 (2) (mc) of the statutes, as affected by this act, for the purpose specified in paragraph  
14 (b).

15 (b) By January 1, 2012, the department of children and families shall submit  
16 to the joint committee on finance a request for that committee to supplement the  
17 appropriation account under section 20.437 (2) (mc) of the statutes, as affected by  
18 this act, for the purpose of implementing an automated attendance tracking system  
19 to electronically record and monitor child care attendance in licensed or certified  
20 child care facilities that receive reimbursement under the child care subsidy  
21 program under section 49.155 of the statutes, as affected by this act. That  
22 department shall include in the request a detailed plan explaining how the system  
23 would work and how the supplement, if released, would be spent. The joint  
24 committee on finance, from the appropriation account under section 20.865 (4) (m)  
25 of the statutes, may supplement the appropriation account under section 20.437 (2)

1 (mc) of the statutes, as affected by this act, by an amount that is sufficient to  
2 implement the system, but not by more than \$1,000,000 in each of fiscal years  
3 2011–12 and 2012–13. Notwithstanding section 13.101 (3) (a) of the statutes, the  
4 joint committee on finance is not required to find that an emergency exists. The joint  
5 committee on finance may use the process described in paragraph (c) to provide a  
6 supplement under this paragraph.

7 (c) If the cochairpersons of the joint committee on finance do not notify the  
8 department of children and families within 14 working days after the date of the  
9 submittal of the request under paragraph (b) that the committee has scheduled a  
10 meeting to review the request, the supplement is approved as requested. If the  
11 cochairpersons of the joint committee on finance notify the department of children  
12 and families within 14 working days after the date of that submittal that the  
13 committee has scheduled a meeting to review the request, the supplement may occur  
14 only as approved, or as modified and approved, by the committee.

15 (2c) RULES FOR WAIVER UNDER WISCONSIN SHARES. The department of children  
16 and families shall submit in proposed form the rules required under section 49.155  
17 (3m) (d) 4. of the statutes, as created by this act, to the legislative council staff under  
18 section 227.15 (1) of the statutes no later than the first day of the 4th month  
19 beginning after the effective date of this subsection.

20 (2i) DISTRIBUTION OF CHILD SUPPORT INCENTIVE PAYMENTS.

21 (a) *Review by joint committee on finance.* Notwithstanding section 49.24 (2) (a)  
22 of the statutes, the department of children and families shall develop, and submit to  
23 the joint committee on finance no later than August 31, 2011, a detailed plan for  
24 distributing child support incentive payments to counties under section 49.24 of the

1 statutes during calendar years 2012 and 2013. The plan shall meet all of the  
2 following requirements:

3 1. ‘Basis for distributions.’ The plan shall describe the method the department  
4 used to calculate the distributions to counties under the plan.

5 2. ‘Across-the-board reduction.’ The plan may not be based on  
6 across-the-board reductions to child support incentive payments made in calendar  
7 year 2011.

8 3. ‘Performance standards.’ The distribution method under the plan shall  
9 reward counties that demonstrate proficiency in providing child support  
10 enforcement services. Under the plan, a county’s proficiency level shall be based on  
11 performance standards determined by the department, including the county’s rate,  
12 per full-time employee, of establishing child support court orders, establishing  
13 paternity, and collecting current child support.

14 (b) *Implementation of distribution plan.* If the cochairpersons of the joint  
15 committee on finance do not notify the department of children and families that the  
16 committee has scheduled a meeting for the purpose of reviewing the plan submitted  
17 under paragraph (a) within 14 working days after the date the plan is submitted, the  
18 department may implement the plan. If, within 14 working days after the date the  
19 plan is submitted, the cochairpersons of the committee notify the department that  
20 the committee has scheduled a meeting for the purpose of reviewing the plan, the  
21 department may not distribute child support incentive payments after December 31,  
22 2011, unless the distribution is approved by the committee.

23 **SECTION 9109. Nonstatutory provisions; Circuit Courts.**

24 **SECTION 9110. Nonstatutory provisions; Commerce.**

25 (1) HOUSING ASSISTANCE TRANSFER.

1           (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and  
2 liabilities of the department of commerce primarily related to the functions of the  
3 department under subchapter X of chapter 560, 2009 stats., as determined by the  
4 secretary of administration, shall become the assets and liabilities of the department  
5 of administration.

6           (b) *Tangible personal property.* On the effective date of this paragraph, all  
7 tangible personal property, including records, of the department of commerce that  
8 is primarily related to the functions of the department under subchapter X of chapter  
9 560, 2009 stats., as determined by the secretary of administration, is transferred to  
10 the department of administration.

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

18           (cg) *Employee transfers.* All positions and all incumbent employees holding  
19 those positions in the department performing duties primarily related to housing  
20 programs, as determined by the secretary of administration, are transferred on the  
21 effective date of this paragraph to the department of administration.

22           (cr) *Employee status.* Employees transferred under paragraph (cg) have all the  
23 rights and the same status under subchapter V of chapter 111 and chapter 230 of the  
24 statutes in the department of administration that they enjoyed in the department  
25 of commerce immediately before the transfer. Notwithstanding section 230.28 (4) of

1 the statutes, no employee so transferred who has attained permanent status in class  
2 is required to serve a probationary period.

3 (2u) TRANSFER OF BUSINESS CERTIFICATION PROGRAMS.

4 (d) *Assets and liabilities.* On the effective date of this paragraph, the assets and  
5 liabilities of the department of commerce primarily related to disabled  
6 veteran-owned business certifications, woman-owned business certifications, or  
7 minority business certifications, as determined by the secretary of administration,  
8 shall become the assets and liabilities of the department of administration.

9 (e) *Employee transfers.* All positions and all incumbent employees holding  
10 those positions in the department of commerce performing duties primarily related  
11 to disabled veteran-owned business certifications, woman-owned business  
12 certifications, or minority business certifications, as determined by the secretary of  
13 administration, are transferred on the effective date of this paragraph to the  
14 department of administration.

15 (f) *Employee status.* Employees transferred under paragraph (b) have all the  
16 rights and the same status under subchapter V of chapter 111 and chapter 230 of the  
17 statutes in the department of administration that they enjoyed in the department  
18 of commerce immediately before the transfer. Notwithstanding section 230.28 (4) of  
19 the statutes, no employee so transferred who has attained permanent status in class  
20 is required to serve a probationary period.

21 (g) *Tangible personal property.* On the effective date of this paragraph, all  
22 tangible personal property, including records, of the department of commerce that  
23 is primarily related to disabled veteran-owned business certifications,  
24 woman-owned business certifications, or minority business certifications, as

1 determined by the secretary of administration, is transferred to the department of  
2 administration.

3 (h) *Contracts.* All contracts entered into by the department of commerce in  
4 effect on the effective date of this paragraph that are primarily related to disabled  
5 veteran-owned business certifications, woman-owned business certifications, or  
6 minority business certifications, as determined by the secretary of administration,  
7 remain in effect and are transferred to the department of administration. The  
8 department of administration shall carry out any obligations under such a contract  
9 until the contract is modified or rescinded by the department of administration to the  
10 extent allowed under the contract.

11 (i) *Rules and orders.* All rules promulgated by the department of commerce  
12 that relate to disabled veteran-owned business certifications, woman-owned  
13 business certifications, or minority business certifications, that are in effect on the  
14 effective date of this subsection, remain in effect until their specified expiration dates  
15 or until amended or repealed by the department of administration. All orders issued  
16 by the department of commerce relating to such business certifications that are in  
17 effect on the effective date of this subsection remain in effect until their specified  
18 expiration dates or until modified or rescinded by the department of administration.

19 (j) *Pending matters.* Any matter pending with the department of commerce on  
20 the effective date of this paragraph that is primarily related to disabled  
21 veteran-owned business certifications, woman-owned business certifications, or  
22 minority business certifications, as determined by the secretary of administration,  
23 is transferred to the department of administration and all materials submitted to or  
24 actions taken by the department of commerce with respect to the pending matters



1 are considered as having been submitted to or taken by the department of  
2 administration.

3 (2v) TRANSFER OF CERTAIN GRANT PROGRAMS.

4 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and  
5 liabilities of the department of commerce primarily related to diesel truck idling  
6 reduction grants, as determined by the secretary of administration, shall become the  
7 assets and liabilities of the department of safety and professional services.

8 (b) *Employee transfers.* All positions and all incumbent employees holding  
9 those positions in the department of commerce performing duties primarily related  
10 to diesel truck idling reduction grants, as determined by the secretary of  
11 administration, are transferred on the effective date of this paragraph to the  
12 department of safety and professional services.

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

19 (d) *Tangible personal property.* On the effective date of this paragraph, all  
20 tangible personal property, including records, of the department of commerce that  
21 is primarily related to diesel truck idling reduction grants, as determined by the  
22 secretary of administration, is transferred to the department of safety and  
23 professional services.

24 (e) *Contracts.* All contracts entered into by the department of commerce in  
25 effect on the effective date of this paragraph that are primarily related to diesel truck

1 idling reduction grants, as determined by the secretary of administration, remain in  
2 effect and are transferred to the department of safety and professional services. The  
3 department of safety and professional services shall carry out any obligations under  
4 such a contract until the contract is modified or rescinded by the department of safety  
5 and professional services to the extent allowed under the contract.

6 (f) *Rules and orders.* All rules promulgated by the department of commerce  
7 that relate to diesel truck idling reduction grants, that are in effect on the effective  
8 date of this subsection, remain in effect until their specified expiration dates or until  
9 amended or repealed by the department of safety and professional services. All  
10 orders issued by the department of commerce relating to such grants that are in  
11 effect on the effective date of this subsection remain in effect until their specified  
12 expiration dates or until modified or rescinded by the department of safety and  
13 professional services.

14 (g) *Pending matters.* Any matter pending with the department of commerce  
15 on the effective date of this paragraph that is primarily related to diesel truck idling  
16 reduction grants, as determined by the secretary of administration, is transferred to  
17 the department of safety and professional services and all materials submitted to or  
18 actions taken by the department of commerce with respect to the pending matters  
19 are considered as having been submitted to or taken by the department of safety and  
20 professional services.

21 (2) TRANSFER OF THE DIVISIONS OF SAFETY AND BUILDINGS AND ENVIRONMENTAL AND  
22 REGULATORY SERVICES.

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

1 services, as determined by the secretary of administration, shall become the assets  
2 and liabilities of the department of safety and professional services.

3 (b) *Employee transfers.* All positions and all incumbent employees holding  
4 those positions in the department of commerce performing duties primarily related  
5 to the functions of the division of safety and buildings and the division of  
6 environmental and regulatory services, as determined by the secretary of  
7 administration, are transferred on the effective date of this paragraph to the  
8 department of safety and professional services.

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

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

20 (e) *Contracts.* All contracts entered into by the department of commerce in  
21 effect on the effective date of this paragraph that are primarily related to the  
22 functions of the division of safety and buildings and the division of environmental  
23 and regulatory services, as determined by the secretary of administration, remain  
24 in effect and are transferred to the department of safety and professional services.  
25 The department of safety and professional services shall carry out any obligations

1 under such a contract until the contract is modified or rescinded by the department  
2 of safety and professional services to the extent allowed under the contract.

3 (f) *Rules and orders.* All rules promulgated by the department of commerce  
4 that are in effect on the effective date of this paragraph and that are primarily related  
5 to the functions of the division of safety and buildings and the division of  
6 environmental and regulatory services, as determined by the secretary of  
7 administration, remain in effect until their specified expiration dates or until  
8 amended or repealed by the department of safety and professional services. All  
9 orders issued by the department of commerce that are in effect on the effective date  
10 of this paragraph and that are primarily related to the functions of the division of  
11 safety and buildings and the division of environmental and regulatory services, as  
12 determined by the secretary of administration, remain in effect until their specified  
13 expiration dates or until modified or rescinded by the department of safety and  
14 professional services.

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

23 (3) TRANSFER OF CERTAIN ADMINISTRATIVE POSITIONS FROM THE DEPARTMENT OF  
24 COMMERCE.

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

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

11 (4) ECONOMIC DEVELOPMENT TRANSFER.

12 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and  
13 liabilities of the department of commerce primarily related to the functions of the  
14 department under subchapters I, II, III, IV, V, VI, VIII, and IX of chapter 560, 2009  
15 stats., as determined by the secretary of administration, shall become the assets and  
16 liabilities of the Wisconsin Economic Development Corporation.

17 (b) *Tangible personal property.* On the effective date of this paragraph, all  
18 tangible personal property, including records, of the department of commerce that  
19 is primarily related to the functions of the department under subchapters I, II, III,  
20 IV, V, VI, VIII, and IX of chapter 560, 2009 stats., except the tangible personal  
21 property, including records, transferred to the department of agriculture, trade and  
22 consumer protection under subsection (5) (a) and except the tangible personal  
23 property, including records, transferred to the department of administration under  
24 subsection (6) (b), as determined by the secretary of administration, is transferred  
25 to the Wisconsin Economic Development Corporation.

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

9           (5) INVESTMENT TAX CREDITS; TRANSFER.

10           (a) *Tangible personal property.* On the effective date of this paragraph, all  
11 tangible personal property, including records, of the department of commerce that  
12 is primarily related to the functions of the department of commerce with respect to  
13 sections 560.2056, 560.207, 560.208, and 560.209, 2009 stats., as determined by the  
14 secretary of administration, is transferred to the department of agriculture, trade  
15 and consumer protection.

16           (b) *Rules.* All rules promulgated by the department of commerce under sections  
17 560.2056 (4), 560.207 (4), 560.208 (4), and 560.209 (4), 2009 stats., that are in effect  
18 on the effective date of this paragraph remain in effect until their specified expiration  
19 date or until amended or repealed by the department of agriculture, trade and  
20 consumer protection.

21           (6) RURAL HOSPITAL LOAN GUARANTEE; TRANSFER.

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

1 section 231.35, 2009 stats., as determined by the secretary of administration, is  
2 transferred to the department of administration.

3 (b) *Rules.* All rules promulgated by the department of commerce under section  
4 231.35 (7), 2009 stats., that are in effect on the effective date of this paragraph  
5 remain in effect until their specified expiration date or until amended or repealed by  
6 the department of administration.

7 (8q) ELECTRONIC MEDICAL RECORDS CREDIT; TRANSFER.

8 (a) *Tangible personal property.* On the effective date of this paragraph, all  
9 tangible personal property, including records, of the department of commerce that  
10 is primarily related to the functions of the department of commerce with respect to  
11 section 560.204, 2009 stats., as determined by the secretary of administration, is  
12 transferred to the department of revenue.

13 (b) *Rules.* All rules promulgated by the department of commerce under section  
14 560.204 (4), 2009 stats., that are in effect on the effective date of this paragraph  
15 remain in effect until their specified expiration date or until amended or repealed by  
16 the department of revenue.

17 (9u) RELOCATION ASSISTANCE TRANSFER.

18 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and  
19 liabilities of the department of commerce primarily related to the functions of the  
20 department under sections 32.19 to 32.27, 2009 stats., as determined by the  
21 secretary of administration, shall become the assets and liabilities of the department  
22 of administration.

23 (b) *Employee transfers.* All positions and all incumbent employees holding  
24 those positions in the department of commerce performing duties primarily related  
25 to the functions of the department under sections 32.19 to 32.27, 2009 stats., as

1 determined by the secretary of administration, are transferred on the effective date  
2 of this paragraph to the department of administration.

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

9 (d) *Tangible personal property.* On the effective date of this paragraph, all  
10 tangible personal property, including records, of the department of commerce that  
11 is primarily related to the functions of the department under sections 32.19 to 32.27,  
12 2009 stats., as determined by the secretary of administration, is transferred to the  
13 department of administration.

14 (e) *Contracts.* All contracts entered into by the department of commerce in  
15 effect on the effective date of this paragraph that are primarily related to the  
16 functions of the department under sections 32.19 to 32.27, 2009 stats., as determined  
17 by the secretary of administration, remain in effect and are transferred to the  
18 department of administration. The department of administration shall carry out  
19 any obligations under such a contract until the contract is modified or rescinded by  
20 the department of administration to the extent allowed under the contract.

21 (f) *Rules and orders.* All rules promulgated by the department of commerce  
22 under sections 32.19 to 32.27, 2009 stats., that are in effect on the effective date of  
23 this paragraph, remain in effect until their specified expiration dates or until  
24 amended or repealed by the department of administration. All orders issued by the  
25 department of commerce relating to the functions of the department under sections



1 32.19 to 32.27, 2009 stats., as determined by the secretary of administration, that are  
2 in effect on the effective date of this paragraph remain in effect until their specified  
3 expiration dates or until modified or rescinded by the department of administration.

4 (g) *Pending matters.* Any matter pending with the department of commerce  
5 on the effective date of this paragraph that is primarily related to the functions of the  
6 department under sections 32.19 to 32.27, 2009 stats., as determined by the  
7 secretary of administration, is transferred to the department of administration and  
8 all materials submitted to or actions taken by the department of commerce with  
9 respect to the pending matters are considered as having been submitted to or taken  
10 by the department of administration.

11 **SECTION 9111. Nonstatutory provisions; Corrections.**

12 (1u) REPORT; NURSING services. The secretary of corrections shall, before  
13 October 1, 2011, submit a report to the joint committee on finance that identifies the  
14 number of nursing staff and associated costs for each correctional facility in fiscal  
15 years 2009–10 and 2010–11 and that summarizes each contract for nursing services  
16 entered into by the department of corrections in or for fiscal years 2009–10 and  
17 2010–11.

18 (2q) DEPARTMENT REPORT ON JUVENILE CORRECTIONS.

19 (a) In this subsection, “juvenile correctional services” includes those services  
20 for which section 301.26 (4) (d) 2. and 3. of the statutes, as affected by this act,  
21 provides daily cost assessments to counties and any other  
22 juvenile–delinquency–related care or services provided by counties or the state.

23 (b) No later than June 30, 2012, the department of corrections shall submit to  
24 the chief clerk of each house of the legislature, for distribution to the legislature

1 under section 13.172 (2) of the statutes, a report on juvenile correctional services  
2 provided to juveniles that includes all of the following:

3 1. A list of all providers of juvenile correctional services.

4 2. The number of juveniles receiving juvenile correctional services and whether  
5 each juvenile was supervised by a county or the state.

6 3. An accounting of the costs of the juvenile correctional services provided.

7 **SECTION 9112. Nonstatutory provisions; Court of Appeals.**

8 **SECTION 9113. Nonstatutory provisions; District Attorneys.**

9 (3c) ASSISTANT DISTRICT ATTORNEY PAY PROGRESSION PLAN. The Association of  
10 State Prosecutors and the director of the office of state employment relations shall  
11 develop a pay progression plan for attorneys who are included in the collective  
12 bargaining unit under section 111.825 (2) (d) of the statutes, to be funded from any  
13 salary savings resulting from hiring new attorneys to fill the positions of attorneys  
14 who retired from state employment during the period that begins on January 1, 2011,  
15 and ends on June 30, 2013. The plan shall include a detailed description of how a  
16 pay progression system would be structured and administered and the fiscal cost of  
17 the pay progression system in the 2011–13 fiscal biennium, by fund source, and the  
18 projected costs of the pay progression system in the succeeding 4 fiscal biennia.  
19 Before October 1, 2011, the Association of State Prosecutors and the director of the  
20 office of state employment relations shall submit the proposed plan to the joint  
21 committee on finance. If the cochairpersons of the joint committee on finance do not  
22 notify the Association of State Prosecutors and the director of the office of state  
23 employment relations within 14 working days after the date of the submittal of the  
24 plan that the committee has scheduled a meeting to review the plan, the plan may  
25 be implemented as proposed by the Association of State Prosecutors and the director

1 of the office of state employment relations. If, within 14 days after the date of the  
2 submittal of the plan, the cochairpersons of the committee notify the Association of  
3 State Prosecutors and the director of the office of state employment relations that the  
4 committee has scheduled a meeting to review the plan, the plan may only be  
5 implemented as approved by the committee.

6 **SECTION 9114. Nonstatutory provisions; Educational Communications**  
7 **Board.**

8 **SECTION 9115. Nonstatutory provisions; Employee Trust Funds.**

9 (1q) SUPPLEMENTAL APPROPRIATIONS FOR DEPARTMENT OF EMPLOYEE TRUST FUNDS.  
10 During the 2011–13 fiscal biennium, the secretary of employee trust funds may  
11 submit one or more requests to the joint committee on finance to supplement the  
12 appropriation under section 20.515 (1) (w) of the statutes from the appropriation  
13 account under section 20.865 (4) (u) of the statutes for additional agency funding and  
14 authorized positions. Any request shall include a detailed expenditure plan and a  
15 description of how the plan addresses increasing workload and service  
16 improvements and a request for additional positions shall be consistent with the  
17 methodology developed under 2009 Wisconsin Act 28, section 9115 (1x). If the  
18 secretary intends to request additional authorized positions beyond the number  
19 derived from the methodology, the employee trust funds board must first approve the  
20 request before the secretary submits the request to the joint committee on finance.  
21 Any request submitted under this subsection shall be submitted by the applicable  
22 due date for agency requests for any of the joint committee on finance’s quarterly  
23 meetings under section 13.10 of the statutes and shall also include the methodology  
24 used by the secretary. Notwithstanding section 13.101 (3) of the statutes, the joint

1 committee on finance is not required to find that an emergency exists prior to making  
2 the supplementation under this subsection.

3 (2q) SUPPLEMENTAL APPROPRIATIONS FOR AUDIT OF DEPENDENT ELIGIBILITY UNDER  
4 BENEFIT PROGRAMS ADMINISTERED BY THE DEPARTMENT OF EMPLOYEE TRUST FUNDS. The  
5 joint committee on finance may supplement, from the appropriation under section  
6 20.865 (4) (u) of the statutes, the appropriation under section 20.515 (1) (w) of the  
7 statutes for the purpose of conducting an audit of dependent eligibility under benefit  
8 programs administered by the department of employee trust funds if all of the  
9 following occur:

10 (a) The department of employee trust funds submits a report to the joint  
11 committee on finance on the results of any pilot survey relating to dependent  
12 eligibility and provides a detailed budget for a full audit of dependent eligibility  
13 under benefit programs administered by the department.

14 (b) The department of employee trust funds submits a request to the joint  
15 committee on finance to supplement the appropriation under section 20.515 (1) (w)  
16 of the statutes for the purpose of conducting an audit of dependent eligibility under  
17 benefit programs administered by the department.

18 (c) The cochairpersons of the joint committee on finance do not notify the  
19 department of employee trust funds that the committee has scheduled a meeting for  
20 the purpose of reviewing the request within 14 working days after the date of the  
21 receipt of the request. If, within 14 working days after the date of the receipt of the  
22 request, however, the cochairpersons of the committee notify the department of  
23 employee trust funds that the committee has scheduled a meeting for the purpose  
24 of reviewing the proposed supplement, the supplement may occur only upon  
25 approval of the committee.

1           (3q) MODIFICATIONS TO WISCONSIN RETIREMENT SYSTEM.

2           (a) The secretary of administration, the director of the office of state  
3 employment relations, and the secretary of employee trust funds shall study the  
4 structure of the Wisconsin Retirement System and benefits provided under the  
5 Wisconsin Retirement System. The study shall specifically address the following  
6 issues:

7           1. Establishing a defined contribution plan as an option for participating  
8 employees, as defined in section 40.02 (46) of the statutes.

9           2. Permitting employees to not make employee required contributions under  
10 section 40.05 (1) (a) of the statutes and limiting retirement benefits for employees  
11 who do not make employee required contributions to a money purchase annuity  
12 calculated under section 40.23 (3) of the statutes.

13           (b) No later than June 30, 2012, the secretary of administration, the director  
14 of the office of state employment relations, and the secretary of employee trust funds  
15 shall report their findings and recommendations to the governor and the joint  
16 committee on finance.

17           (4q) PROMULGATION OF EMERGENCY RULES FOR DETERMINATION OF ELIGIBILITY TO  
18 PARTICIPATE IN THE WISCONSIN RETIREMENT SYSTEM. The department of employee trust  
19 funds may use the procedure under section 227.24 of the statutes to promulgate rules  
20 under section 40.22 (2) (am) of the statutes, as created by this act. Notwithstanding  
21 section 227.24 (1) (c) and (2) of the statutes, emergency rules promulgated under this  
22 subsection remain in effect until July 1, 2012, or the date on which permanent rules  
23 take effect, whichever is sooner. Notwithstanding section 227.24 (1) (a) and (3) of the  
24 statutes, the department is not required to provide evidence that promulgating a rule  
25 under this subsection as an emergency rule is necessary for the preservation of the

1 public peace, health, safety, or welfare and is not required to provide a finding of  
2 emergency for a rule promulgated under this subsection.

3 (6j) GROUP INSURANCE BOARD STUDY OF ASSISTED BIRTHS IN NONHOSPITAL SETTINGS.  
4 The group insurance board shall study the feasibility of including in the uniform  
5 benefits of state employee health insurance coverage the costs of certified  
6 nurse–midwife services to assist in births at home or at stand–alone birth centers,  
7 for health insurance coverage beginning on January 1, 2012.

8 **SECTION 9116. Nonstatutory provisions; Employment Relations**  
9 **Commission.**

10 **SECTION 9117. Nonstatutory provisions; Financial Institutions.**

11 **SECTION 9118. Nonstatutory provisions; Government Accountability**  
12 **Board.**

13 (1q) REVIEW OF PROPOSED EXPENDITURES FOR OUTREACH AND PUBLIC INFORMATION.  
14 No later than July 1, 2011, and before making any expenditures under section 7.08  
15 (12) of the statutes or 2011 Wisconsin Act 23, section 144 (1), for the purpose of  
16 outreach or public information, the government accountability board shall transmit  
17 to the cochairpersons of the joint committee on finance in writing a plan identifying  
18 the specific proposed purposes for the expenditures and proposed amounts to be  
19 expended for each specific purpose. If the cochairpersons of the committee do not  
20 notify the board that the committee has scheduled a meeting for the purpose of  
21 reviewing the plan within 14 working days after the date of the board's submittal of  
22 the plan to the cochairpersons, the board may make the proposed expenditures  
23 identified in the plan. If, within 14 working days after the date of the board's  
24 submittal, the cochairpersons notify the board that the committee has scheduled a  
25 meeting for the purpose of reviewing the plan, the board shall not make any

1 expenditures for the purpose of outreach or public information as identified in this  
2 subsection without the approval of the committee.

3 **SECTION 9119. Nonstatutory provisions; Governor.**

4 **SECTION 9120. Nonstatutory provisions; Health and Educational**  
5 **Facilities Authority.**

6 **SECTION 9121. Nonstatutory provisions; Health Services.**

7 (1g) LONG-TERM CARE SERVICES CAP.

8 (a) *Definitions.* In this subsection and subsections (2g) and (3g):

- 9 1. “Department” means the department of health services.
- 10 2. “Family care partnership program” means an integrated health and  
11 long-term care program operated under an amendment to the state medical  
12 assistance plan, as authorized in 42 USC 1396n (i).
- 13 3. “Family care program” means the benefit program under section 46.286 of  
14 the statutes.
- 15 4. “Institutional facility” means a nursing home under section 50.01 (3) of the  
16 statutes, an intermediate care facility for persons with mental retardation under  
17 section 50.14 (1) (b) of the statutes, or a center for the developmentally disabled  
18 under section 51.01 (3) of the statutes.
- 19 5. “Long-term care program” means any of the following that are available in  
20 a county on June 30, 2011, or the effective date of this subdivision, whichever is later:
  - 21 a. The family care program.
  - 22 b. The self-directed services option.
  - 23 c. The family care partnership program.
  - 24 d. The program for all-inclusive care for the elderly under 42 USC 1396u-4.

1           6. “Resource center” has the meaning given under section 46.2805 (10) of the  
2 statutes.

3           7. “Resource center service area” means the geographical area prescribed for  
4 a resource center by the department.

5           8. “Self-directed services option” means the program operated under a waiver  
6 from the secretary of the federal department of health and human services under 42  
7 USC 1396n (c) that allows participants to self-manage publicly funded long-term  
8 care services.

9           (b) *Enrollment cap.*

10           1. Notwithstanding section 46.286 (3) of the statutes and subject to subdivision  
11 2. and paragraph (c), the department may not enroll more individuals in long-term  
12 care programs in a resource center service area than the number of individuals  
13 enrolled in long-term care programs in that resource center service area on June 30,  
14 2011, or the effective date of this subdivision, whichever is later. This subdivision  
15 does not authorize the department to enroll an individual in a long-term care  
16 program that is not available in the individual’s county of residence. This  
17 subdivision does not apply after June 30, 2013.

18           2. Individuals enrolled in a long-term care program under paragraph (c) are  
19 not counted for the purpose of determining the number of individuals enrolled in  
20 long-term care programs in a resource center service area under subdivision 1.

21           3. A month during which subdivision 1. is in effect is not counted for purposes  
22 of determining the date under section 46.286 (3) (c) of the statutes by which the  
23 department must assure that there is sufficient capacity in care management  
24 organizations to provide the family care benefit to all entitled individuals in a county.



1           (c) *Exception to the enrollment cap.* The department may enroll an individual  
2 who is relocating from an institutional facility in a long-term care program if any of  
3 the following applies:

4           1. The individual has resided at the institutional facility for at least 90 days.

5           2. The department removes the individual from the institutional facility under  
6 section 50.03 (5m) (a) of the statutes.

7           3. The institutional facility is closing or relocating residents under section  
8 50.03 (14) of the statutes.

9           4. The institutional facility is not licensed to operate in this state.

10          5. The individual is relocated due to an emergency, as determined by the  
11 department.

12          (2g) FAMILY CARE BENEFIT EMERGENCY FUNDING.

13          (a) *2011–13 biennium.* The department may expend \$12,639,000 in fiscal year  
14 2011–12 and \$12,600,800 in fiscal year 2012–13 to provide the long-term care  
15 services and support items that are offered under the family care program to  
16 individuals who are on a waiting list for a long-term care program and who are in  
17 urgent need of long-term care services, as determined by the department. The  
18 department may provide services and support items to an individual under this  
19 paragraph until the individual is permanently enrolled in a long-term care program.

20          (b) *2013–15 biennium.* Notwithstanding section 16.42 (1) (e) of the statutes,  
21 in submitting information under section 16.42 of the statutes for purposes of the  
22 2013–15 biennial budget bill, the department shall submit information concerning  
23 the appropriation under section 20.435 (4) (b) of the statutes as though the increases  
24 in the dollar amounts of that appropriation for the purposes of paragraph (a) had not  
25 been made.

1           (3g) LONG-TERM CARE COST-EFFECTIVENESS STUDY. The secretary of the  
2 department shall study the cost-effectiveness of the family care program, the family  
3 care partnership program, the self-directed services option, and the program for  
4 all-inclusive care for the elderly under 42 USC 1396u-4. The study shall compare  
5 the cost-effectiveness of each program to each of the other programs; the  
6 cost-effectiveness of each program to the benefits provided to medical assistance  
7 recipients under section 49.46 (2) (a) and (b) of the statutes; and the  
8 cost-effectiveness of the care that individuals receive before they enroll in a  
9 long-term care program to the care that the individuals receive in a long-term care  
10 program. The department shall submit the findings of its study to the joint  
11 committee on finance by March 1, 2012.

12           (1) EXPANSION OF FAMILY CARE. Beginning on July 1, 2011, and ending on June  
13 30, 2013, the department of health services may not propose to contract with entities  
14 to administer the family care benefit, as described in section 46.286 of the statutes,  
15 in a county in which the family care benefit is not available on July 1, 2011, unless  
16 the department of health services determines that administering the family care  
17 benefit in such a county would be more cost-effective than the county's current  
18 mechanism for delivering long-term care services.

19           (6u) INCOME MAINTENANCE PROGRAM ADMINISTRATION; MULTICOUNTY CONSORTIA.

20           (a) In this subsection:

21           1. "Department" means the department of health services.

22           2. "Income maintenance program" has the meaning given in section 49.78 (1)  
23 (b) of the statutes.

24           3. "Multicounty consortium" has the meaning given in section 49.78 (1) (br) of  
25 the statutes, as created by this act.

1           (b) Counties with a population of less than 750,000 shall organize themselves  
2 into no more than 10 consortia and notify the department of the composition of the  
3 organized consortia no later than October 1, 2011.

4           (c) In each of calendar years 2012 and 2013, a county that is part of a  
5 multicounty consortium shall contribute funds to its multicounty consortium in an  
6 amount that is not less than the amount the county expended for the administration  
7 of income maintenance programs in calendar year 2009. For the purposes of this  
8 paragraph, Kenosha County expended \$673,000 for the administration of income  
9 maintenance programs in calendar year 2009.

10           (6v) INCOME MAINTENANCE PROGRAM ADMINISTRATION; DATA PROCESSING UNIT. The  
11 department of health services shall relocate the document processing unit to a  
12 location that is outside of Dane County no later than July 1, 2012.

13           (7u) MILWAUKEE COUNTY ENROLLMENT SERVICES UNIT. No later than 30 days after  
14 the effective date of this subsection, the department of health services shall discuss  
15 with Milwaukee County any issues relating to the employment of county employees  
16 with the state to provide services for the Milwaukee County enrollment services unit.  
17 The department of health services shall submit a report to the joint committee on  
18 finance on this issue no later than 60 days after the effective date of this subsection.

19           (8r) VETERANS HOME EXEMPTION FROM NURSING HOME BED ASSESSMENT.  
20 Notwithstanding section 50.14 (2) of the statutes, the Wisconsin veterans homes  
21 under section 45.50 of the statutes, as affected by this act, are not required to pay the  
22 per-bed assessment on nursing homes under section 50.14 (2) (am) of the statutes  
23 during the fiscal biennium in which this subsection takes effect.

24           (2) CONGENITAL DISORDER TESTING FEES; RULES. Using the procedure under  
25 section 227.24 of the statutes, the department of health services shall promulgate

1 rules required under section 253.13 (2) of the statutes, as affected by this act, for the  
2 period before the effective date of the permanent rules promulgated under section  
3 253.13 (2) of the statutes, as affected by this act, but not to exceed the period  
4 authorized under section 227.24 (1) (c) of the statutes, subject to extension under  
5 section 227.24 (2) of the statutes. Notwithstanding section 227.24 (1) (a), (2) (b), and  
6 (3) of the statutes, the department of health services is not required to provide  
7 evidence that promulgating a rule under this subsection as an emergency rule is  
8 necessary for the preservation of public peace, health, safety, or welfare and is not  
9 required to provide a finding of emergency for a rule promulgated under this  
10 subsection.

11 (10q) MEDICAL ASSISTANCE NURSING HOME PAYMENT BASE FUNDING. For the  
12 purpose of submitting information under section 16.42 of the statutes for purposes  
13 of preparing the 2013–15 biennial budget bill, the department of health services  
14 shall increase its adjusted base year funding for nursing home payments by \$415,600  
15 in general purpose revenue moneys and by \$925,100 in federal moneys.

16 (10x) AUDIT OF STATEWIDE INCOME MAINTENANCE PROGRAM ADMINISTRATION. The  
17 joint legislative audit committee is requested to direct the legislative audit bureau  
18 to conduct a performance evaluation audit of the statewide administration of income  
19 maintenance programs, as defined in section 49.78 (1) (b) of the statutes. If  
20 conducted, the audit shall address timeliness, program integrity, and efficiency. If  
21 the committee directs the legislative audit bureau to conduct the audit, the bureau  
22 shall file its reports in the manner described under section 13.94 (1) (b) of the statutes  
23 by March 1, 2013.

24 (11i) STUDY ON PURCHASE OF GENERIC DRUGS FOR MEDICAL ASSISTANCE. The  
25 department of health services shall conduct a study to determine whether the use of

1 a competitive bidding process for the purchase of generic drug equivalents that are  
2 provided to recipients under the Medical Assistance program would generate cost  
3 savings in the Medical Assistance program. No later than December 31, 2011, the  
4 department of health services shall submit a report of its findings under the study  
5 to the joint committee on finance.

6 (12b) STUDY ON MEDICAL ASSISTANCE AND FOOD SHARE CHANGES.

7 (a) The department of health services shall conduct a study to estimate the  
8 costs and determine the feasibility of the following policies:

9 1. Implementing photo identification requirements for beneficiaries of the  
10 Medical Assistance program and beneficiaries of the Food Share program by  
11 requiring a Medical Assistance enrollment card to contain a photograph of the  
12 beneficiary and a Food Share electronic benefit transfer card to contain a photograph  
13 of the beneficiary.

14 2. Promoting the purchase of nutritional foods and beverages among Food  
15 Share beneficiaries and requiring a beneficiary to purchase nutritional foods and  
16 beverages under the program.

17 (b) The study must address all of the following issues:

18 1. Any potential costs associated with the implementation of the changes and  
19 any potential savings due to fraud reduction as a result of implementing the  
20 requirement for photo identification.

21 2. How to accommodate the photo identification requirement in households  
22 comprised of multiple individuals.

23 3. The need for federal approval to implement the changes.

24 (c) No later than December 31, 2011, the department of health services shall  
25 submit to the joint committee on finance a report that includes the department's

1 recommendations for implementing the policies under paragraph (a) and that  
2 analyzes the feasibility of implementing those changes by April 1, 2012.

3 (12f) SEAL-A-SMILE DENTAL SEALANT PROGRAM. The department of health services  
4 may submit a request to the joint committee on finance under section 13.10 of the  
5 statutes to provide supplemental funding under section 13.101 (3) of the statutes for  
6 the appropriation under section 20.435 (1) (de) of the statutes for use by the  
7 department to award a grant under section 250.10 (1m) (b) of the statutes for a  
8 school-based dental sealant program. Any request submitted under this subsection  
9 shall include a statement as to whether a private entity has agreed to provide  
10 matching funds for the grant for a school-based dental sealant program under  
11 section 250.10 (1m) (b) of the statutes. If the cochairpersons of the committee do not  
12 notify the department within 14 working days after the date of the department's  
13 request that the committee has scheduled a meeting for the purpose of reviewing the  
14 request, the request is granted. If, within 14 working days after the date of the  
15 request, the cochairpersons of the committee notify the department that the  
16 committee has scheduled a meeting for the purpose of reviewing the request, the  
17 request may be granted only upon approval of the committee. Notwithstanding  
18 section 13.101 (3) of the statutes, the joint committee on finance is not required to  
19 find that an emergency exists prior to making the supplementation under this  
20 subsection.

21 **SECTION 9122. Nonstatutory provisions; Higher Educational Aids**  
22 **Board.**

23 (1d) BOARD OF TRUSTEES OF THE MEDICAL COLLEGE OF WISCONSIN, INC.  
24 Notwithstanding the requirement specified in section 39.15 (1) (a) of the statutes, as  
25 affected by this act, that 2 of the members of the board of trustees of the Medical

1 College of Wisconsin, Inc., must be nominated by the governor, and with the advice  
2 and consent of the senate, appointed, that board may consist of more than 2 members  
3 so nominated and appointed until such time as through term expiration, resignation,  
4 removal, death, or other cause the membership of that board so nominated and  
5 appointed is reduced to 2 members.

6 **SECTION 9123. Nonstatutory provisions; Historical Society.**

7 **SECTION 9124. Nonstatutory provisions; Housing and Economic**  
8 **Development Authority.**

9 **SECTION 9125. Nonstatutory provisions; Insurance.**

10 **SECTION 9126. Nonstatutory provisions; Investment Board.**

11 (1f) RIGHTS OF CERTAIN INVESTMENT BOARD EMPLOYEES. Notwithstanding section  
12 230.08 (2) (p) of the statutes, as affected by this act, all of the employees holding blue  
13 collar and clerical positions in the classified service at the investment board on the  
14 day before the effective date of this subsection, who have achieved permanent status  
15 in class on or before that date, shall retain, while serving in the unclassified service,  
16 those protections afforded employees in the classified service under sections 230.34  
17 (1) (a) and 230.44 (1) (c) of the statutes relating to demotion, suspension, discharge,  
18 layoff, or reduction in base pay and shall also have reinstatement privileges to the  
19 classified service as provided under section 230.33 (1) of the statutes.

20 **SECTION 9127. Nonstatutory provisions; Joint Committee on Finance.**

21 **SECTION 9128. Nonstatutory provisions; Judicial Commission.**

22 **SECTION 9129. Nonstatutory provisions; Justice.**

23 **SECTION 9130. Nonstatutory provisions; Legislature.**

24 (1u) OPEN ENROLLMENT PROGRAM REPORT.

1 (a) The legislative audit bureau shall prepare a report on the state aid transfer  
2 amount under the open enrollment program. The report shall discuss all of the  
3 following:

4 1. The history of the transfer amount.

5 2. Alternatives for increasing the transfer amount based on the costs to  
6 nonresident school districts of educating transfer pupils and the amount of funding  
7 the resident school districts retain for their fixed costs.

8 3. Alternatives for transferring the resident school district's revenue limit  
9 amount or state aid amount to the nonresident school district.

10 (b) The report shall discuss the issues and alternatives under paragraph (a)  
11 with respect to school districts that either gain or lose a relatively large proportion  
12 of pupils under the program.

13 (c) By January 1, 2012, the legislative audit bureau shall submit the report to  
14 the governor; to the cochairpersons of the joint committee on finance; to the  
15 cochairpersons of the joint legislative audit committee under section 13.172 (3) of the  
16 statutes; and to the chairpersons of the appropriate standing committees of the  
17 legislature, as determined by the speaker of the assembly and the president of the  
18 senate, under section 13.172 (3) of the statutes.

19 **SECTION 9131. Nonstatutory provisions; Lieutenant Governor.**

20 **SECTION 9132. Nonstatutory provisions; Local Government.**

21 (1d) COLLECTIVE BARGAINING AGREEMENTS COVERING CERTAIN MUNICIPAL DISTRICT  
22 EMPLOYEES.

23 (a) A school district and the representative of a collective bargaining unit  
24 containing employees of that school district may enter into one memorandum of  
25 understanding that modifies compensation or fringe benefit requirements in the



1 collective bargaining agreement under subchapter IV of chapter 111 of the statutes  
2 that covers the school district employees, that was entered into before February 1,  
3 2011, and that is in effect on the effective date of this paragraph. Such a modification  
4 is not a modification of the collective bargaining agreement for purposes of 2011  
5 Wisconsin Act 10, sections 9315 (1) and (2) and 9332 (1), or any provisions that are  
6 substantially similar to 2011 Wisconsin Act 10, sections 9315 (1) and (2) and 9332 (1),  
7 that may be enacted under separate legislation. The memorandum of understanding  
8 entered into under this paragraph remains effective for the duration of the current  
9 collective bargaining agreement and continues to be effective after the collective  
10 bargaining agreement expires until a new collective bargaining agreement takes  
11 effect except that, if the memorandum contains a provision addressing a subject that,  
12 at the expiration of the collective bargaining agreement, becomes a prohibited  
13 subject of bargaining, that provision is no longer effective.

14 (b) A technical college district board and the representative of a collective  
15 bargaining unit containing employees of that technical college district may enter into  
16 one memorandum of understanding that modifies compensation or fringe benefit  
17 requirements in the collective bargaining agreement under subchapter IV of chapter  
18 111 of the statutes that covers the technical college district employees, that was  
19 entered into before February 1, 2011, and that is in effect on the effective date of this  
20 paragraph. Such a modification is not a modification of the collective bargaining  
21 agreement for purposes of 2011 Wisconsin Act 10, sections 9315 (1) and (2) and 9332  
22 (1), or any provisions that are substantially similar to 2011 Wisconsin Act 10,  
23 sections 9315 (1) and (2) and 9332 (1), that may be enacted under separate  
24 legislation. The memorandum of understanding entered into under this paragraph  
25 remains effective for the duration of the current collective bargaining agreement and

1 continues to be effective after the collective bargaining agreement expires until a  
2 new collective bargaining agreement takes effect except that, if the memorandum  
3 contains a provision addressing a subject that, at the expiration of the collective  
4 bargaining agreement, becomes a prohibited subject of bargaining, that provision is  
5 no longer effective.

6 (c) No memorandum of understanding as described in paragraph (a) or (b) may  
7 be entered into later than 90 days after the effective date of this paragraph.

8 **SECTION 9133. Nonstatutory provisions; Medical College of Wisconsin.**

9 **SECTION 9134. Nonstatutory provisions; Military Affairs.**

10 **SECTION 9135. Nonstatutory provisions; Natural Resources.**

11 (1) COMMERCIAL CONSTRUCTION SITE EROSION CONTROL.

12 (a) In this subsection, “commercial building site” means a building site for  
13 construction of public buildings and buildings that are places of employment.

14 (b) All rules promulgated by the department of natural resources under section  
15 281.33 (3m), 2009 stats., related to erosion control for commercial building sites that  
16 are in effect on the effective date of this paragraph, as determined by the secretary  
17 of administration, remain in effect until their specified expiration dates or until  
18 amended or repealed by the department of safety and professional services. All  
19 orders issued by the department of natural resources that are in effect on the  
20 effective date of this paragraph and that are primarily related to erosion control for  
21 commercial building sites, as determined by the secretary of administration, remain  
22 in effect until their specified expiration dates or until modified or rescinded by the  
23 department of safety and professional services.

24 (c) Any matter pending with the department of natural resources on the  
25 effective date of this paragraph that is primarily related to its commercial building

1 site erosion control responsibilities under section 281.33 (3m), 2009 stats., as  
2 determined by the secretary of administration, is transferred to the department of  
3 safety and professional services and all materials submitted to or actions taken by  
4 the department of natural resources with respect to the pending matters are  
5 considered as having been submitted to or taken by the department of safety and  
6 professional services.

7 (d) Any delegation of the authority to act under section 281.33 (3m), 2009 stats.,  
8 made by the department of natural resources to a county, city, village, or town that  
9 is in effect on the effective date of this paragraph remains in effect until revoked by  
10 the department of safety and professional services.

11 (e) 1. In this paragraph:

12 a. “Commercial building” means a public building or a building that is a place  
13 of employment.

14 b. “Place of employment” has the meaning given in section 101.01 (11) of the  
15 statutes.

16 c. “Public building” has the meaning given in section 101.01 (12) of the statutes.

17 2. On or before October 1, 2011, the department of natural resources and the  
18 department of safety and professional services shall enter into a memorandum of  
19 understanding that does all of the following:

20 a. Delineates the responsibilities of the department of natural resources under  
21 section 281.33 of the statutes, as affected by this act, and the department of safety  
22 and professional services under section 101.1206 of the statutes, as affected by this  
23 act, in administering erosion control activities at construction sites during and after  
24 construction.

1           b. Delineates the manner in which the department of safety and professional  
2 services will regulate erosion control activities at commercial building construction  
3 sites of one acre or larger so that those erosion control activities are regulated in a  
4 manner that is consistent with the manner in which the department of natural  
5 resources regulates erosion control activities under chapter 283 of the statutes, as  
6 affected by this act, and rules promulgated under chapter 283 of the statutes, as  
7 affected by this act.

8           (3c) FEDERAL FISCAL YEAR 2011 APPROPRIATIONS ACT FUNDING FOR CLEAN WATER FUND  
9 PROJECTS.

10          (a) If this state receives moneys under P.L. 112–10 as a capitalization grant for  
11 clean water state revolving funds under the Federal Water Pollution Control Act, the  
12 department of natural resources and the department of administration may, as  
13 provided in this subsection, allocate the funds, before December 31, 2013, for  
14 financial assistance to municipalities, as defined in section 281.59 (1) (c) of the  
15 statutes, under section 281.58 of the statutes for projects eligible to receive financial  
16 assistance under that section.

17          (b) The department of natural resources and the department of administration  
18 shall provide additional subsidy under this subsection to municipalities in the  
19 amount that P.L. 112–10 requires to be used to provide additional subsidy. The  
20 department of natural resources and the department of administration shall provide  
21 additional subsidy to a municipality in the form of forgiveness of part of the principal  
22 of a loan made to the municipality, notwithstanding the limits in section 281.58 (6)  
23 (b) of the statutes on the methods that may be used to provide financial assistance.

24          The department of natural resources may establish a percentage limit of the amount

1 of the principal forgiveness available under this paragraph that may be received by  
2 any municipality.

3 (c) The department of natural resources may establish a deadline for  
4 submitting applications for financial assistance under this subsection.

5 (d) In selecting the projects to receive financial assistance under this  
6 subsection, and the terms of the financial assistance, the department of natural  
7 resources may consider any of the following:

- 8 1. The population of the municipality in which a project would be located.
- 9 2. The median household income, as defined in section 281.58 (1) (cm) of the  
10 statutes, of the municipality in which a project would be located.
- 11 3. The extent to which a project promotes water efficiency or energy efficiency;  
12 is environmentally innovative; or uses natural systems or engineered systems that  
13 mimic natural processes, also called green infrastructure.

14 (e) Notwithstanding section 227.10 (1) of the statutes, the department of  
15 natural resources and the department of administration are not required to  
16 promulgate rules for the purposes of this subsection.

17 (3d) FEDERAL FISCAL YEAR 2011 APPROPRIATIONS ACT FUNDING FOR SAFE DRINKING  
18 WATER LOAN PROGRAM PROJECTS.

19 (a) If this state receives moneys under P.L. 112–10 as a capitalization grant for  
20 drinking water state revolving loan funds under the federal Safe Drinking Water  
21 Act, the department of natural resources and the department of administration may,  
22 as provided in this subsection, allocate the funds, before December 31, 2013, for  
23 financial assistance to local governmental units, as defined in section 281.61 (1) (a)  
24 of the statutes, under section 281.61 of the statutes for projects eligible to receive  
25 financial assistance under that section. Notwithstanding section 281.59 (3s) (a) of

1 the statutes, the department of administration may, until December 30, 2013,  
2 allocate amounts approved for the 2011–13 biennium under section 281.59 (3s) (b)  
3 1. of the statutes for projects under this subsection.

4 (b) The department of natural resources and the department of administration  
5 shall provide additional subsidy under this subsection to local governmental units  
6 in the amount that P.L. 112–10 requires to be used to provide additional subsidy. The  
7 department of natural resources and the department of administration shall provide  
8 additional subsidy to a local governmental unit in the form of forgiveness of part of  
9 the principal of a loan made to the local governmental unit, notwithstanding the  
10 limits in section 281.61 (2r) of the statutes on the methods that may be used to  
11 provide financial assistance. The department of natural resources may establish a  
12 percentage limit of the amount of the principal forgiveness available under this  
13 paragraph that may be received by any local governmental unit.

14 (c) The department of natural resources may establish a different deadline for  
15 submitting applications for financial assistance under this subsection than the  
16 deadline in section 281.61 (5) of the statutes.

17 (d) In selecting the projects to receive financial assistance under this  
18 subsection, and the terms of the financial assistance, the department of natural  
19 resources may consider any of the following:

20 4. The population of the local governmental unit in which a project would be  
21 located.

22 5. The median household income, as defined in section 281.58 (1) (cm) of the  
23 statutes, of the local governmental unit in which a project would be located.

1           6. The extent to which a project promotes water efficiency or energy efficiency;  
2 is environmentally innovative; or uses natural systems or engineered systems that  
3 mimic natural processes, also called green infrastructure.

4           (e) Notwithstanding section 227.10 (1) of the statutes, the department of  
5 natural resources and the department of administration are not required to  
6 promulgate rules for the purposes of this subsection.

7           (3f) ECONOMIC IMPACT ANALYSES FOR CERTAIN RULES.

8           (a) In this subsection, “department” means the department of natural  
9 resources.

10          (b) The department shall prepare an economic impact analysis of all of the  
11 following:

12           1. Section NR 102.06, Wisconsin Administrative Code.

13           2. Subchapter III of chapter NR 217, Wisconsin Administrative Code.

14           3. Section NR 115, Wisconsin Administrative Code.

15          (c) The economic impact analyses prepared by the department under this  
16 subsection shall include the information specified in section 227.137 (3) of the  
17 statutes. The department may prepare a single combined analysis for the rules  
18 specified under paragraph (b) 1. and 2.

19          (d) The department shall submit the economic impact analyses required under  
20 this subsection on or before December 31, 2011, to the governor, to the department  
21 of administration, to the cochairpersons of the joint committee for review of  
22 administrative rules, and to the chief clerks of the assembly and senate for  
23 distribution to the chairpersons of the appropriate standing committees of the  
24 legislature.

1           (3q) SOUTHEASTERN WISCONSIN FOX RIVER COMMISSION. The department of  
2 natural resources shall provide in the 2011–13 fiscal biennium, from the  
3 appropriation under section 20.370 (5) (cq) of the statutes, as affected by this act,  
4 \$200,000 to the Southeastern Wisconsin Fox River commission. The commission  
5 may use this funding for activities that are required or authorized under subchapter  
6 VI of chapter 33 of the statutes and that are consistent with the commission's  
7 implementation plan. The activities for which this funding is utilized may include  
8 the activities required under section 33.56 (1), (2), and (3) of the statutes.

9           **SECTION 9136. Nonstatutory provisions; Public Defender Board.**

10           **SECTION 9137. Nonstatutory provisions; Public Instruction.**

11           (1) STUDENT INFORMATION SYSTEM. The state superintendent of public  
12 instruction shall submit a plan for the expenditure of moneys appropriated under  
13 section 20.255 (1) (e) of the statutes, as created by this act, in the 2011–12 fiscal year  
14 to the governor for his or her approval. By October 1, 2011, the state superintendent  
15 and the governor shall submit the approved plan to the joint committee on finance  
16 for its approval. The state superintendent may not expend or encumber the moneys  
17 unless the joint committee on finance approves the plan.

18           (1u) PUPIL ASSESSMENTS.

19           (a) Beginning in the 2014–15 school year, the department of public instruction  
20 shall replace the Wisconsin Knowledge and Concepts Examination with pupil  
21 assessments developed by the Smarter Balance Assessment Consortium or by an  
22 entity selected by the department through a request for proposals process. The new  
23 assessments shall be standards–based; measure mastery of the common core  
24 standards; be designed so as to begin the transition to online testing; and allow for  
25 the results of multiple–choice questions to be provided within one week and the



1 results of open-ended questions to be provided within 6 weeks, or as soon as  
2 practicable.

3 (b) By January 1, 2012, and by January 1, 2013, the department of public  
4 instruction shall report to the cochairpersons of the joint committee on finance on the  
5 progress of the transition from the current pupil assessment system to the new pupil  
6 assessment system. The department shall ensure that a stand-alone field test of  
7 new assessment items is conducted no later than the spring of 2014.

8 (2) SPECIAL ADJUSTMENT AIDS. Notwithstanding section 121.105 (2) of the  
9 statutes, for state aid distributed in the 2011–12 school year, the department of  
10 public instruction shall calculate the aid adjustment under that section using 90  
11 percent instead of 85 percent in section 121.105 (2) (am) 1. and 2. of the statutes.

12 (3q) LOW REVENUE ADJUSTMENT AID.

13 (a) Except as provided in paragraph (b) and subject to paragraph (c), in the  
14 2011–12 school year, from the appropriation under section 20.255 (2) (ar) of the  
15 statutes, as created by this act, the department of public instruction shall pay to each  
16 school district in which the school district's per pupil revenue under section 121.905  
17 (4) (a) of the statutes is greater than the school district's base revenue per member,  
18 as determined under section 121.905 of the statutes, as affected by this act, an  
19 amount determined as follows:

20 1. For a school district in which the difference between the school district's per  
21 pupil revenue under section 121.905 (4) (a) of the statutes and the school district's  
22 base revenue per member, as determined under section 121.905 of the statutes, as  
23 affected by this act, is \$100, an amount determined by multiplying \$40 by the  
24 average of the number of pupils enrolled in the school district in the 2009–10,  
25 2010–11, and 2011–12 school years. For the purpose of calculating eligibility for aid

1 under this subdivision, if the school district's base revenue per member, as  
2 determined under section 121.905 of the statutes, is less than \$8,900, the  
3 department of public instruction shall set the base revenue per member at \$8,900.

4 2. For a school district in which the difference between the school district's per  
5 pupil revenue under section 121.905 (4) (a) of the statutes and the school district's  
6 base revenue per member, as determined under section 121.905 of the statutes, as  
7 affected by this act, is less than \$100, an amount determined as provided in  
8 subdivision 3. For the purpose of calculating eligibility for aid under this subdivision  
9 and calculating aid under subdivision 3., if the school district's base revenue per  
10 member, as determined under section 121.905 of the statutes, is less than \$8,900, the  
11 department of public instruction shall set the base revenue per member at \$8,900.

12 3. a. Subtract the school district's base revenue per member, as determined  
13 under section 121.905 of the statutes, as affected by this act, from the school district's  
14 per pupil revenue under section 121.905 (4) (a) of the statutes.

15 b. Multiply the difference determined under subdivision 3. a. by 0.4.

16 c. Multiply the product under subdivision 3. b. by the average of the number  
17 of pupils enrolled in the school district in the 2009–10, 2010–11, and 2011–12 school  
18 years.

19 (b) If a school district's per pupil revenue under section 121.905 (4) (a) of the  
20 statutes is less than \$8,900, the school district may not receive aid under this  
21 subsection.

22 (c) 1. When considering under this subsection the school district's per pupil  
23 revenue under section 121.905 (4) (a) of the statutes, the department of public  
24 instruction shall not consider any adjustments under section 121.91 (3) or (4) of the  
25 statutes.

1           2. If the appropriation under section 20.255 (2) (ar) of the statutes, as created  
2 by this act, is insufficient to pay the full amount of aid for which school districts are  
3 eligible under this subsection, the department of public instruction shall prorate the  
4 aid payments under this subsection among all eligible school districts.

5           (3r) PER PUPIL ADJUSTMENT AID.

6           (a) In the 2012–13 school year, from the appropriation under section 20.255 (2)  
7 (ap) of the statutes, as created by this act, the department of public instruction shall  
8 pay to each school district that, in the fall of 2012, certifies the maximum amount  
9 allowed to be levied under section 121.905 of the statutes, as affected by this act, or  
10 121.91 (2m) of the statutes, as affected by this act, an amount equal to \$50 multiplied  
11 by the average of the number of pupils enrolled in the school district in the 2010–11,  
12 2011–12, and 2012–13 school years. When considering under this paragraph  
13 whether a school district certified the maximum amount allowed to be levied, the  
14 department of public instruction shall not consider any increase under section  
15 121.91 (4) (d) of the statutes.

16           (b) 1. Subject to paragraph (c), in the 2012–13 school year, from the  
17 appropriation under section 20.255 (2) (ap) of the statutes, as created by this act, the  
18 department of public instruction shall pay the amount determined under  
19 subdivision 2. to each school district to which all of the following apply:

20           a. In the fall of 2012, the school district certifies less than the maximum amount  
21 allowed to be levied under section 121.905 of the statutes, as affected by this act, or  
22 section 121.91 (2m) of the statutes, as affected by this act. When considering under  
23 this subdivision whether a school district certified the maximum amount allowed to  
24 be levied, the department of public instruction shall not consider any increase under  
25 section 121.91 (4) (d) of the statutes.

1           b. The quotient determined by dividing the difference between the maximum  
2 amount allowed to be levied by the school district in the 2012–13 school year under  
3 section 121.905 of the statutes, as affected by this act, or section 121.91 of the  
4 statutes, as affected by this act, and the actual amount certified by the school district  
5 in the fall of 2012, by the average of the number of pupils enrolled in the school  
6 district in the 2010–11, 2011–12, and 2012–13 school years is less than \$50.

7           2. a. Divide the difference between the maximum amount allowed to be levied  
8 by the school district in the 2012–13 school year under section 121.905 of the  
9 statutes, as affected by this act, or section 121.91 of the statutes, as affected by this  
10 act, and the actual amount certified by the school district in the fall of 2012, by the  
11 average of the number of pupils enrolled in the school district in the 2010–11,  
12 2011–12, and 2012–13 school years.

13           b. Subtract the amount determined under subdivision 2. a. from \$50.

14           c. Multiply the difference determined in subdivision 2. b. by the average of the  
15 number of pupils enrolled in the school district in the 2010–11, 2011–12, and 2012–13  
16 school years.

17           (c) If the appropriation under section 20.255 (2) (ap) of the statutes, as created  
18 by this act, is insufficient to pay the full amount of aid for which school districts are  
19 eligible under this subsection, the department of public instruction shall prorate the  
20 aid payments under this subsection among all eligible school districts.

21           **SECTION 9138. Nonstatutory provisions; Public Lands, Board of**  
22 **Commissioners of.**

23           **SECTION 9139. Nonstatutory provisions; Public Service Commission.**

24           **SECTION 9140. Nonstatutory provisions; Regulation and Licensing.**

1           (1) **RULES AND ORDERS.** All rules promulgated by the department of regulation  
2 and licensing that relate to the licensure of real estate brokers and salespersons or  
3 the registration of time–share salespersons that are in effect on the effective date of  
4 this subsection remain in effect until their specified expiration dates or until  
5 amended or repealed by the real estate examining board. All orders issued by the  
6 department of regulation and licensing relating to such licensure or registration that  
7 are in effect on the effective date of this subsection remain in effect until their  
8 specified expiration dates or until modified or rescinded by the real estate examining  
9 board.

10           (2) **PENDING MATTERS.** Any matter pending with the department of regulation  
11 and licensing on the effective date of this subsection that is primarily related to the  
12 licensure of real estate brokers and salespersons or the registration of time–share  
13 salespersons, as determined by the secretary of regulation and licensing, is  
14 transferred to the real estate examining board, and all materials submitted to or  
15 actions taken by the department of regulation and licensing with respect to the  
16 pending matters are considered as having been submitted to or taken by the real  
17 estate examining board.

18           (3) **CONTRACTS.** All contracts entered into by the department of regulation and  
19 licensing in effect on the effective date of this subsection that are primarily related  
20 to licensure of real estate brokers and salespersons or the registration of time–share  
21 salespersons, as determined by the secretary of regulation and licensing, remain in  
22 effect and are transferred to the real estate examining board. The real estate  
23 examining board shall carry out any obligations under such a contract until the  
24 contract is modified or rescinded by the real estate examining board to the extent  
25 allowed under the contract.

1           (4) INITIAL APPOINTMENTS. Notwithstanding the lengths of terms specified in  
2 section 15.405 (11m) of the statutes, as created by this act, the initial members of the  
3 real estate examining board shall be appointed for the following terms:

4           (a) One real estate broker or salesperson licensed under chapter 452 of the  
5 statutes and one public member, for terms expiring on July 1, 2012.

6           (b) One licensed real estate broker or salesperson licensed under chapter 452  
7 of the statutes and one public member, for terms expiring on July 1, 2013.

8           (c) Three licensed real estate brokers or salespersons licensed under chapter  
9 452 of the statutes, for terms expiring on July 1, 2014.

10           (5c) BAIL BOND SURETY CORPORATION AND AGENT LICENSING; RULES. Using the  
11 procedure under section 227.24 of the statutes, the department of safety and  
12 professional services shall promulgate rules required under section 440.9995 of the  
13 statutes, as created by this act, for the period before the effective date of the  
14 permanent rules promulgated under section 440.9995 of the statutes, as created by  
15 this act, but not to exceed the period authorized under section 227.24 (1) (c), subject  
16 to extension under section 227.24 (2) of the statutes. Notwithstanding section 227.24  
17 (1) (a), (2) (b), and (3) of the statutes, the department of safety and professional  
18 services is not required to provide evidence that promulgating a rule under this  
19 subsection as an emergency rule is necessary for the preservation of public peace,  
20 health, safety, or welfare and is not required to provide a finding of emergency for a  
21 rule promulgated under this subsection.

22           **SECTION 9141. Nonstatutory provisions; Revenue.**

23           **SECTION 9141m. Nonstatutory provisions; Safety and Professional**  
24 **Services.**

1           (1q) RULES FOR PRIVATE SEWAGE SYSTEM GRANTS. Using the procedure under  
2 section 227.24 of the statutes, the department of safety and professional services  
3 shall promulgate the rules to implement section 145.245 of the statutes, as affected  
4 by this act, for the period before the effective date of the permanent rules  
5 promulgated under section 145.245 of the statutes, as affected by this act, but not to  
6 exceed the period authorized under section 227.24 (1) (c) of the statutes, subject to  
7 extension under section 227.24 (2) of the statutes. Notwithstanding section 227.24  
8 (1) (a), (2) (b), and(3) of the statutes, the department of safety and professional  
9 services is not required to provide evidence that promulgating a rule under this  
10 subsection as an emergency rule is necessary for the preservation of public peace,  
11 health, safety, or welfare and is not required to provide a finding of emergency for a  
12 rule promulgated under this subsection.

13           **SECTION 9142. Nonstatutory provisions; Secretary of State.**

14           (1) TRANSFER OF TRADEMARK AND NOTARY FUNCTIONS TO THE DEPARTMENT OF  
15 FINANCIAL INSTITUTIONS; TRANSITIONAL PROVISIONS.

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

17           1. “Department” means the department of financial institutions.

18           2. “Office” means the office of the secretary of state.

19           3. “Relating to the office’s trademark or notary functions” means relating to the  
20 office’s functions and duties under section 137.01, 2009 stats., or chapter 132, 2009  
21 stats.

22           (b) *Assets and liabilities.* On the effective date of this paragraph, the assets and  
23 liabilities of the office relating to the office’s trademark or notary functions shall  
24 become the assets and liabilities of the department.

25           (c) *Staff.*

1           1. On the effective date of this subdivision, 1.0 FTE PR position relating to the  
2 office's trademark or notary functions and the incumbent employee, identified by the  
3 secretary of administration, holding that position in the office are transferred to the  
4 department.

5           2. The employee transferred under subdivision 1. to the division has all of the  
6 rights and the same status under subchapter V of chapter 111 and chapter 230 of the  
7 statutes in the division that he or she enjoyed in the office immediately before the  
8 transfer. Notwithstanding section 230.28 (4) of the statutes, the employee so  
9 transferred who has attained permanent status in class is not required to serve a  
10 probationary period.

11           3. On the effective date of this subdivision, the remaining 1.0 FTE PR position  
12 of the office relating to the office's trademark or notary functions not transferred  
13 under subdivision 1. is deauthorized.

14           (d) *Tangible personal property.* On the effective date of this paragraph, all  
15 tangible personal property, including records, of the office relating to the office's  
16 trademark or notary functions is transferred to the department.

17           (e) *Contracts.* All contracts entered into by the office, in effect on the effective  
18 date of this paragraph, relating to the office's trademark or notary functions remain  
19 in effect and are transferred to the department. The department shall carry out any  
20 obligations under such a contract until the contract is modified or rescinded by the  
21 department to the extent allowed under the contract.

22           (f) *Rules and orders.*

23           1. All rules promulgated by the office relating to the office's trademark or  
24 notary functions that are in effect on the effective date of this subdivision remain in



1 effect until their specified expiration dates or until amended or repealed by the  
2 department.

3 2. All orders issued by the office relating to the office's trademark or notary  
4 functions that are in effect on the effective date of this subdivision remain in effect  
5 until their specified expiration dates or until modified or rescinded by the  
6 department.

7 (g) *Pending matters.* Any matter relating to the office's trademark or notary  
8 functions pending with the office on the effective date of this paragraph is  
9 transferred to the department, and all materials submitted to or actions taken by the  
10 office with respect to the pending matter are considered as having been submitted  
11 to or taken by the department.

12 (h) *Department of administration to arbitrate disputes.* In the case of  
13 disagreement between the secretary of financial institutions and the secretary of  
14 state with respect to any matter specified in paragraph (c), (d), (e), (f), or (g), the  
15 department of administration shall determine the matter and shall develop a plan  
16 for an orderly transfer.

17 (2) TRANSFER OF ADMINISTRATIVE SERVICES FUNCTIONS TO DEPARTMENT OF  
18 ADMINISTRATION.

19 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and  
20 liabilities of the office of the secretary of state that are primarily related to  
21 administrative services, as determined by the secretary of administration, shall  
22 become the assets and liabilities of the department of administration.

23 (b) *Tangible personal property.* On the effective date of this paragraph, all  
24 tangible personal property, including records, of the office of the secretary of state  
25 that are primarily related to administrative services, as determined by the secretary

1 of administration, shall become the tangible personal property of the department of  
2 administration.

3 (c) *Contracts.* All contracts entered into by the office of the secretary of state  
4 in effect on the effective date of this paragraph that are primarily related to  
5 administrative services, as determined by the secretary of administration, remain  
6 in effect and are transferred to the department of administration. The department  
7 of administration shall carry out any obligations under such a contract until the  
8 contract is modified or rescinded by the department of administration to the extent  
9 allowed under the contract.

10 (d) *Rules and orders.* All rules promulgated by the office of the secretary of state  
11 in effect on the effective date of this paragraph that are primarily related to  
12 administrative services, as determined by the secretary of administration, remain  
13 in effect until their specified expiration date or until amended or repealed by the  
14 department of administration. All orders issued by the office of the secretary of state  
15 in effect on the effective date of this paragraph that are primarily related to  
16 administrative services, as determined by the secretary of administration, remain  
17 in effect until their specified expiration date or until modified or rescinded by the  
18 department of administration.

19 (e) *Pending matters.* Any matter pending with the office of the secretary of state  
20 on the effective date of this paragraph that is primarily related to administrative  
21 services, as determined by the secretary of administration, is transferred to the  
22 department of administration and all materials submitted to or actions taken by the  
23 office of the secretary of state with respect to the pending matter are considered as  
24 having been submitted to or taken by the department of administration.

1           **SECTION 9143. Nonstatutory provisions; State Employment Relations,**  
2           **Office of.**

3           (2q) HEALTH INSURANCE OPTIONS.

4           (a) The director of the office of state employment relations and the secretary  
5 of employee trust funds shall study the feasibility of all of the following:

6           1. Offering to employees eligible to receive health care coverage under  
7 subchapter IV of chapter 40 of the statutes, beginning on January 1, 2013, the  
8 options of receiving health care coverage through either a low-cost health care  
9 coverage plan or through a high-deductible health plan and the establishment of a  
10 health savings account, as described in 26 USC 223.

11           2. Implementing a 3-level health insurance premium cost structure that would  
12 establish separate premium levels for single individuals, married couples with no  
13 dependents, and families with dependents.

14           3. Implementing a program, beginning on January 1, 2012, to provide an online  
15 marketplace for the purchase of prescription drugs as a supplement to the pharmacy  
16 benefit management program provided under the group insurance plans offered by  
17 the group insurance board.

18           4. Requiring state employees to receive health care coverage through a health  
19 benefits exchange established pursuant to the federal Patient Protection and  
20 Affordable Care Act of 2010.

21           5. Creating a health care insurance purchasing pool for all state and local  
22 government employees and individuals receiving health care coverage under the  
23 Medical Assistance program.

24           (b) No later than October 31, 2011, the director and secretary shall report their  
25 findings and recommendations to the governor and the joint committee on finance.

1           **SECTION 9144. Nonstatutory provisions; State Fair Park Board.**

2           **SECTION 9145. Nonstatutory provisions; Supreme Court.**

3           **SECTION 9146. Nonstatutory provisions; Technical College System.**

4           **SECTION 9147. Nonstatutory provisions; Tourism.**

5           **SECTION 9148. Nonstatutory provisions; Transportation.**

6           (1) CERTIFICATES OF TITLE. Notwithstanding chapter 342 of the statutes, as  
7 affected by this act, beginning on the effective date of this subsection, the department  
8 of transportation may, for 6 months after the effective date of this subsection, issue  
9 and deliver certificates of title under applicable provisions of chapter 342 of the  
10 statutes that are in effect on the day before the effective date of this subsection.

11           (3u) DISSOLUTION AND WINDING DOWN OF TRANSIT AUTHORITIES. (a) Any authority  
12 created under section 66.1039, 2009 stats., is dissolved on the effective date of this  
13 paragraph.

14           (b) The authority under section 59.58 (7), 2009 stats., is dissolved on the  
15 effective date of this paragraph.

16           (c) After the effective date of this paragraph, the counties of Kenosha, Racine,  
17 and Milwaukee, and all members of the governing body of the authority under  
18 section 59.58 (7) of the statutes, shall begin the process of winding down the  
19 authority and shall complete the process by the time the authority is dissolved as  
20 provided in paragraph (b). All assets and liabilities of the authority under section  
21 59.58 (7), 2009 stats., including any accumulated moneys received from the fees  
22 imposed under subchapter XIII of chapter 77 of the statutes, shall become the assets  
23 and liabilities of the counties of Kenosha, Racine, and Milwaukee and shall be  
24 divided and distributed as follows:

25           1. Fifty percent to Milwaukee County.

1           2. Twenty–five percent to Kenosha County.

2           3. Twenty–five percent to Racine County.

3           (4f) COPPER CULTURE STATE PARK DIRECTIONAL SIGNAGE. Notwithstanding any  
4 eligibility criteria or other criteria or specification under section 86.196 of the  
5 statutes, the department of transportation shall erect 2 tourist–oriented directional  
6 signs, one for each direction of travel, along STH 41 in Oconto County for Copper  
7 Culture State Park in Oconto County. The department may not charge any fee  
8 related to any sign erected under this subsection.

9           (7f) SOUTHEAST WISCONSIN FREEWAY FUNDING. Prior to July 1, 2011, the  
10 department of transportation shall determine all of the following, calculated as of the  
11 end of fiscal year 2010–11, based upon the portion of unencumbered funds for the  
12 department’s southeast Wisconsin freeway rehabilitation program that are  
13 associated with projects that will become part of the department’s southeast  
14 Wisconsin freeway megaproject program:

15           (a) The amount to be transferred from section 20.395 (3) (cr) of the statutes, as  
16 affected by this act, to the department’s new state funds appropriation account for  
17 southeast Wisconsin freeway megaprojects.

18           (b) The amount to be transferred from section 20.395 (3) (cw) of the statutes,  
19 as affected by this act, to the department’s new local funds appropriation account for  
20 southeast Wisconsin freeway megaprojects.

21           (c) The amount to be transferred from section 20.395 (3) (cy) of the statutes, as  
22 affected by this act, to the department’s new federal funds appropriation account for  
23 southeast Wisconsin freeway megaprojects.

24           (7g) COMMISSION ON TRANSPORTATION FINANCE AND POLICY.

1 (a) There is created a committee called the commission on transportation  
2 finance and policy. The commission shall consist of the following members:

- 3 1. The secretary of transportation, who shall serve as a nonvoting member.
- 4 2. Six citizen members, appointed by the governor.
- 5 3. One citizen member, appointed by the speaker of the assembly.
- 6 4. One citizen member, appointed by the assembly minority leader.
- 7 5. One citizen member, appointed by the senate majority leader.
- 8 6. One citizen member, appointed by the senate minority leader.

9 (b) At least 5 of the citizen members appointed under paragraph (a) shall have  
10 experience in public finance, transportation policy, or transportation system  
11 planning.

12 (c) The commission shall examine issues related to the future of transportation  
13 finance in this state, including all of the following:

14 1. The estimated costs of highway maintenance, rehabilitation, reconstruction,  
15 and expansion projects over a 10–year period, including both those currently  
16 identified in the department’s 6–year program and those in the department’s  
17 long–range transportation plans.

18 2. The estimated costs of local government transportation aid and assistance  
19 programs, including general transportation aids and mass transit operating  
20 assistance.

21 3. Projections of transportation fund revenues over the same 10–year period  
22 identified in subdivision 1.

23 4. Projections of transportation fund debt service for the use of bonds over the  
24 same 10–year period identified in subdivision 1., under various scenarios.

1           5. Various options for increasing transportation fund revenues or adjusting  
2 transportation fund expenditures over the 10–year period identified in subdivision  
3 1. to achieve a stable balance between expenditures, revenues, and debt service.

4           6. The impact of highway project planning for specific projects on landowners  
5 with property abutting proposed improvements.

6           (d) The commission shall prepare a report with its findings and  
7 recommendations and submit the report, no later than March 1, 2013, to the  
8 governor, the speaker of the assembly, the assembly minority leader, the senate  
9 majority leader, and the senate minority leader.

10           (8f) ZOO INTERCHANGE PROJECT REPORT.

11           (a) In this subsection, “Zoo interchange” has the meaning given in section  
12 84.014 (5m) (ag) 2. of the statutes.

13           (b) No later than December 1, 2011, the department of transportation shall  
14 submit a report to the joint committee on finance that does all of the following:

15           1. Outlines a financing plan and schedule for the Zoo interchange project,  
16 including planned expenditures by year and by funding source, through the year of  
17 completion of the project.

18           2. Shows the impact on transportation fund debt service of the issuance of  
19 bonds for the Zoo interchange project as well as past and future issuance of  
20 transportation fund–supported bonds for other projects and programs.

21           3. Provides estimates of the percentage of gross transportation fund revenues  
22 that would be required for the payment of transportation debt service on any bonds  
23 described under subdivision 2., through 2 years following the year of completion of  
24 the Zoo interchange project.

1           (9i) VEHICLE REGISTRATION DECALS. By the date specified by the cochairpersons  
2 of the joint committee on finance for submission of requests for consideration at the  
3 3rd quarterly meeting of the committee under section 13.10 of the statutes in the  
4 2011–12 fiscal year, the department of transportation shall submit a request to the  
5 committee under section 13.10 of the statutes to provide supplemental funding  
6 under section 13.101 (3) of the statutes for the appropriation under section 20.395  
7 (5) (cq) of the statutes in the 2012–13 fiscal year for vehicle registration plate tags,  
8 decals, or stickers evidencing registration. The request submitted under this  
9 subsection shall include the department’s proposal to establish a registration plate  
10 decal or sticker system under which decals or stickers would be issued centrally by  
11 a 3rd–party vendor and would carry an identification marker specific to the  
12 registration plate or vehicle for which the decal or sticker is issued. Upon approval  
13 of the proposal, including modification and approval, by the committee, the  
14 department shall implement the proposal as approved. Notwithstanding section  
15 13.101 (3) of the statutes, the committee may supplement the appropriation under  
16 section 20.395 (5) (cq) of the statutes from the appropriation account under section  
17 20.865 (4) (u) of the statutes for the purpose described in this subsection without  
18 finding that an emergency exists.

19           **SECTION 9149. Nonstatutory provisions; Treasurer.**

20           (1) TRANSFER OF COLLEGE SAVINGS PROGRAMS DUTIES TO THE DEPARTMENT OF  
21 ADMINISTRATION.

22           (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and  
23 liabilities of the office of the state treasurer that are primarily related to the state  
24 treasurer’s performance of duties under sections 14.63, 14.64, and 14.65, 2009 stats.,



1 as determined by the secretary of administration, shall become the assets and  
2 liabilities of the department of administration.

3 (b) *Staff.*

4 1. On the effective date of this subdivision, 1.0 FTE SEG position in the office  
5 of the state treasurer, and the incumbent employee holding that position, funded  
6 from the appropriation under section 20.585 (2) (tm), 2009 stats., and responsible for  
7 the performance of duties related to the college savings program, is transferred to the  
8 department of administration to be funded from the appropriation under section  
9 20.505 (1) (th) of the statutes, as affected by this act. The secretary of administration  
10 shall identify the position.

11 2. An employee transferred under subdivision 1. to the department of  
12 administration has all of the rights and the same status under subchapter V of  
13 chapter 111 and chapter 230 of the statutes in the department of administration that  
14 he or she enjoyed in the office of the state treasurer immediately before the transfer.  
15 Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who  
16 has attained permanent status in class is required to serve a probationary period.

17 (c) *Tangible personal property.* On the effective date of this paragraph, all  
18 tangible personal property, including records, of the office of the state treasurer that  
19 are primarily related to the state treasurer's performance of duties under sections  
20 14.63, 14.64, and 14.65, 2009 stats., as determined by the secretary of  
21 administration, is transferred to the department of administration.

22 (d) *Pending matters.* Any matter pending with the office of the state treasurer  
23 that is primarily related to the state treasurer's performance of duties under sections  
24 14.63, 14.64, and 14.65, 2009 stats., as determined by the secretary of  
25 administration, is transferred to the department of administration. All materials

1 submitted to or actions taken by the office of the state treasurer with respect to the  
2 pending matter are considered as having been submitted to or taken by the  
3 department of administration.

4 (e) *Contracts.* All contracts entered into by the office of the state treasurer in  
5 effect on the effective date of this paragraph that are primarily related to the state  
6 treasurer’s performance of duties under sections 14.63, 14.64, and 14.65, 2009 stats.,  
7 as determined by the secretary of administration, remain in effect and are  
8 transferred to the department of administration. The department of administration  
9 shall carry out any obligations under those contracts unless modified or rescinded  
10 by the department of administration to the extent allowed under the contract.

11 (f) *Rules and orders.* All rules promulgated by the office of the state treasurer  
12 in effect on the effective date of this paragraph that are primarily related to the state  
13 treasurer’s performance of duties under sections 14.63, 14.64, and 14.65, 2009 stats.,  
14 as determined by the secretary of administration, remain in effect until their  
15 specified expiration dates or until amended or repealed by the department of  
16 administration. All orders issued by the office of the state treasurer in effect on the  
17 effective date of this paragraph that are primarily related to the state treasurer’s  
18 performance of duties under sections 14.63, 14.64, and 14.65, 2009 stats., as  
19 determined by the secretary of administration, remain in effect until their specified  
20 expiration dates or until modified or rescinded by the department of administration.

21 (2) TRANSFER OF LOCAL GOVERNMENT POOLED-INVESTMENT DUTIES TO THE  
22 DEPARTMENT OF ADMINISTRATION.

23 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and  
24 liabilities of the office of the state treasurer that are primarily related to the state  
25 treasurer’s performance of duties under section 25.50, 2009 stats., as determined by

1 the secretary of administration, shall become the assets and liabilities of the  
2 department of administration.

3 (b) *Staff.*

4 1. On the effective date of this subdivision, 1.0 FTE PR position in the office of  
5 the state treasurer, and the incumbent employee holding that position funded from  
6 the appropriation under section 20.585 (1) (g), 2009 stats., and responsible for the  
7 performance of duties related to the local government pooled–investment fund under  
8 section 25.50, 2009 stats., is transferred to the department of administration to be  
9 funded from the appropriation under section 20.505 (1) (gc) of the statutes, as  
10 affected by this act. The secretary of administration shall identify the position.

11 2. An employee transferred under subdivision 1. to the department of  
12 administration has all of the rights and the same status under subchapter V of  
13 chapter 111 and chapter 230 of the statutes in the department that he or she enjoyed  
14 in the office of the state treasurer immediately before the transfer. Notwithstanding  
15 section 230.28 (4) of the statutes, no employee so transferred who has attained  
16 permanent status in class is required to serve a probationary period.

17 (c) *Tangible personal property.* On the effective date of this paragraph, all  
18 tangible personal property, including records, of the office of the state treasurer that  
19 are primarily related to the state treasurer’s performance of duties under section  
20 25.50, 2009 stats., as determined by the secretary of administration, is transferred  
21 to the department of administration.

22 (d) *Pending matters.* Any matter pending with the office of the state treasurer  
23 that is primarily related to the state treasurer’s performance of duties under section  
24 25.50, 2009 stats., as determined by the secretary of administration, is transferred  
25 to the department of administration. All materials submitted to or actions taken by

1 the office of the state treasurer with respect to the pending matter are considered as  
2 having been submitted to or taken by the department of administration.

3 (e) *Contracts.* All contracts entered into by the office of the state treasurer in  
4 effect on the effective date of this paragraph that are primarily related to the state  
5 treasurer's performance of duties under section 25.50, 2009 stats., as determined by  
6 the secretary of administration, remain in effect and are transferred to the  
7 department of administration. The department of administration shall carry out  
8 any obligations under those contracts unless modified or rescinded by the  
9 department of administration to the extent allowed under the contract.

10 (f) *Rules and orders.* All rules promulgated by the office of the state treasurer  
11 in effect on the effective date of this paragraph that are primarily related to the state  
12 treasurer's performance of duties under section 25.50, 2009 stats., as determined by  
13 the secretary of administration, remain in effect until their specified expiration dates  
14 or until amended or repealed by the department of administration. All orders issued  
15 by the office of the state treasurer in effect on the effective date of this paragraph that  
16 are primarily related to the state treasurer's performance of duties under section  
17 25.50, 2009 stats., as determined by the secretary of administration, remain in effect  
18 until their specified expiration dates or until modified or rescinded by the  
19 department of administration.

20 (3) TRANSFER OF MANAGEMENT SERVICE FUNCTIONS TO DEPARTMENT OF  
21 ADMINISTRATION.

22 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and  
23 liabilities of the office of the state treasurer that are primarily related to  
24 management services, as determined by the secretary of administration, shall  
25 become the assets and liabilities of the department of administration.

1           (b) *Tangible personal property.* On the effective date of this paragraph, all  
2 tangible personal property, including records, of the office of the state treasurer that  
3 are primarily related to management services, as determined by the secretary of  
4 administration, shall become the tangible personal property of the department of  
5 administration.

6           (c) *Contracts.* All contracts entered into by the office of the state treasurer in  
7 effect on the effective date of this paragraph that are primarily related to  
8 management services, as determined by the secretary of administration, remain in  
9 effect and are transferred to the department of administration. The department of  
10 administration shall carry out any obligations under such a contract until the  
11 contract is modified or rescinded by the department of administration to the extent  
12 allowed under the contract.

13           (d) *Rules and orders.* All rules promulgated by the office of the state treasurer  
14 in effect on the effective date of this paragraph that are primarily related to  
15 management services, as determined by the secretary of administration, remain in  
16 effect until their specified expiration date or until amended or repealed by the  
17 department of administration. All orders issued by the office of the state treasurer  
18 in effect on the effective date of this paragraph that are primarily related to  
19 management services, as determined by the secretary of administration, remain in  
20 effect until their specified expiration date or until modified or rescinded by the  
21 department of administration.

22           (e) *Pending matters.* Any matter pending with the office of the state treasurer  
23 on the effective date of this paragraph that is primarily related to management  
24 services, as determined by the secretary of administration, is transferred to the  
25 department of administration and all materials submitted to or actions taken by the

1 office of the state treasurer with respect to the pending matter are considered as  
2 having been submitted to or taken by the department of administration.

3 **SECTION 9150. Nonstatutory provisions; University of Wisconsin**  
4 **Hospitals and Clinics Authority.**

5 **SECTION 9151. Nonstatutory provisions; University of Wisconsin**  
6 **Hospitals and Clinics Board.**

7 **SECTION 9152. Nonstatutory provisions; University of Wisconsin**  
8 **System.**

9 (1c) SUPPLEMENTAL PAY PLANS DURING 2011–13 FISCAL BIENNIUM.

10 (a) *Board of Regents of the University of Wisconsin System.* During the 2011–13  
11 fiscal biennium, the Board of Regents of the University of Wisconsin System may  
12 provide supplemental pay plans for all of its employees, other than employees  
13 assigned to the University of Wisconsin–Madison. The supplemental pay plans shall  
14 be in addition to any pay plan approved under section 230.12 (3) (e) 1. of the statutes.  
15 The board shall submit the plans to the joint committee on employment relations,  
16 and the plans may be implemented only upon approval of the committee. The board  
17 may not request supplemental funding under section 20.928 of the statutes to pay  
18 the costs of these plans and the board, under section 16.42 of the statutes, may not  
19 request any funding of increases in salary and fringe benefit costs provided in these  
20 plans.

21 (b) *Chancellor of the University of Wisconsin–Madison.* During the 2011–13  
22 fiscal biennium, the chancellor of the University of Wisconsin–Madison may provide  
23 supplemental pay plans for all employees assigned to the University of  
24 Wisconsin–Madison. The supplemental pay plans shall be in addition to any pay  
25 plan approved under section 230.12 (3) (e) 1. of the statutes. The chancellor shall

1 submit the plans to the Board of Regents of the University of Wisconsin System. If  
2 the board approves the plans, the chancellor shall submit the plans to the joint  
3 committee on employment relations and the plans may be implemented only upon  
4 approval of the committee. The board may not request supplemental funding under  
5 section 20.928 of the statutes to pay the costs of these plans and the board, under  
6 section 16.42 of the statutes, may not request any funding of increases in salary and  
7 fringe benefit costs provided in these plans.

8 (1gc) INTERIM BIDDING PROCEDURES PENDING IMPLEMENTATION OF PROCEDURES.

9 Notwithstanding sections 16.855 (23) and s. 36.11 (53) of the statutes, as created by  
10 this act, all construction work for each project that is constructed by or for the  
11 University of Wisconsin System that is exempted from compliance with the  
12 provisions of section 16.855 of the statutes under this act shall remain subject to the  
13 provisions of section 16.855 of the statutes until the procedures required under  
14 section 36.11 (53) of the statutes, as created by this act, become effective.

15 (1Lc) TELECOMMUNICATIONS SERVICES. The Board of Regents of the University  
16 of Wisconsin System shall ensure that the amount it expends on telecommunications  
17 services, as defined in section 36.585 (1) of the statutes, as created by this act, during  
18 the 2011–13 fiscal biennium is reduced by an amount equal to the total value of  
19 funds, goods, and services that, after May 1, 2011, have been or will be distributed  
20 or committed to be distributed by or on behalf of the board or any institution or college  
21 campus or the extension to any participant, contractor, or supplier related to the  
22 Building Community Capacity Through Broadband Project, identified in section  
23 36.585 (4) (a) of the statutes, as created by this act.

24 (1pc) TUITION.

1 (a) Notwithstanding section 36.27 (1) of the statutes, the Board of Regents of  
2 the University of Wisconsin System may not charge resident undergraduates  
3 enrolled in the 2011–12 or 2012–13 academic year academic fees that are more than  
4 5.5 percent greater than the academic fees charged resident undergraduates in the  
5 previous academic year.

6 (b) The limit under paragraph (a) does not apply to differential tuition  
7 approved by the Board of Regents before June 1, 2011.

8 (1tc) STUDY.

9 (a) In this subsection:

10 1. “Board” means the Board of Regents of the system.

11 2. “System” means the University of Wisconsin System.

12 (b) There is created a Special Task Force on UW Restructuring and Operational  
13 Flexibilities to study the system. The task force shall consist of the following  
14 members:

15 1. Six members appointed by the speaker of the assembly, including 3 business  
16 or public leaders, 2 current or former system chancellors or board members, and one  
17 member of the assembly.

18 2. Six members appointed by the senate majority leader, including 3 business  
19 or public leaders, 2 current or former system chancellors, or board members, and one  
20 member of the senate.

21 3. One member of the senate appointed by the senate minority leader and one  
22 member of the assembly appointed by the minority leader in the assembly.

23 4. Two members appointed by the governor.

24 5. One member appointed by the cochairpersons of the joint committee on  
25 finance.



1 (c) The member appointed under paragraph (b) 5. shall serve as chairperson  
2 of the task force. The president of the system, the secretary of administration, and  
3 the legislative fiscal bureau shall provide staff services for the task force.

4 (d) In conducting its study, the task force shall address the following issues:

5 1. Whether there is a need to restructure the system and make  
6 recommendations as to a new governance structure.

7 2. How system employees and those system employees assigned to the  
8 University of Wisconsin–Madison would transition from the state personnel system  
9 to the new personnel systems.

10 3. Whether tuition flexibility can be extended to the system while ensuring  
11 access and affordability, and what role the legislature should have in establishing  
12 tuition.

13 4. How compensation plans for system employees should be determined in  
14 future biennia.

15 5. Additional operational flexibilities that could be provided to system  
16 institutions.

17 6. How articulation and the transfer of credits between system institutions  
18 could be improved.

19 (e) By January 1, 2012, the task force shall submit its report to the appropriate  
20 standing committees of the legislature, as determined by the speaker of the assembly  
21 and the president of the senate, in the manner provided under section 13.172 (3) of  
22 the statutes, and to the joint committee on finance.

23 (f) Section 15.04 (1) (c) of the statutes applies to the task force as if it were a  
24 committee created under that paragraph. Task force expenses shall be paid from the  
25 appropriation under section 20.855 (7) (a) of the statutes, as created by this act.

1           (1xc) WISCNET. The legislative audit bureau shall conduct a financial and  
2 performance evaluation audit of the use of telecommunications services by the Board  
3 of Regents of the University of Wisconsin System and the board's relationship with  
4 Wisconsin's Research and Education Network, known as WiscNet. The legislative  
5 audit bureau shall file its report as provided in section 13.94 (1) (b) of the statutes.

6           (1) SYSTEM ADMINISTRATION GENERAL PROGRAM OPERATIONS.

7           (a) In this subsection:

8           1. "Board" means the Board of Regents of the system.

9           2. "Reduction amount" means the difference between the total amounts shown  
10 in the schedule under section 20.005 (3) of the statutes for the appropriation under  
11 section 20.285 (3) (a) of the statutes for fiscal years 2009–10 and 2010–11 and the  
12 total amounts shown in the schedule under that appropriation for fiscal years  
13 2011–12 and 2012–13.

14           3. "System" means the University of Wisconsin System.

15           (am) The board shall allocate the reductions in general purpose revenue  
16 appropriated to the system under this act to the institutions within the system based  
17 upon each institution's share of the system's general purpose revenue, academic fees,  
18 and nonresident tuition, excluding debt service, utilities, financial aid, separately  
19 budgeted tuition, and extension credit programs.

20           (b) No later than September 1, 2011, the board shall submit a plan to the  
21 secretary of administration and the joint committee on finance specifying the board's  
22 preferences for allocating the reduction amount among general program operations  
23 of the system administration. If the cochairpersons of the committee do not notify  
24 the board within 14 working days after the date of the board's submittal that the  
25 committee has scheduled a meeting for the purpose of reviewing the plan, the plan

1 may be implemented as proposed by the board. If, within 14 working days after the  
2 date of the board's submittal, the cochairpersons of the committee notify the board  
3 that the committee has scheduled a meeting for the purpose of reviewing the  
4 proposed plan, the plan may be implemented only upon approval of the committee.

5 **SECTION 9153. Nonstatutory provisions; Veterans Affairs.**

6 (2i) RECOMMENDATIONS REGARDING VETERANS TRUST FUND. On or before June 30,  
7 2012, the board of veterans affairs and the secretary of veterans affairs shall jointly  
8 provide recommendations regarding the adoption of a viable long-term funding  
9 source for the veterans trust fund. The department of veterans affairs shall submit  
10 the recommendations to the governor, the chief clerk of each house of the legislature  
11 for distribution to the chairs of the appropriate standing committees under section  
12 13.172 (3) of the statutes, and the cochairpersons of the joint committee on finance.

13 (2j) INFORMATION REGARDING VETERANS TRUST FUND. In submitting information  
14 under section 16.42 of the statutes for purposes of the 2013–15 biennial budget act,  
15 the department of veterans affairs shall include an estimate of the amount of  
16 revenues that will be deposited into the veterans trust fund during that biennium  
17 and recommendations for amounts to be appropriated from the veterans trust fund  
18 for that biennium. The total amount that is recommended to be appropriated may  
19 not be greater than the estimate of the total amount to be deposited.

20 **SECTION 9154. Nonstatutory provisions; Workforce Development.**

21 (1) LOCAL AGENCY REIMBURSEMENT CONTRACTS.

22 (a) *Positions and employees.* On the effective date of this paragraph, one  
23 position and the incumbent employee, if any, holding that position in the department  
24 of workforce development performing duties that are primarily related to local  
25 agency reimbursement contracts for programs administered by the department of

1 children and families, as determined by the secretary of administration, are  
2 transferred to the department of children and families.

3 (b) *Employee status.* Any employee transferred under paragraph (a) has all the  
4 rights and the same status under subchapter V of chapter 111 and chapter 230 of the  
5 statutes in the department of children and families that he or she enjoyed in the  
6 department of workforce development immediately before the transfer.  
7 Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who  
8 has attained permanent status in class is required to serve a probationary period.

9 (2c) PREVAILING WAGE EXEMPTION; NURSING HOME. Section 66.0903 of the statutes,  
10 as affected by this act, does not apply to a project of public works involving the  
11 erection, construction, repair, remodeling, or demolition of a nursing home in a  
12 county having a population of less than 50,000, the erection, construction, repair,  
13 remodeling, or demolition of which commences no later than one year after the  
14 effective date of this subsection.

15 **SECTION 9155. Nonstatutory provisions; Other.**

16 (1j) JUDICIAL COMPENSATION COMMISSION.

17 (a) There is created a judicial compensation commission consisting of 2  
18 members appointed by the governor, one member appointed by the president of the  
19 senate, one member appointed by the speaker of the assembly, one member  
20 appointed by the dean of the Marquette University Law School, one member  
21 appointed by the dean of the University of Wisconsin Law School, and one member  
22 appointed by the president of the State Bar of Wisconsin. The judicial compensation  
23 commission shall elect one of its members as chairperson. Members of the judicial  
24 compensation commission shall be reimbursed for expenses necessarily incurred as  
25 members of the judicial compensation commission.

1           (b) The judicial compensation commission shall review the salaries of the  
2 justices of the supreme court, court of appeals judges, and judges of circuit court. Not  
3 later than December 1, 2012, the judicial compensation commission shall submit a  
4 written report to the governor and the joint committee on employment relations that  
5 includes recommendations on salaries of the justices of the supreme court, court of  
6 appeals judges, and judges of circuit court.

7           (c) Notwithstanding section 20.923 (2) (b) of the statutes, for fiscal biennium  
8 2013–15, the joint committee on employment relations shall review the  
9 recommendations submitted by the judicial compensation commission and shall  
10 approve the recommendations unless a majority of its members agree not to approve  
11 the recommendations. If a majority of members of the judicial compensation  
12 commission agree to modify the recommendations submitted by the judicial  
13 compensation commission, it shall state the reasons for the modifications in writing.

14           (d) Notwithstanding section 20.923 (2) (b) of the statutes, for the fiscal  
15 biennium 2013–15, the governor shall provide funding sufficient to implement the  
16 recommendations submitted by the judicial compensation commission and approved  
17 by the joint committee on employment relations under paragraph (c). If the salary  
18 adjustment approved by the joint committee on employment relations is less than the  
19 percentage increase of any across–the–board pay adjustments for any other position  
20 in the classified service, the annual salary adjustment for any supreme court justice  
21 or judge of the court of appeals or circuit court is increased to equal the percentage  
22 increase of the highest across–the–board pay adjustment provided for any position  
23 in the classified service.

24           (e) The director of state courts shall provide staff and support services to the  
25 judicial compensation commission.

1 (f) This subsection does not apply after December 1, 2012.

2 (2q) RECONCILIATION PROVISIONS; COLLECTIVE BARGAINING, HEALTH INSURANCE, AND  
3 RETIREMENT.

4 (a) If 2011 Wisconsin Act 10 becomes effective or if legislation that is  
5 substantially similar to 2011 Wisconsin Act 10 is enacted into law then the treatment  
6 of sections 40.02 (41n), 40.05 (4) (at), 59.875, 62.623, 111.70 (4) (jm) 4w. and 5. (intro.)  
7 and (mc) 5. and 6., and 111.91 (1) (cm) and (2) (fm) of the statutes, the renumbering  
8 and amendment of sections 40.05 (1) (b), 40.51 (7), and 111.77 (6) of the statutes, the  
9 creation of sections 40.05 (1) (b) 2., 40.51 (7) (b), and 111.77 (6) (am) of the statutes,  
10 and SECTION 9332 (1r) and (2r) of this act take effect on the later of the effective date  
11 of this paragraph or the effective date of 2011 Wisconsin Act 10 or of the legislation  
12 that is substantially similar to 2011 Wisconsin Act 10.

13 (b) If 2011 Wisconsin Act 10 does not become effective and legislation that is  
14 substantially similar to 2011 Wisconsin Act 10 is not enacted into law then the  
15 treatment of sections 40.02 (41n), 40.05 (4) (at), 59.875, 62.623, 111.70 (4) (jm) 4w.  
16 and 5. (intro.) and (mc) 5. and 6., and 111.91 (1) (cm) and (2) (fm) of the statutes, the  
17 renumbering and amendment of sections 40.05 (1) (b), 40.51 (7), and 111.77 (6) of the  
18 statutes, the creation of sections 40.05 (1) (b) 2., 40.51 (7) (b), and 111.77 (6) (am) of  
19 the statutes, and SECTION 9332 (1r) and (2r) of this act are void.

20 (3c) STATE AGENCY ATTORNEY PAY PROGRESSION PLAN. The Wisconsin State  
21 Attorneys Association and the director of the office of state employment relations  
22 shall develop a pay progression plan for attorneys who are included in the collective  
23 bargaining unit under section 111.825 (1) (f) 3. of the statutes, to be funded from any  
24 salary savings resulting from hiring new attorneys to fill the positions of attorneys  
25 who will retire from state employment during the 2011–13 fiscal biennium. The plan

1 shall include a detailed description of how a pay progression system would be  
2 structured and administered and the fiscal cost of the pay progression system in the  
3 2011–13 fiscal biennium, by fund source, and the projected costs of the pay  
4 progression system in the succeeding 4 fiscal biennia. Before October 1, 2011, the  
5 Wisconsin State Attorneys Association and the director of the office of state  
6 employment relations shall submit the proposed plan to the joint committee on  
7 finance. If the cochairpersons of the joint committee on finance do not notify the  
8 Wisconsin State Attorneys Association and the director of the office of state  
9 employment relations within 14 working days after the date of the submittal of the  
10 plan that the committee has scheduled a meeting to review the plan, the plan may  
11 be implemented as proposed by the Wisconsin State Attorneys Association and the  
12 director of the office of state employment relations. If, within 14 days after the date  
13 of the submittal of the plan, the cochairpersons of the committee notify the Wisconsin  
14 State Attorneys Association and the director of the office of state employment  
15 relations that the committee has scheduled a meeting to review the plan, the plan  
16 may only be implemented as approved by the committee.

17 (3f) PAYMENT OF BROWNFIELDS GRANT PROGRAM ENCUMBRANCES. The Wisconsin  
18 Economic Development Corporation shall pay from the appropriation account under  
19 section 20.192 (1) (r) of the statutes, as created by this act, the outstanding  
20 encumbrances under section 20.143 (1) (qm), 2009 stats., for grants under section  
21 560.13, 2009 stats.

22 (3g) BROWNFIELD SITE ASSESSMENT GRANTS. The Wisconsin Economic  
23 Development Corporation shall give priority in awarding brownfield site assessment  
24 grants under section 238.133 of the statutes, as affected by this act, in fiscal year  
25 2011–12 to applicants that would have been on the funding list of the department of

1 natural resources for awards for fiscal year 2010–11 for brownfield site assessment  
2 grants under section 292.75, 2009 stats.

3 **SECTION 9201. Fiscal changes; Administration.**

4 (1q) TRANSFER FROM GENERAL FUND TO TRANSPORTATION FUND. In addition to the  
5 transfer required under section 16.5185 of the statutes, as created by this act, during  
6 the 2011–13 fiscal biennium, the secretary of administration shall transfer  
7 \$125,000,000 from the general fund to the transportation fund.

8 **SECTION 9202. Fiscal changes; Aging and Long–Term Care Board.**

9 **SECTION 9203. Fiscal changes; Agriculture, Trade and Consumer**  
10 **Protection.**

11 (1f) FERTILIZER RESEARCH FUNDING. In fiscal year 2012–13, the department of  
12 agriculture, trade and consumer protection shall transfer from the agrichemical  
13 management fund to the appropriation account under section 20.115 (7) (h) of the  
14 statutes an amount equal to 7 cents per ton of fertilizer sold or distributed in this  
15 state during the 12 months ending on June 30, 2012.

16 **SECTION 9204. Fiscal changes; Arts Board.**

17 **SECTION 9205. Fiscal changes; Board for People with Developmental**  
18 **Disabilities.**

19 **SECTION 9206. Fiscal changes; Building Commission.**

20 **SECTION 9207. Fiscal changes; Child Abuse and Neglect Prevention**  
21 **Board.**

22 **SECTION 9208. Fiscal changes; Children and Families.**

23 **SECTION 9209. Fiscal changes; Circuit Courts.**

24 **SECTION 9210. Fiscal changes; Commerce.**



1           (1) PETROLEUM INSPECTION FUND TRANSFER TO THE TRANSPORTATION FUND. There  
2 is transferred from the petroleum inspection fund to the transportation fund  
3 \$19,500,000 in each fiscal year of the 2011–13 fiscal biennium.

4           (2) ECONOMIC DEVELOPMENT TRANSFER. The unencumbered balances in the  
5 appropriation accounts under section 20.143 (1) (a), (b), (bk), (bt), (c), (cf), (d), (dr),  
6 (e), (em), (er), (ew), (fi), (fj), (fy), (g), (gc), (gh), (gm), (gv), (h), (hm), (hr), (ie), (ig), (io),  
7 (ir), (k), (k), (kb), (kf), (kg), (kh), (kj), and (kt) of the statutes are transferred to the  
8 appropriation account under section 20.192 (1) (k) of the statutes.

9           (2q) MANUFACTURED HOUSING REHABILITATION AND RECYCLING PROGRAM. The  
10 unencumbered balance in the appropriation account under section 20.143 (1) (jp) of  
11 the statutes is transferred to the appropriation account under section 20.165 (2) (j)  
12 of the statutes, as affected by this act.

13           (3) ECONOMIC DEVELOPMENT TRANSFER; FEDERAL MONEYS. The unencumbered  
14 balances in the appropriation accounts under section 20.143 (1) (m), (mr), (n), and  
15 (o) of the statutes are transferred to the appropriation account under section 20.192  
16 (1) (m) of the statutes.

17           **SECTION 9211. Fiscal changes; Corrections.**

18           **SECTION 9212. Fiscal changes; Court of Appeals.**

19           **SECTION 9213. Fiscal changes; District Attorneys.**

20           **SECTION 9214. Fiscal changes; Educational Communications Board.**

21           **SECTION 9215. Fiscal changes; Employee Trust Funds.**

22           **SECTION 9216. Fiscal changes; Employment Relations Commission.**

23           **SECTION 9217. Fiscal changes; Financial Institutions.**

24           **SECTION 9218. Fiscal changes; Government Accountability Board.**

1           (3i) WISCONSIN ELECTION CAMPAIGN FUND TRANSFER. On the effective date of this  
2 subsection, the unencumbered balance in the Wisconsin election campaign fund is  
3 transferred to the general fund.

4           (3j) DEMOCRACY TRUST FUND TRANSFER. On the effective date of this subsection,  
5 the unencumbered balance in the democracy trust fund is transferred to the general  
6 fund.

7           **SECTION 9219. Fiscal changes; Governor.**

8           (1u) APPROPRIATION LAPSES AND REESTIMATES. The governor shall take actions  
9 during the 2011–13 and 2013–15 fiscal biennia to ensure that from general purpose  
10 revenue appropriations to the office of the governor under section 20.525 of the  
11 statutes an amount equal to \$582,200 is lapsed from sum certain appropriation  
12 accounts or is subtracted from the expenditure estimates for any other types of  
13 appropriations, or both, in each fiscal biennium.

14           **SECTION 9220. Fiscal changes; Fiscal changes; Health and Educational**  
15 **Facilities Authority.**

16           **SECTION 9221. Fiscal changes; Health Services.**

17           **SECTION 9222. Fiscal changes; Higher Educational Aids Board.**

18           **SECTION 9223. Fiscal changes; Historical Society.**

19           **SECTION 9224. Fiscal changes; Housing and Economic Development**  
20 **Authority.**

21           (1f) TRANSFER OF SURPLUS TO GENERAL FUND. Notwithstanding section 234.165  
22 (2) of the statutes, the Wisconsin Housing and Economic Development Authority  
23 shall pay to the state in fiscal year 2011–12 \$900,000 of its actual surplus under  
24 section 234.165 of the statutes and in fiscal year 2012–13 shall pay to the state

1 \$900,000 of its actual surplus under section 234.165 of the statutes. The amount paid  
2 to the state under this subsection shall be deposited in the general fund.

3 **SECTION 9225. Fiscal changes; Insurance.**

4 **SECTION 9226. Fiscal changes; Investment Board.**

5 **SECTION 9227. Fiscal changes; Joint Committee on Finance.**

6 **SECTION 9228. Fiscal changes; Judicial Commission.**

7 **SECTION 9229. Fiscal changes; Justice.**

8 **SECTION 9230. Fiscal changes; Legislature.**

9 (1) APPROPRIATION LAPSES AND REESTIMATES. The cochairpersons of the joint  
10 committee on legislative organization shall take actions during the 2011–13 and  
11 2013–15 fiscal biennia to ensure that from general purpose revenue appropriations  
12 to the legislature under section 20.765 of the statutes an amount equal to \$9,232,200  
13 is lapsed from sum certain appropriation accounts or is subtracted from the  
14 expenditure estimates for any other types of appropriations, or both, in each fiscal  
15 biennium.

16 **SECTION 9231. Fiscal changes; Lieutenant Governor.**

17 **SECTION 9232. Fiscal changes; Local Government.**

18 **SECTION 9233. Fiscal changes; Medical College of Wisconsin.**

19 **SECTION 9234. Fiscal changes; Military Affairs.**

20 **SECTION 9235. Fiscal changes; Natural Resources.**

21 (1) ALL-TERRAIN VEHICLE PROGRAM LAPSE. Notwithstanding section 20.001 (3) (c)  
22 of the statutes, from the appropriation account to the department of natural  
23 resources under section 20.370 (5) (cv) of the statutes there is lapsed to the  
24 conservation fund \$1,299,900 in fiscal year 2011–12.

25 **SECTION 9236. Fiscal changes; Public Defender Board.**

1           **SECTION 9237. Fiscal changes; Public Instruction.**

2           **SECTION 9238. Fiscal changes; Public Lands, Board of Commissioners**  
3 **of.**

4           **SECTION 9239. Fiscal changes; Public Service Commission.**

5           **SECTION 9240. Fiscal changes; Regulation and Licensing.**

6           **SECTION 9241. Fiscal changes; Revenue.**

7           **SECTION 9242. Fiscal changes; Secretary of State.**

8           **SECTION 9243. Fiscal changes; State Employment Relations, Office of.**

9           **SECTION 9244. Fiscal changes; State Fair Park Board.**

10          **SECTION 9245. Fiscal changes; Supreme Court.**

11           (2f) APPROPRIATION LAPSES AND REESTIMATES. The chief justice of the supreme  
12 court, acting as administrative head of the judicial system, shall take actions during  
13 the 2011–13 and 2013–15 fiscal biennia to ensure that from general purpose revenue  
14 and program revenue appropriations to the circuit courts under section 20.625 of the  
15 statutes, to the court of appeals under section 20.660 of the statutes, and to the  
16 supreme court under 20.680 of the statutes an amount equal to \$16,960,400 is lapsed  
17 from sum certain appropriation accounts or is subtracted from the expenditure  
18 estimates for any other types of appropriations, or both, in each fiscal biennium.

19          **SECTION 9246. Fiscal changes; Technical College System.**

20          **SECTION 9247. Fiscal changes; Tourism.**

21          **SECTION 9248. Fiscal changes; Transportation.**

22          **SECTION 9249. Fiscal changes; Treasurer.**

23          **SECTION 9250. Fiscal changes; University of Wisconsin Hospitals and**  
24 **Clinics Authority.**

1           **SECTION 9251. Fiscal changes; University of Wisconsin Hospitals and**  
2           **Clinics Board.**

3           **SECTION 9252. Fiscal changes; University of Wisconsin System.**

4           **SECTION 9253. Fiscal changes; Veterans Affairs.**

5           (1i) FUND TRANSFER. There is transferred from the general fund to the veterans  
6 trust fund \$5,000,000 in fiscal year 2011–12.

7           (1j) APPROPRIATION FOR MILITARY FUNERAL HONORS. In the schedule under section  
8 20.005 (3) of the statutes for the appropriation to the department of veterans affairs  
9 under section 20.485 (2) (dm) of the statutes, as affected by the acts of 2009 and 2011,  
10 the dollar amount is increased by \$68,900 for the second fiscal year of the fiscal  
11 biennium in which this subsection takes effect for the purpose for which the  
12 appropriation is made.

13           (2u) TRANSFER OF FUNDS TO THE VETERANS TRUST FUND.

14           (a) On June 30 of 2012 and 2013, the department of veterans affairs may  
15 transfer all or part of the unencumbered balance of any of the appropriations under  
16 section 20.485 (1) (g), (gd), (gk), or (i) of the statutes from the general fund to the  
17 veterans trust fund.

18           (b) The department of veterans affairs may not transfer money under this  
19 subsection unless it first notifies the joint committee on finance in writing of the  
20 proposal. If the cochairpersons of the committee do not notify the department within  
21 14 working days after the date of the department's notification that the committee  
22 has scheduled a meeting to review the proposal, the department may transfer the  
23 money. If, within 14 working days after the date of the notification by the  
24 department, the cochairpersons of the committee notify the department that the  
25 committee has scheduled a meeting to review the proposal, the department may

1 transfer the money only upon approval of the committee. A proposal as submitted  
2 by the department is approved unless a majority of the members of the committee  
3 who attend the meeting to review the proposal vote to modify or deny the proposal.

4 **SECTION 9254. Fiscal changes; Workforce Development.**

5 **SECTION 9255. Fiscal changes; Other.**

6 (1) LAPSE OF UNENCUMBERED MONEYS FROM STATE AGENCY GENERAL PURPOSE  
7 REVENUE AND PROGRAM REVENUE APPROPRIATION ACCOUNTS.

8 (a) In this subsection, “executive branch state agency” means any office,  
9 department, or independent agency in the executive branch of state government.

10 (b) Notwithstanding section 20.001 (3) (a) to (c) of the statutes, but subject to  
11 paragraph (e), the secretary of administration shall lapse to the general fund from  
12 the unencumbered balances of general purpose revenue and program revenue  
13 appropriations to executive branch state agencies, other than sum sufficient  
14 appropriations and appropriations of federal revenues, an amount equal to  
15 \$174,300,000 in the 2011–13 fiscal biennium and \$174,300,000 in the 2013–15 fiscal  
16 biennium. Before lapsing any moneys under this paragraph, the secretary shall  
17 develop a plan for lapsing the moneys and shall submit the plan to the joint  
18 committee on finance. If the cochairpersons of the joint committee on finance do not  
19 notify the secretary within 14 working days after the date of the submittal of the plan  
20 that the committee has scheduled a meeting to review the plan, the plan may be  
21 implemented by the secretary. If, within 14 days after the date of the submittal of  
22 the plan, the cochairpersons of the committee notify the secretary that the committee  
23 has scheduled a meeting to review the plan, moneys may be lapsed only after the plan  
24 has been approved by the committee.

1 (c) Subject to paragraph (e), the secretary of administration shall lapse to the  
2 general fund, from the unencumbered balances of program revenue appropriations  
3 to the following executive branch state agencies, and the courts, the following  
4 amounts in each fiscal year of each fiscal biennium indicated:

Agency	2011–13 Fiscal Biennium	2013–15 Fiscal Biennium
Administration	\$ 7,041,200	\$ 7,041,200
Aging and Long–Term Care	103,700	103,700
Agriculture, Trade and Consumer Protection	1,461,100	1,461,100
Child Abuse and Neglect Prevention	228,400	228,400
Children and Families	578,000	578,000
Corrections	765,800	765,800
District Attorneys	40,800	40,800
Educational Communications Board	13,700	13,700
Employment Relations Commission	41,000	41,000
Financial Institutions	1,417,500	1,417,500
Government Accountability Board	38,600	38,600
Health Services	13,510,200	13,510,200
Justice	1,984,900	1,984,900
Military Affairs	569,800	569,800
Natural Resources	2,800,500	2,800,500
Office of State Employment Relations	692,600	692,600
Public Defender Board	117,800	117,800
Public Instruction	2,359,200	2,359,200

1	Public Service Commission	91,200	91,200
2	Regulation and Licensing	3,252,300	3,252,300
3	Revenue	1,107,800	1,107,800
4	Secretary of State	50,600	50,600
5	Tourism	3,600	3,600
6	Wisconsin Technical College System	57,100	57,100
7	Workforce Development	2,978,800	2,978,800

8 (d) Subject to paragraph (e), the secretary of administration shall lapse to the  
9 general fund, from the unencumbered balances of general purpose revenue and  
10 program revenue appropriations to the following executive branch state agencies,  
11 the following amounts in each fiscal year of each fiscal biennium indicated:

12		<b>2011–13</b>	<b>2013–15</b>
13	<b>Agency</b>	<b>Fiscal</b>	<b>Fiscal</b>
14		<b>Biennium</b>	<b>Biennium</b>
15	Administration	\$ 291,600	\$ 236,800
16	Aging and Long–Term Care	26,300	15,000
17	Agriculture, Trade and Consumer	273,800	130,300
18	Protection		
19	Children and Families	178,200	14,200
20	Corrections	8,701,100	133,400
21	District Attorneys	513,900	2,500
22	Educational Communications Board	20,400	–0–
23	Financial Institutions	120,000	120,000
24	Government Accountability Board	11,600	1,600
25	Health Services	1,937,000	99,300
26	Higher Educational Aids Board	6,700	–0–



1	Historical Society	89,500	11,900
2	Justice	454,600	55,400
3	Military Affairs	84,500	31,700
4	Natural Resources	427,900	207,500
5	Office of State Employment Relations	1,100	1,100
6	Public Defender Board	632,600	900
7	Public Instruction	291,700	74,000
8	Regulation and Licensing	268,500	268,500
9	Revenue	928,800	80,500
10	Secretary of State	600	600
11	Tourism	12,600	–0–
12	Transportation	14,400	14,400
13	Wisconsin Technical College System	23,200	8,000
14	Workforce Development	124,800	8,200

15 (e) 1. The secretary of administration may not lapse moneys under paragraphs  
16 (b), (c), and (d) if the lapse would violate a condition imposed by the federal  
17 government on the expenditure of the moneys or if the lapse would violate the federal  
18 or state constitution. The secretary also may not lapse any amount from program  
19 revenue appropriations under section 20.285 of the statutes.

20 2. For the purpose of submitting information under section 16.42 of the statutes  
21 for purposes of preparing the 2013–15 biennial budget bill, each executive branch  
22 state agency subject to paragraph (d) shall adjust its base general purpose revenue  
23 appropriation levels to reflect the general purpose revenue lapses under paragraph  
24 (d).

25 **SECTION 9301. Initial applicability; Administration.**

1 (1) CONTRACTING INELIGIBILITY. The treatment of section 16.705 (9) of the  
2 statutes first applies to awards for contracts given on the effective date of this  
3 subsection.

4 (3j) GRANT TO MILWAUKEE COUNTY. The repeal of section 16.964 (12) (bt) of the  
5 statutes takes effect on July 1, 2012.

6 **SECTION 9302. Initial applicability; Aging and Long-Term Care**  
7 **Board.**

8 **SECTION 9303. Initial applicability; Agriculture, Trade and Consumer**  
9 **Protection.**

10 **SECTION 9304. Initial applicability; Arts Board.**

11 **SECTION 9305. Initial applicability; Board for People with**  
12 **Developmental Disabilities.**

13 **SECTION 9306. Initial applicability; Building Commission.**

14 **SECTION 9307. Initial applicability; Child Abuse and Neglect**  
15 **Prevention Board.**

16 **SECTION 9308. Initial applicability; Children and Families.**

17 (1) ORDER OF DISTRIBUTION OF CHILD SUPPORT PAYMENTS. The treatment of section  
18 767.511 (6) (intro.) of the statutes first applies to payments for child support that are  
19 received on the effective date of this subsection.

20 (2) SOCIAL SECURITY NUMBERS IN PATERNITY ACTIONS. The treatment of section  
21 767.215 (5) (a) (intro.) and (am) of the statutes first applies to paternity actions that  
22 are commenced on the effective date of this subsection.

23 (3) SOCIAL SECURITY NUMBERS OF MINOR CHILDREN. The treatment of section  
24 767.215 (5) (a) 2. of the statutes first applies to petitions that are filed on the effective  
25 date of this subsection.

1 (4) MISCELLANEOUS WISCONSIN WORKS PARTICIPATION CHANGES. The treatment of  
2 sections 49.147 (4) (as) and (5) (bs) (by SECTION 1357), 49.148 (1) (b) 1., 1m. d., and  
3 3. and (c) (by SECTION 1361) and (4) (b), 49.1515 (title), (2), and (3), and 49.153 (1)  
4 (am), (bm), and (c) and (2) of the statutes first applies to individuals participating in  
5 Wisconsin Works on the effective date of this subsection.

6 (5c) NO CHILD CARE SUBSIDY FOR PARENT WHO IS CHILD CARE PROVIDER. The  
7 renumbering and amendment of section 49.155 (3m) (d) of the statutes and the  
8 creation of section 49.155 (3m) (d) 2., 3., and 4. of the statutes first apply to child care  
9 services provided for a child who first receives child care services under the program  
10 under section 49.155 of the statutes on the effective date of this subsection.

11 (5i) TIME LIMITS UNDER WISCONSIN WORKS. The treatment of sections 49.147 (3)  
12 (c), (4) (b), and (5) (b) (intro.), 1m., 2., 2m., 3., and 4. and (bs) (by SECTION 1357f),  
13 49.148 (1) (c) (by SECTION 1361f) and (1m) (c) (intro.), and 49.151 (1) (b) of the statutes  
14 first applies to individuals participating in Wisconsin Works on the effective date of  
15 this subsection.

16 **SECTION 9309. Initial applicability; Circuit Courts.**

17 (1d) COSTS OF BLOOD WITHDRAWALS. The treatment of sections 814.63 (3m),  
18 814.65 (4m), and 973.06 (1) (j) of the statutes first applies to a blood withdrawal that  
19 occurs on the effective date of this subsection.

20 (1f) CHIROPRACTOR PAYMENTS. The treatment of section 895.453 of the statutes  
21 first applies to chiropractic services provided on the effective date of this subsection.

22 (1g) SMALL CLAIMS COURT JURISDICTIONAL AMOUNT. The treatment of sections  
23 799.01 (1) (c), (cr), and (d) (intro.) and (2) of the statutes first applies to actions  
24 commenced on the effective date of this subsection.

25 **SECTION 9310. Initial applicability; Commerce.**

1 (1i) RULES INCREASING DWELLING CONSTRUCTION COSTS. The treatment of sections  
2 227.137 (3) (f) and 227.19 (4) (d) 7., (5) (c), (d), (dm), (e), (em), (fm), and (g) (title), and  
3 (6) (title) and (a) (intro.) of the statutes first applies to a proposed administrative rule  
4 submitted to the legislative council staff under section 227.15 (1) of the statutes on  
5 the effective date of this subsection.

6 **SECTION 9311. Initial applicability; Corrections.**

7 (1) SENTENCE ADJUSTMENT. The treatment of sections 15.01 (2), 15.06 (6), 15.145  
8 (1), 17.07 (3m), 20.410 (2) (title) and (a), 20.923 (4) (b) 6., 230.08 (2) (pd), 301.03 (3),  
9 301.048 (2) (am) 3., 301.21 (1m) (c) and (2m) (c), 302.045 (1), (2) (d), (3), and (3m) (d),  
10 302.05 (title), (2), (3) (b), (c) 1., 2. (intro.), and 3., and (d), 302.11 (1g) (b) (intro.) and  
11 2., (c), and (d), (1m), and (7) (c), 302.113 (1), (2) (a), (b), and (c), (3) (d) and (e), (7), (9)  
12 (am) and (c), (9g), and (9h), 302.1135, 302.114 (9) (am) and (c), 304.01 (title), (1), and  
13 (2) (intro.), (b), (c), and (d), 304.06 (title), (1) (b), (bg), (bk), (bn), (br), (c) (intro.), (d)  
14 1., 2., 3m., and 4., (e), (eg), (em), (f), and (g), (1m) (intro.), (1q) (b) and (c), (1x), (2m)  
15 (d), (3), (3e), and (3m), 304.071 (1), 801.50 (5), 809.30 (1) (c), 911.01 (4) (c), 950.04 (1v)  
16 (f), (g), (gm), and (nt), 973.01 (3d), (4), (4m), and (7), 973.09 (3) (d), 973.195 (1r) (a)  
17 and (j), 973.198, 974.07 (4) (b), 976.03 (23) (c), and 977.05 (4) (jm) of the statutes, the  
18 renumbering and amendment of section 302.05 (1) of the statutes, and the creation  
19 of section 302.05 (1) (am) 1. and 2. and (b) of the statutes first apply to a person  
20 sentenced on December 31, 1999, except that the treatment of ss. 302.113 (1) and (2)  
21 (a) and (b) and 304.06 (1) (bg) does not apply to positive adjustment time earned on  
22 or after October 1, 2009, but before the effective date of this subsection by a person  
23 who was sentenced on or after October 1, 2009, but before the effective date of this  
24 subsection.

25 **SECTION 9312. Initial applicability; Court of Appeals.**

1           **SECTION 9313. Initial applicability; District Attorneys.**

2           **SECTION 9314. Initial applicability; Educational Communications**  
3 **Board.**

4           **SECTION 9315. Initial applicability; Employee Trust Funds.**

5           **SECTION 9316. Initial applicability; Employment Relations**  
6 **Commission.**

7           **SECTION 9317. Initial applicability; Financial Institutions.**

8           (1f) METHOD OF CALCULATING INTEREST. The treatment of section 138.045 of the  
9 statutes first applies, retroactively, to all existing notes, bonds, or other instruments,  
10 regardless of their origination date.

11           (1u) FINANCIAL INSTITUTION AFFILIATES. The treatment of sections 138.09 (1a) (a)  
12 and 138.14 (3) of the statutes first applies to loans made by affiliates of banks,  
13 savings banks, savings and loan associations, trust companies, or credit unions on  
14 the effective date of this subsection.

15           (2u) PAYDAY LOANS. The treatment of section 138.14 (1) (bd), (be), (k) 1. and 2.,  
16 (7) (e) 6., (9g) (a) 6., (9m), (9r) (c) 4., (10) (a) 2. and (am), (12) (b), and (14) (d) 4., (h),  
17 and (j) of the statutes, the renumbering and amendment of section 138.14 (11g) of the  
18 statutes, and the creation of section 138.14 (11g) (b) of the statutes first apply to  
19 payday loans, as defined in section 138.14 (1) (k) of the statutes, as affected by this  
20 act, made on the effective date of this subsection.

21           (3u) MOTOR VEHICLE TITLE LOANS. The treatment of section 138.16 (1) (a), (bm),  
22 and (c), (1m), (3), and (4) of the statutes, the renumbering and amendment of section  
23 138.16 (2) of the statutes, and the creation of section 138.16 (2) (b) of the statutes first  
24 apply to title loans, as defined in section 138.16 (1) (c) of the statutes, as affected by  
25 this act, made on the effective date of this subsection.

1           **SECTION 9318. Initial applicability; Government Accountability Board.**

2           **SECTION 9319. Initial applicability; Governor.**

3           **SECTION 9320. Initial applicability; Health and Educational Facilities**  
4 **Authority.**

5           **SECTION 9321. Initial applicability; Health Services.**

6           (1) PAYMENT FOR SERVICES FOR RENAL DISEASE. The treatment of section 49.68 (3)  
7 (b) and (e) of the statutes first applies to services that are provided on the effective  
8 date of this subsection.

9           (2) CONGENITAL TESTING FEES; RULES. The treatment of section 253.13 (2) of the  
10 statutes first applies to tests specified under section 253.13 of the statutes that are  
11 submitted to the state laboratory of hygiene on the effective date of this subsection.

12           (3) PATIENT HEALTH CARE RECORDS FEES. The treatment of sections 146.83 (1d),  
13 (1f) (a), (b), (c), and (d) 1. and 2., (1g), (1h) (a), (b), and (c), (1k), and (3f), 146.84 (2)  
14 (a) 1., and 908.03 (6m) (c) 3. of the statutes, the renumbering of section 146.83 (1m)  
15 of the statutes, and the creation of section 146.83 (1m) (b) of the statutes first apply  
16 to requests to inspect patient health care records and requests for copies of patient  
17 health care records that are made on the effective date of this subsection.

18           **SECTION 9322. Initial applicability; Higher Educational Aids Board.**

19           **SECTION 9323. Initial applicability; Historical Society.**

20           **SECTION 9324. Initial applicability; Housing and Economic**  
21 **Development Authority.**

22           **SECTION 9325. Initial applicability; Insurance.**

23           (2f) DEPENDENT COVERAGE. The treatment of sections 49.67 (3) (am) 2. b. and  
24 632.885 (1) (a), (af), (ar), and (at), (2) (a) (intro.), 1., 2., and 3., (b) (intro.) and 2., and  
25 (c), (3), (3m), and (4) of the statutes first applies to all of the following:

1           (a) Except as provided in paragraphs (b) and (c), health insurance coverage that  
2 is newly issued or renewed, and self-insured governmental or school district health  
3 plans that are newly established, extended, modified, or renewed, on the effective  
4 date of this paragraph.

5           (b) Health insurance coverage covering employees who are affected by a  
6 collective bargaining agreement containing provisions inconsistent with this act  
7 that is newly issued or renewed on the earlier of the following:

- 8           1. The day on which the collective bargaining agreement expires.
- 9           2. The day on which the collective bargaining agreement is extended, modified,  
10 or renewed.

11           (c) Self-insured governmental or school district health plans covering  
12 employees who are affected by a collective bargaining agreement containing  
13 provisions inconsistent with this act that are newly established, extended, modified,  
14 or renewed on the earlier of the following:

- 15           1. The day on which the collective bargaining agreement expires.
- 16           2. The day on which the collective bargaining agreement is extended, modified,  
17 or renewed.

18           **SECTION 9326. Initial applicability; Investment Board.**

19           **SECTION 9327. Initial applicability; Joint Committee on Finance.**

20           **SECTION 9328. Initial applicability; Judicial Commission.**

21           **SECTION 9329. Initial applicability; Justice.**

22           **SECTION 9330. Initial applicability; Legislature.**

23           **SECTION 9331. Initial applicability; Lieutenant Governor.**

24           **SECTION 9332. Initial applicability; Local Government.**

1           (1c) DISCIPLINARY PROVISIONS FOR POLICE AND FIRE PERSONNEL IN CITIES OTHER  
2 THAN MILWAUKEE. The treatment of section 111.70 (4) (c) 2. a. and b. and (mc) 1., 2.,  
3 and 3. of the statutes first applies to an employee who is covered by a collective  
4 bargaining agreement on the day on which the collective bargaining agreement  
5 expires or is extended, modified, or renewed, whichever occurs first.

6           (1r) ARBITRATION UNDER MERA. The treatment of sections 111.70 (4) (jm) 4w.  
7 and 5. (intro.) of the statutes, the renumbering and amendment of section 111.77 (6)  
8 of the statutes, and the creation of section 111.77 (6) (am) of the statutes first apply  
9 to a petition for arbitration that is filed on the effective date of this subsection.

10          (1u) LIMITATION ON PERFORMANCE OF CONSTRUCTION PROJECTS BY LOCAL  
11 GOVERNMENTS. The treatment of section 66.0901 (10) and (11) of the statutes first  
12 applies to projects for which construction is commenced on the effective date of this  
13 subsection.

14          (2i) METROPOLITAN SEWERAGE DISTRICT COMMISSIONER PER DIEMS. The treatment  
15 of section 200.09 (1) and (7) of the statutes first applies to a commissioner who is  
16 appointed or reappointed on the effective date of this subsection, except that if a  
17 commission specifies by resolution a per diem amount that is at least equal to the per  
18 diem amount that is paid before the resolution takes effect, the amount specified in  
19 the resolution applies to a commissioner on the effective date of that resolution.

20          (2q) ROOM TAX; EXPENDITURE BY A TOURISM ENTITY. The treatment of section  
21 66.0615 (1m) (d) 7. of the statutes first applies to room tax revenue that is paid to a  
22 municipality on the effective date of this subsection.

23          (2r) HEALTH CARE COVERAGE PLAN SELECTION UNDER MERA. The treatment of  
24 section 111.70 (4) (mc) 6. of the statutes first applies to an employee who is covered  
25 by a collective bargaining agreement under subchapter IV of chapter 111 of the



1 statutes when the collective bargaining agreement expires or is extended, modified,  
2 or renewed, whichever occurs first.

3 **SECTION 9333. Initial applicability; Medical College of Wisconsin.**

4 **SECTION 9334. Initial applicability; Military Affairs.**

5 **SECTION 9335. Initial applicability; Natural Resources.**

6 (1) STEWARDSHIP ACQUISITION COSTS. The treatment of section 23.0917 (7) (a), (b),  
7 (d) (intro.), and (e) 1. of the statutes, the renumbering and amendment of section  
8 23.0917 (7) (c) of the statutes, and the creation of section 23.0917 (7) (c) 1. of the  
9 statutes first apply to applications for grants, state aid, or funding that are  
10 submitted to the department of natural resources on July 1, 2011, and that have not  
11 been approved or denied by the department of natural resources on or before the  
12 effective date of this subsection.

13 (1u) LAKE MANAGEMENT PLANNING GRANTS. The treatment of section 281.68 (2)  
14 (a) of the statutes first applies to grants for which applications are submitted on July  
15 1, 2011.

16 (2) STEWARDSHIP ACQUISITIONS.

17 (a) The treatment of section 23.0917 (5t) of the statutes first applies to  
18 applications for grants and state aid that are submitted to the department of natural  
19 resources on the effective date of this paragraph.

20 (b) The treatment of section 23.0917 (5t) of the statutes first applies to  
21 acquisitions that are submitted to the governor for his or her approval on the effective  
22 date of this paragraph.

23 **SECTION 9336. Initial applicability; Public Defender Board.**

24 **SECTION 9337. Initial applicability; Public Instruction.**

1           (1) EXTEND MILWAUKEE PARENTAL CHOICE PROGRAM TO PERMIT PRIVATE SCHOOLS  
2 LOCATED IN MUNICIPALITIES IN ADDITION TO THE CITY OF MILWAUKEE TO PARTICIPATE;  
3 PUPILS. The treatment of section 119.23 (2) (a) (intro.) of the statutes, with respect  
4 to the location of a private school, first applies to pupils who participate in the  
5 program under section 119.23 of the statutes, as affected by this act, in the 2011–12  
6 school year.

7           (2) EXTEND MILWAUKEE PARENTAL CHOICE PROGRAM TO PERMIT PRIVATE SCHOOLS  
8 LOCATED IN MUNICIPALITIES IN ADDITION TO THE CITY OF MILWAUKEE TO PARTICIPATE;  
9 PARTICIPATING PRIVATE SCHOOLS. The treatment of section 119.23 (7) (d) 1. of the  
10 statutes first applies to private schools participating in the program under section  
11 119.23 of the statutes, as affected by this act, in the 2011–12 school year.

12           (5q) MILWAUKEE PARENTAL CHOICE PROGRAM; PROGRAM PAYMENTS AND  
13 APPLICATIONS. The treatment of sections 119.23 (3) (a), (4) (b) (intro.), (c), and (d) and  
14 (10) (d) of the statutes, the renumbering and amendment of section 119.23 (4m) of  
15 the statutes, and the creation of section 119.23 (4m) (a) and (b) of the statutes first  
16 apply to applications to attend a private school and payments made to a private  
17 school participating in the program under section 119.23 of the statutes in the  
18 2012–13 school year.

19           (5r) MILWAUKEE PARENTAL CHOICE PROGRAM; PROGRAM AUDITS. The treatment of  
20 section 119.23 (7) (am) 1. and 2. of the statutes first applies to audits performed of  
21 a private school participating in the program under section 119.23 of the statutes in  
22 the 2012–13 school year.

23           **SECTION 9338. Initial applicability; Public Lands, Board of**  
24 **Commissioners of.**

25           **SECTION 9339. Initial applicability; Public Service Commission.**

1           **SECTION 9340. Initial applicability; Regulation and Licensing.**

2           **SECTION 9341. Initial applicability; Revenue.**

3           (1) DAIRY MANUFACTURING FACILITY INVESTMENT CREDIT. The treatment of sections  
4           71.07 (3p) (c) 2. and 4., 71.28 (3p) (c) 2. and 4., and 71.47 (3p) (c) 2. and 4. of the  
5           statutes first applies to taxable years beginning after December 31, 2010.

6           (1i) COUNTY AND MUNICIPAL AID PAYMENTS. The treatment of sections 20.835 (1)  
7           (b), (f), (m), and (q), 25.50 (3) (b), 33.32 (3) (b), 48.561 (3) (a) 3. and (b), 79.01 (2d) and  
8           (4), 79.015, 79.02 (2) (b) and (3) (a), (b), (c), and (d) and (4), 79.03, 79.035 (2), (4), and  
9           (5), 79.043 (1), (2), (3), (4), (5), and (6), 79.058, and 79.06 of the statutes, the  
10          amendment of sections 20.835 (1) (db) and 79.035 (1) of the statutes, and the repeal  
11          and recreation of sections 20.835 (1) (db) and 79.035 (1) of the statutes first apply to  
12          county and municipal aid payments distributed in 2012.

13          (2) EXPENDITURE RESTRAINT PAYMENTS. The treatment of section 79.05 (1) (am)  
14          of the statutes first applies to payments made in 2013.

15          (3u) AMERICAN RED CROSS, BADGER CHAPTER CHECKOFF. The treatment of section  
16          71.10 (5k) of the statutes first applies to taxable years beginning on January 1 of the  
17          year in which this subsection takes effect, except that if this subsection takes effect  
18          after July 31 the treatment of section 71.10 (5k) of the statutes first applies to taxable  
19          years beginning on January 1 of the year following the year in which this subsection  
20          takes effect.

21          (3) COMBINED REPORTING ELECTION. The treatment of section 71.255 (2m) (d) of  
22          the statutes first applies retroactively to taxable years beginning on January 1, 2009.

23          (4d) STUDENT HOUSING FACILITIES PROPERTY TAX EXEMPTION. The treatment of  
24          section 70.11 (intro.) and (3m) of the statutes first applies to the property tax  
25          assessments as of January 1, 2012.

1 (5f) SUBTRACT MODIFICATION, EdVEST. The treatment of section 71.05 (6) (b) 28.  
2 h., 32. (intro.), and 33. (intro.) of the statutes first applies to taxable years beginning  
3 on January 1, 2011.

4 **SECTION 9341m. Initial applicability; Safety and Professional Services.**

5 (1q) PRIVATE SEWAGE SYSTEMS. The treatment of section 145.245 (5) (a) 1. and  
6 (c) 1., (7) (bn), (c), and (d), (9) (g), (11) (c), (11g), (11m) (e), and (12m) (a) and (ag) of  
7 the statutes first applies to applications for grants from owners of principal  
8 residences and small commercial establishments that were received by the  
9 department of safety and professional services on June 1, 2011.

10 **SECTION 9342. Initial applicability; Secretary of State.**

11 **SECTION 9343. Initial applicability; State Employment Relations,**  
12 **Office of.**

13 **SECTION 9344. Initial applicability; State Fair Park Board.**

14 **SECTION 9345. Initial applicability; Supreme Court.**

15 **SECTION 9346. Initial applicability; Technical College System.**

16 (1) FEE REMISSION. The treatment of section 38.24 (7) (b) (intro.) and (8) (b) of  
17 the statutes (with respect to fees paid under federal law) first applies to a student  
18 who is enrolled in the spring 2010 semester.

19 (2) TUITION EXEMPTION FOR ALIENS. The treatment of section 38.22 (6) (e) of the  
20 statutes first applies to persons who enroll for the semester or session following the  
21 effective date of this subsection.

22 (3f) CAPITAL EXPENDITURES. The treatment of section 38.15 (3) (e) of the statutes  
23 first applies to district board resolutions adopted on the effective date of this  
24 subsection.

25 **SECTION 9347. Initial applicability; Tourism.**

1           **SECTION 9348. Initial applicability; Transportation.**

2           (1) COMMERCIAL MOTOR VEHICLES.

3           (a) The treatment of sections 341.10 (16) and (17) and 341.63 (1) (f) and (1m)  
4 of the statutes first applies with respect to notices or identifications received by the  
5 department of transportation on the effective date of this subsection.

6           (b) The treatment of sections 341.405 (3m) (c), 341.41 (7), and 341.63 (1r) of the  
7 statutes first applies to applications received by the department of transportation on  
8 the effective date of this subsection.

9           (c) The treatment of sections 343.315 (2) (h) and 343.44 (1) (c) of the statutes  
10 first applies to violations committed on the effective date of this subsection, but does  
11 not preclude the counting of other violations as prior violations for purposes of  
12 administrative action by the department of transportation or sentencing by a court.

13           (d) The treatment of section 341.63 (3) (b) of the statutes first applies with  
14 respect to federal out-of-service orders issued on the effective date of this subsection.

15           (2) CERTIFICATES OF TITLE. The renumbering and amendment of section 342.09  
16 (1) of the statutes and the creation of section 342.09 (1) (b) of the statutes first apply  
17 to applications for certificates of title that are submitted on the effective date of this  
18 subsection.

19           (3) DRIVING SKILLS TEST FEE. The amendment of section 343.21 (2) (a) of the  
20 statutes first applies to driving skills test fees paid on the effective date of this  
21 subsection.

22           (4) MOTOR VEHICLE ENVIRONMENTAL IMPACT FEE. The treatment of sections 25.40  
23 (1) (a) 3. and 5m., 25.46 (19), 84.59 (2) (b), and 342.14 (1), (1r), and (3) of the statutes  
24 first applies to fees collected by the department of transportation on the effective date  
25 of this subsection.

1           (5) MAJOR HIGHWAY PROJECTS. The treatment of sections 13.489 (1m) (f), (4) (d),  
2           and (4m), 84.013 (1) (a) (intro.), 1., 2. (intro.), a., and b., 2m., and 3., (2m), and (3) (ad),  
3           85.05, and 227.01 (13) (yc) (as it relates to major highway projects) of the statutes  
4           first applies to highway projects which the department of transportation determines  
5           should be initially identified as major highway projects meeting the criterion  
6           described in section 84.013 (1) (a) 2m. of the statutes, as created by this act.

7           **SECTION 9349. Initial applicability; Treasurer.**

8           **SECTION 9350. Initial applicability; University of Wisconsin Hospitals**  
9           **and Clinics Authority.**

10          **SECTION 9351. Initial applicability; University of Wisconsin Hospitals**  
11          **and Clinics Board.**

12          **SECTION 9352. Initial applicability; University of Wisconsin System.**

13          (1) FEE REMISSION. The treatment of section 36.27 (3n) (bg) and (3p) (bg) of the  
14          statutes (with respect to fees paid under federal law) first applies to a student who  
15          is enrolled in the spring 2010 semester.

16          (2) TUITION EXEMPTION FOR ALIENS. The treatment of section 36.27 (2) (cr) of the  
17          statutes first applies to persons who enroll for the semester or session following the  
18          effective date of this subsection.

19          **SECTION 9353. Initial applicability; Veterans Affairs.**

20          **SECTION 9354. Initial applicability; Workforce Development.**

21          (1q) WAITING PERIOD FOR UNEMPLOYMENT INSURANCE BENEFITS. The treatment of  
22          sections 108.02 (26m) and 108.04 (3) of the statutes first applies with respect to  
23          benefit years beginning after December 31, 2011.

24          (1u) PREVAILING WAGES AND HOURS OF LABOR.

1 (a) The treatment of sections 19.36 (12), 66.0903 (3) (av), 66.0904, 103.49 (3)  
2 (ar), 103.50 (4m), 103.503 (title), (1) (a), (c), (e), and (g), (2), and (3) (a) 2., 104.001 (3)  
3 (am), 109.09 (1), 111.322 (2m) (c), 227.01 (13) (t), and 946.15 (title), (1), (2), (3), and  
4 (4) of the statutes first applies to a project proposal that is accepted by a local  
5 governmental unit on the effective date of this paragraph.

6 (b) The treatment of sections 66.0903 (4) (b) (intro.) and 1. and (5) (b), 103.49  
7 (2m) (b) (intro.) and 1. and (3g) (b), and 103.50 (2m) (b) (intro.) and 1. of the statutes  
8 first applies to work performed on the effective date of this paragraph, except that,  
9 if that work is performed under a contract that contains provisions that are  
10 inconsistent with those sections, the treatment of those sections first applies to work  
11 performed on the day on which that contract expires or is extended, modified, or  
12 renewed, whichever occurs first.

13 (c) The treatment of sections 66.0903 (10) (c) and 103.49 (5) (c) of the statutes  
14 first applies, with respect to a request for the inspection of the payroll records for a  
15 project of public works, to a project of public works contracted for on the effective date  
16 of this paragraph.

17 (d) The treatment of sections 66.0903 (10) (am) and 103.49 (5) (am) of the  
18 statutes first applies to work performed on the effective date of this paragraph,  
19 except that, if that work is performed under a contract that contains provisions that  
20 are inconsistent with those sections, the treatment of those sections first applies to  
21 work performed on the day on which that contract expires or is extended, modified,  
22 or renewed.

23 (f) The treatment of sections 66.0903 (2) (c) and (5) (f) and (g) and 103.49 (1m)  
24 (b) and (3g) (g) and (h) of the statutes first applies to a contract for the erection,

1 construction, remodeling, repair, or demolition of a project entered into, or extended,  
2 modified, or renewed, on the effective date of this paragraph.

3 (2q) FAILURE OR REFUSAL TO TAKE TEST FOR PRESENCE OF ILLEGAL DRUGS. The  
4 treatment of section 108.04 (1) (c) of the statutes first applies with respect to weeks  
5 of unemployment beginning after the effective date of this subsection.

6 **SECTION 9355. Initial applicability; Other.**

7 (1f) TENANT PROTECTIONS IN FORECLOSURE. The treatment of sections 704.35 (3)  
8 and 846.35 of the statutes first applies to foreclosure actions that are commenced on  
9 the effective date of this subsection.

10 (1u) CONDEMNATION.

11 (a) The treatment of section 32.05 (2) (b) of the statutes first applies to an  
12 appraisal obtained by an owner on the effective date of this paragraph.

13 (b) The treatment of sections 32.05 (2a) and 32.06 (2a) of the statutes first  
14 applies to conveyances recorded with the register of deeds on the effective date of this  
15 paragraph.

16 (c) The treatment of section 32.28 (3) (d) to (i) and (4) of the statutes first applies  
17 to actions brought under chapter 32 of the statutes on the effective date of this  
18 paragraph.

19 (2f) RENTAL AGREEMENTS REGARDING FORECLOSURE. The treatment of section  
20 704.35 (2) of the statutes first applies to rental agreements that are entered into on  
21 the effective date of this subsection.

22 **SECTION 9400. Effective dates; general.** Except as otherwise provided in  
23 SECTIONS 9401 to 9455 of this act, this act takes effect on July 1, 2011, or on the day  
24 after publication, whichever is later.

25 **SECTION 9401. Effective dates; Administration.**



1 (1) CHILD CARE FACILITIES FOR STATE EMPLOYEES. The treatment of sections 13.48  
2 (2) (b) 4., and (j), 16.841, 16.85 (1) (by SECTION 142), 20.505 (5) (ka), and 20.865 (2)  
3 (am), (gm), and (qm) of the statutes takes effect on September 1, 2011.

4 (1f) PENALTY SURCHARGE DEFICIT; REPORT. The repeal of s. 16.513 (3) (bn) takes  
5 effect on July 1, 2013.

6 (2i) ENUMERATION OF STATE BUILDING PROJECTS. The treatment of section 20.924  
7 (1) (b) (by SECTION 815i) of the statutes takes effect on July 1, 2002, or upon  
8 completion of acquisition of property sufficient for the construction of a facility to  
9 meet the space needs of the state law library, the legislative reference bureau library,  
10 and the legislative and judicial branch agencies and support staffs.

11 **SECTION 9402. Effective dates; Aging and Long-Term Care Board.**

12 **SECTION 9403. Effective dates; Agriculture, Trade and Consumer**  
13 **Protection.**

14 **SECTION 9404. Effective dates; Arts Board.**

15 **SECTION 9405. Effective dates; Board for People with Developmental**  
16 **Disabilities.**

17 **SECTION 9406. Effective dates; Building Commission.**

18 **SECTION 9407. Effective dates; Child Abuse and Neglect Prevention**  
19 **Board.**

20 **SECTION 9408. Effective dates; Children and Families.**

21 (1d) REDUCTION IN CHILD'S AGE FOR CARETAKER OF NEWBORN GRANT. The treatment  
22 of section 49.148 (1m) (a) 1. of the statutes takes effect on January 1, 2012.

23 (3f) TRANSITIONAL JOBS DEMONSTRATION PROJECT. The treatment of sections  
24 49.143 (2r) and 106.14 (2) of the statutes, the repeal of section 49.162 of the statutes,  
25 and SECTIONS 3568, 3569, and 3570 of this act take effect on July 1, 2013.

1 (3i) MISCELLANEOUS WISCONSIN WORKS PARTICIPATION CHANGES. The treatment  
2 of sections 49.147 (4) (as) and (5) (bs) (by SECTION 1357), 49.148 (1) (b) 1., 1m. d., and  
3 3. and (c) (by SECTION 1361) and (4) (b), 49.1515 (title), (2), and (3), and 49.153 (1)  
4 (am), (bm), and (c) and (2) of the statutes and SECTION 9308 (4) of this act take effect  
5 on October 1, 2011.

6 (3j) TIME LIMITS UNDER WISCONSIN WORKS. The treatment of sections 49.147 (3)  
7 (c), (4) (b), and (5) (b) (intro.), 1m., 2., 2m., 3., and 4. and (bs) (by SECTION 1357f),  
8 49.148 (1) (c) (by SECTION 1361f) and (1m) (c) (intro.), and 49.151 (1) (b) of the statutes  
9 and SECTION 9308 (5i) of this act take effect on January 1, 2012.

10 (3q) WISCONSIN WORKS CASE MANAGEMENT SERVICES. The treatment of sections  
11 49.147 (2) (a) 1. and 2., (am), and (b), 49.152 (1) and (3) (a), and 49.159 (3) of the  
12 statutes takes effect on January 1, 2012.

13 **SECTION 9409. Effective dates; Circuit Courts.**

14 **SECTION 9410. Effective dates; Commerce.**

15 **SECTION 9411. Effective dates; Corrections.**

16 **SECTION 9412. Effective dates; Court of Appeals.**

17 **SECTION 9413. Effective dates; District Attorneys.**

18 **SECTION 9414. Effective dates; Educational Communications Board.**

19 **SECTION 9415. Effective dates; Employee Trust Funds.**

20 **SECTION 9416. Effective dates; Employment Relations Commission.**

21 **SECTION 9417. Effective dates; Financial Institutions.**

22 (1) INVESTMENT ADVISER REGISTRATION. The treatment of section 551.403 (2) (a)  
23 2. and 2m. of the statutes takes effect on October 31, 2011, or on the day after  
24 publication, whichever is later.

25 **SECTION 9418. Effective dates; Government Accountability Board.**

1           **SECTION 9419. Effective dates; Governor.**

2           **SECTION 9420. Effective dates; Health and Educational Facilities**  
3 **Authority.**

4           **SECTION 9421. Effective dates; Health Services.**

5           (1i) MEDICAL ASSISTANCE PROGRAM CHANGES. The treatment of sections 49.45 (8)  
6 (b) (by SECTION 1436b), (8) (c) (by SECTION 1436i), (8r) (by SECTION 1437b), (8v) (by  
7 SECTION 1437f), (18) (ac) (by SECTION 1437k), (18) (ag) (intro.) (by SECTION 1437o), (18)  
8 (b) (intro.) (by SECTION 1437r), (18) (d) (by SECTION 1437u), (23) (a) (by SECTION  
9 1438e), (23) (b) (by SECTION 1438i), (24g) (c) (by SECTION 1438m), (24s) (a) (by SECTION  
10 1441bg), (25g) (c) (by SECTION 1441d), (27) (by SECTION 1441g), and (39) (b) 1. (by  
11 SECTION 1442h), 49.46 (2) (a) (intro.) (by SECTION 1453i) and (2) (b) (intro.) (by SECTION  
12 1453L), 49.465 (2) (intro.) (by SECTION 1453s), 49.47 (4) (a) (intro.) (by SECTION 1457q  
13 and (6) (a) (intro.) (by SECTION 1459o), 49.472 (3) (intro.) (by SECTION 1461q) and (4)  
14 (b) (intro.) (by SECTION 1462h), 49.473 (2) (intro.) (by SECTION 1465p) and (5) (by  
15 SECTION 1470b) of the statutes and the repeal of sections 49.45 (2m), (3) (n), and (6m)  
16 (n), 49.46 (1) (n), 49.47 (5) (c), and 49.471 (13) of the statutes take effect on January  
17 1, 2015.

18           (4u) INCOME MAINTENANCE ADMINISTRATION. The treatment of sections 20.435 (4)  
19 (bn) (by SECTION 640m), 46.215 (1) (intro.), 46.27 (7) (am), 49.78 (1m) (a), (c), and (d),  
20 (1r), (2r), (8) (a) and (b), (10) (a) and (b), (11) (a), (b), and (c) 1., 2., and 3., 49.79 (9)  
21 (a) 1., 49.793 (1), 49.795 (8) (d) 2., 49.797 (8), and 49.825 (2) (d) 1. and 2. and (3) (a)  
22 of the statutes takes effect on January 1, 2012.

23           (1) CONGENITAL TESTING FEES; RULES. The treatment of section 253.13 (2) of the  
24 statutes and SECTION 9321 (2) of this act take effect on the first day of the 4th month  
25 beginning after publication.

1 (6q) NURSING HOME PAYMENT LABOR REGIONS. The treatment of section 49.45 (6m)  
2 (ar) 1. a. of the statutes takes effect on July 1, 2013.

3 (2) FAMILY PLANNING DEMONSTRATION PROJECT. The repeal of section 49.45 (24r)  
4 of the statutes takes effect on January 1, 2012.

5 **SECTION 9422. Effective dates; Higher Educational Aids Board.**

6 **SECTION 9423. Effective dates; Historical Society.**

7 **SECTION 9424. Effective dates; Housing and Economic Development**  
8 **Authority.**

9 **SECTION 9425. Effective dates; Insurance.**

10 (2f) DEPENDENT COVERAGE. The treatment of sections 49.67 (3) (am) 2. b. and  
11 632.885 (1) (a), (af), (ar), and (at), (2) (a) (intro.), 1., 2., and 3., (b) (intro.) and 2., and  
12 (c), (3), (3m), and (4) of the statutes and SECTION 9325 (2f) of this act take effect on  
13 January 1, 2012.

14 **SECTION 9426. Effective dates; Investment Board.**

15 **SECTION 9427. Effective dates; Joint Committee on Finance.**

16 **SECTION 9428. Effective dates; Judicial Commission.**

17 **SECTION 9429. Effective dates; Justice.**

18 **SECTION 9430. Effective dates; Legislature.**

19 **SECTION 9431. Effective dates; Lieutenant Governor.**

20 **SECTION 9432. Effective dates; Local Government.**

21 (1u) LIMITATION ON PERFORMANCE OF CONSTRUCTION PROJECTS BY LOCAL  
22 GOVERNMENTS. The creation of section 66.0901 (10) (b) 1. c. and (c) and (11) of the  
23 statutes and SECTION 9332 (1u) of this act take effect on the first day of the 4th month  
24 beginning after publication.

25 **SECTION 9433. Effective dates; Medical College of Wisconsin.**

1           **SECTION 9434. Effective dates; Military Affairs.**

2           **SECTION 9435. Effective dates; Natural Resources.**

3           (1i) WATER USE FEE LIMITATION. The treatment of section 281.346 (12) (a) of the  
4 statutes takes effect retroactively to January 1, 2011.

5           (1q) SOUTHEASTERN WISCONSIN FOX RIVER COMMISSION. The repeal and  
6 recreation of section 20.370 (5) (cq) of the statutes takes effect on July 1, 2013.

7           **SECTION 9436. Effective dates; Public Defender Board.**

8           **SECTION 9437. Effective dates; Public Instruction.**

9           (1) INITIAL EDUCATOR GRANT PROGRAM. The treatment of sections 20.255 (2) (kg)  
10 and 115.405 (2m) of the statutes takes effect on July 1, 2012.

11           **SECTION 9438. Effective dates; Public Lands, Board of Commissioners**  
12 **of.**

13           **SECTION 9439. Effective dates; Public Service Commission.**

14           (1q) ENERGY EFFICIENCY AND RENEWABLE RESOURCE PROGRAM SPENDING. The  
15 treatment of section 196.374 (3) (b) 2. (intro.) and a. to h. and 3. of the statutes takes  
16 effect on January 1, 2012.

17           **SECTION 9440. Effective dates; Regulation and Licensing.**

18           **SECTION 9441. Effective dates; Revenue.**

19           (1) JOBS TAX CREDIT. The treatment of section 20.835 (2) (bb) of the statutes takes  
20 effect on January 1, 2012.

21           (1d) ADVERTISING AND PROMOTIONAL DIRECT MAIL. The treatment of section 77.54  
22 (59) of the statutes takes effect on July 1, 2013.

23           (2) COMBINED REPORTING ELECTION. The treatment of section 71.255 (2m) (d) of  
24 the statutes takes effect retroactively on January 1, 2009.

1 (2i) COUNTY AND MUNICIPAL AID PAYMENTS. The treatment of section 20.835 (1)  
2 (q) of the statutes and the repeal and recreation of sections 20.835 (1) (db) and 79.035  
3 (1) of the statutes take effect on December 31, 2012.

4 (2q) PRODUCTS PROVIDED FREE OF CHARGE. The renumbering and amendment of  
5 section 77.52 (21) of the statutes and the creation of section 77.52 (21) (b) of the  
6 statutes take effect on the first day of the 2nd month beginning after publication, or  
7 on September 1, 2011, whichever is later.

8 (3) MODULAR AND MANUFACTURED HOMES. The treatment of section 77.54 (5) (am)  
9 of the statutes takes effect on the first day of the 3rd month beginning after  
10 publication.

11 (3b) SNOWMAKING AND SNOWGROOMING. The treatment of section 77.54 (58) of the  
12 statutes takes effect on July 1, 2013.

13 (3u) MOIST SNUFF. The treatment of sections 139.76 (1) and 139.78 (1) of the  
14 statutes takes effect on January 1, 2012.

15 (4) VEGETABLE OIL CONVERTED TO FUEL. The treatment of section 77.54 (11m) of  
16 the statutes takes effect on the first day of the 3rd month beginning after publication.

17 (4d) STUDENT HOUSING FACILITIES PROPERTY TAX EXEMPTION. The treatment of  
18 section 70.11 (intro.) and (3m) of the statutes takes effect on January 1, 2012.

19 **SECTION 9442. Effective dates; Secretary of State.**

20 **SECTION 9443. Effective dates; State Employment Relations, Office of.**

21 **SECTION 9444. Effective dates; State Fair Park Board.**

22 **SECTION 9445. Effective dates; Supreme Court.**

23 **SECTION 9446. Effective dates; Technical College System.**

24 (1q) FEE REMISSION. The treatment of sections 38.22 (6) (f), 38.24 (7) (a) (intro.),  
25 1., 1p., and 2., (b) (intro.), (bg), and (c) and (8) (a) (intro.), 1., 1g., 2., 3., 4., 5., and 6.,

1 (b), (bg), and (c), and 45.03 (13) (L) and (m) of the statutes takes effect retroactively  
2 on January 1, 2010.

3 **SECTION 9447. Effective dates; Tourism.**

4 **SECTION 9448. Effective dates; Transportation.**

5 (1) CERTIFICATES OF TITLE. The treatment of sections 218.0171 (2) (c) and (cm)  
6 2., 218.23 (1), 342.13 (1), 342.15 (1) (a) and (c) and (5), 342.20 (1), 342.22 (1) (intro.)  
7 and (2), and 342.23 (2) (a) and (b) and (4) of the statutes, the renumbering and  
8 amendment of sections 342.09 (1) of the statutes, and the creation of section 342.09  
9 (1) (b) of the statutes and SECTIONS 9148 (1) and 9348 (2) of this act take effect on  
10 January 1, 2012.

11 (2) IDENTIFICATION CARD RENEWALS. The repeal and recreation of sections 343.20  
12 (2) (a) and 343.50 (4) and (6) of the statutes takes effect on July 1, 2011, on the day  
13 after publication, or on the date on which the creation of section 343.165 of the  
14 statutes by 2007 Wisconsin Act 20 takes effect, whichever is latest.

15 (3) REAL ID NONCOMPLIANT OPERATOR'S LICENSES AND IDENTIFICATION CARDS. The  
16 treatment of sections 343.03 (3r), 343.06 (1) (L), 343.10 (7) (d), 343.11 (3) (by SECTION  
17 2008), 343.14 (3) and (3m), 343.165 (1) (intro.), (2), (3) (a), (4) (a), (c), and (d), (5), and  
18 (7), and 343.17 (3) (a) 2. and 14. of the statutes and the repeal and recreation of  
19 sections 343.17 (5) and 343.50 (1), (3), and (4g) of the statutes take effect on July 1,  
20 2011, on the day after publication, or on the date on which the creation of section  
21 343.165 of the statutes by 2007 Wisconsin Act 20 takes effect, whichever is latest.

22 (6g) SOUTHEAST WISCONSIN FREEWAY FUNDING. Section 9148 (7f) of this act takes  
23 effect on the day after publication, or retroactively to June 30, 2011, whichever is  
24 earlier.

25 (6u) TRANSIT AUTHORITIES.

1 (a) The treatment of sections 59.58 (7) (e) (intro.), (i), and (j) and 66.1039 (4) (s)  
2 1. of the statutes, the renumbering of section 77.9973 of the statutes, and the creation  
3 of sections 77.708 (3) and 77.9973 (2) of the statutes and SECTION 9148 (3u) (c) of this  
4 act take effect on the 10th day after the day of publication.

5 (b) The treatment of sections 20.566 (1) (gc) and (gh), 20.835 (4) (gc) and (gh),  
6 32.02 (11), 32.05 (1) (a), 32.07 (2), 40.02 (28), 59.58 (6), 66.0301 (1) (a) (by Section  
7 1720b), 66.0903 (1) (d), 67.01 (5), 70.11 (2), 71.05 (1) (c) 9., 71.26 (1) (b), 71.26 (1m)  
8 (j), 71.45 (1t) (j), chapter 77 (title) (by Section 2177m), 77.54 (9a) (er), subchapter V  
9 (title) of chapter 77, 77.71, 77.73 (2) and (3), 77.75, 77.76 (1), (2), (3r), (4), and (5),  
10 77.77 (1) and (3), 77.78, subchapter XIII (title) of chapter 77, 77.9971, 77.9972,  
11 85.062 (3) (c), 85.063 (3) (b) 1., 85.064 (1) (b), 111.70 (1) (j), 345.05 (1) (ag), 345.05 (2),  
12 and 611.11 (4) (a) of the statutes, the repeal of sections 59.58 (7), 66.1039, 77.708, and  
13 77.9973 of the statutes, and SECTIONS 3567m and 9148 (3u) (a) and (b) take effect on  
14 the 90th day after the day of publication.

15 (9f) LOCAL ROADS IMPROVEMENT PROGRAM.

16 (a) The creation of section 86.31 (2) (f) of the statutes takes effect on the first  
17 day of the 4th month beginning after publication.

18 (b) The treatment of section 86.31 (2) (b), (d), and (g) and (6) (g) of the statutes  
19 and the amendment of section 86.31 (2) (f) of the statutes take effect on July 1, 2015.

20 (11f) STATE HIGHWAY PROJECT BIDDING. The treatment of sections 83.015 (2) (b),  
21 84.06 (3), and 114.33 (5) of the statutes and the amendment of section 84.06 (2) of the  
22 statutes take effect on the first day of the 4th month beginning after publication.

23 **SECTION 9449. Effective dates; Treasurer.**

24 **SECTION 9450. Effective dates; University of Wisconsin Hospitals and**  
25 **Clinics Authority.**



1           **SECTION 9451. Effective dates; University of Wisconsin Hospitals and**  
2           **Clinics Board.**

3           **SECTION 9452. Effective dates; University of Wisconsin System.**

4           (1)d) UNIVERSITY OF WISCONSIN. The treatment of sections 16.705 (1r) (d) and  
5           (e), 16.71 (1m) (by SECTION 241f) and (4), 16.72 (8), 16.73 (5), 16.78 (1), 16.993 (7),  
6           19.42 (13) (b), (c), and (cm), 19.45 (11) (a) and (b), 20.865 (1) (c), (ci), (i), (ic), (s), and  
7           (si), 20.916 (10), 20.923 (4g), (5), (6) (Lm) and (m), (14) (b), (15) (b), and (16), 36.09  
8           (1) (e), (i), (j), and (k), 36.15 (2), 36.30, 36.52, 40.02 (30), 111.335 (1) (cv), 111.81 (7)  
9           (ar) and (at), 111.815 (1) and (2), 111.825 (1r), (1t), (2) (a), (b), (c), (f), (g), (h), and (i),  
10          (3), (3m), (4), (6), and (7), 111.83 (5) (a), (b), and (c), 111.84 (2) (c), 111.91 (4), 111.93  
11          (2) and (3), 111.935 (2), 230.01 (1), 230.03 (3), (6), (6m), (10h), and (13), 230.08 (2)  
12          (cm), (d), (dm), and (k), 230.10 (2), 230.12 (1) (a) 1. b. and (3) (e) (title) and 1., and  
13          230.34 (1) (ar) of the statutes, the repeal of sections 36.58 (5) and 230.143 (1) and (2)  
14          of the statutes, the renumbering of sections 111.83 (7) and 111.85 (5) of the statutes,  
15          the renumbering and amendment of sections 16.417 (2) (f), 111.92 (1) (a), and 230.143  
16          (intro.) of the statutes, the creation of sections 16.417 (2) (f) 2., 111.83 (7) (b), 111.85  
17          (5) (b), and 111.92 (1) (a) 2. and 3. of the statutes, and SECTION 9152 (1c) of this act  
18          take effect on July 1, 2013.

19          (1q) FEE REMISSION. The treatment of section 36.27 (3n) (a) (intro.), 1., 1g., and  
20          2., and (bg) and (3p) (a) (intro.), 1., 1g., 1m., 2., 3., 4., 5., and 6. and (bg) of the statutes  
21          takes effect retroactively on January 1, 2010.

22          **SECTION 9453. Effective dates; Veterans Affairs.**

23          (1j) FISCAL CHANGES. SECTION 9253 (1j) of this act takes effect on the day after  
24          publication or retroactively to June 30, 2011, whichever is earlier.

25          **SECTION 9454. Effective dates; Workforce Development.**

