

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5 is modified or rescinded by the higher educational aids board to the extent allowed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

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9 remain in effect until their specified expiration dates or until amended or repealed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12 remain in effect until their specified expiration dates or until modified or rescinded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

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

20 (3i) **COMMUNITY PARTNERSHIPS.** By January 10, 2012, the department of
21 administration shall submit to the joint committee on finance for the approval of that
22 committee under section 13.10 of the statutes a plan that includes all of the following:

23 (a) A plan prepared by the department of public instruction for providing
24 funding to community-based nongovernmental organizations for the establishment
25 of partnerships with local school districts that center on those organizations

1 providing advocacy for students and serving as liaison between families and staff of
2 those school districts with the goal of improving educational outcomes and
3 promoting and teaching greater self-sufficiency.

4 (b) A plan prepared by the department of children and families for providing
5 funding to community-based nongovernmental organizations for the establishment
6 of partnerships with agencies that license foster homes that center on those
7 organizations providing advocacy for children and serving as liaison between
8 families and staff of those agencies with the goal of improving educational outcomes
9 and promoting and teaching greater self-sufficiency.

10 (4j) DRUG OFFENDER DIVERSION SURCHARGE FUND. The department of
11 administration shall submit a plan to the joint committee on finance as to how the
12 department will reduce state appropriations by \$1,917,900 over the 2011-2013 fiscal
13 biennium and lapse the associated funding to the general fund to eliminate the
14 deficit in the drug offender diversion surcharge fund.

15 (4q) TRANSFER OF HUMAN RESOURCES POSITIONS.

16 (a) The secretary of administration shall identify 2.0 FTE PR positions in the
17 department of administration having responsibility for human resources functions.
18 On the effective date of this subsection, one of the positions so identified, as
19 determined by the secretary, is transferred to the state fair park board and the other
20 of the positions so identified is transferred to the department of regulation and
21 licensing and the incumbent employees in those positions are transferred to the state
22 fair park board and the department of regulation and licensing, respectively.

23 (b) Employees transferred under paragraph (a) have all of the rights and the
24 same status under subchapter V of chapter 111 and chapter 230 of the statutes in the
25 state fair park board and the department of regulation and licensing that they

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

4 (5q) STATE BUILDING AND LEASE BACK STUDY. The department of administration
5 shall study the feasibility of instituting a program for private construction of
6 buildings for the purpose of leasing those buildings to the state. The department
7 shall report its findings and recommendations to the members of the joint committee
8 on finance no later than December 1, 2011.

9 **SECTION 9102. Nonstatutory provisions; Aging and Long-Term Care**
10 **Board.**

11 **SECTION 9103. Nonstatutory provisions; Agriculture, Trade and**
12 **Consumer Protection.**

13 (1i) EVALUATION OF PURCHASE OF AGRICULTURAL CONSERVATION EASEMENT PROGRAM.
14 The department of agriculture, trade and consumer protection shall evaluate the
15 program for the purchase of agricultural conservation easements under section
16 93.73 of the statutes, including the administration of the program, the source of
17 funding for the program, state financial participation, and the amount of local
18 matching funds required. The department shall include in its evaluation options for
19 a replacement program that would be less costly and more efficient in preserving
20 farmland. The department shall report its findings from the evaluation no later than
21 June 30, 2012, to the joint committee on finance and to the standing committees in
22 each house of the legislature with responsibility for agricultural matters.

23 (2i) FARMLAND PRESERVATION CONVERSION FEES. If a political subdivision collected
24 conversion fees under section 91.48 (1) (b), 2009 stats., for land rezoned in 2011, the

1 political subdivision shall retain the fees and use them for farmland preservation
2 planning, zoning, and compliance monitoring.

3 “(2u) **CONDITION OF SEGREGATED FUNDS.** The department of agriculture, trade
4 and consumer protection shall study and evaluate the condition of the agricultural
5 chemical cleanup fund and of the agrichemical management fund and make
6 recommendations to correct any structural imbalances that cause authorized
7 expenditures to exceed annual revenues of the funds. The department shall submit
8 its findings to the joint committee on finance no later than December 31, 2011.

9 (3q) **GRAIN INSPECTION PROGRAM REPORT.** No later than January 1, 2012, the
10 department of agriculture, trade and consumer protection shall report to the joint
11 committee on finance on specific actions taken or administrative efforts planned to
12 ensure that expenditures for grain inspection under s. 93.06 (1m) do not exceed
13 program revenues and to eliminate any amount by which accumulated expenses
14 have exceeded accumulated program revenues.

15 **SECTION 9104. Nonstatutory provisions; Arts Board.**

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

24 (2) **PLACEMENT OF ARTS BOARD IN DEPARTMENT OF TOURISM.**

1	Green Bay Correctional Institution — visiting	3,812,000
2	building	
3	Waupun Correctional Institution boiler conversion	7,000,000
4	<i>2. Projects financed by existing general fund supported</i>	
5	<i>borrowing authority:</i>	
6	Green Bay Correctional Institution — shower	
7	buildings	2,591,600
8	(Total project all funding sources \$3,834,000)	
9	St. Croix Correctional Institution housing	
10	replacement	3,234,000
11	Waupun Correctional Institution food service	
12	renovation	6,026,000
13	<i>3. Agency totals:</i>	
14	General fund supported borrowing	12,054,400
15	Existing general fund supported borrowing	
16	authority	<u>11,851,600</u>
17	Total — All sources of funds	\$ 23,906,000
18	(b) EDUCATIONAL COMMUNICATIONS BOARD	
19	<i>1. Projects financed by general fund supported</i>	
20	<i>borrowing:</i>	
21	WHSА-FM Tower replacement — Brule	\$ 521,700
22	<i>2. Agency totals:</i>	

1	General fund supported borrowing	<u>521,700</u>
2	Total — All sources of funds	\$ 521,700
3	(c) DEPARTMENT OF HEALTH SERVICES	
4	1. <i>Projects financed by general fund supported</i>	
5	<i>borrowing:</i>	
6	Mendota Mental Health Institute — patient	
7	skilled learning center	\$ 1,442,000
8	Wisconsin Resource Center visitor and gatehouse	
9	modifications	2,003,700
10	2. <i>Agency totals:</i>	
11	General fund supported borrowing	<u>3,445,700</u>
12	Total — All sources of funds	\$ 3,445,700
13	(d) DEPARTMENT OF MILITARY AFFAIRS	
14	1. <i>Projects financed by existing general fund supported</i>	
15	<i>borrowing authority:</i>	
16	Motor vehicle storage building — Beloit	\$ 181,300
17	(Total project all funding sources \$725,000)	
18	Command suite addition — Madison	346,200
19	(Total project all funding sources \$1,385,000)	
20	Tactical Unmanned Aircraft System facility —	
21	Camp Williams	124,600
22	(Total project all funding sources \$8,092,600)	

1	Readiness center and field maintenance shop —	
2	Wisconsin Rapids	3,724,000
3	(Total project all funding sources \$64,092,000)	
4	<i>2. Projects financed by federal funds:</i>	
5	Motor vehicle storage building — Beloit	543,700
6	(Total project all funding sources \$725,000)	
7	Tactical Unmanned Aircraft System facility —	
8	Camp Williams	7,968,000
9	(Total project all funding sources \$8,092,600)	
10	Command suite addition — Madison	1,038,800
11	(Total project all funding sources \$1,385,000)	
12	Readiness center and field maintenance shop —	
13	Wisconsin Rapids	60,368,000
14	(Total project all funding sources \$64,092,000)	
15	<i>3. Agency totals:</i>	
16	Existing general fund supported borrowing	
17	authority	4,376,100
18	Federal funds	<u>69,918,500</u>
19	Total — All sources of funds	\$ 74,294,600

20 (e) DEPARTMENT OF NATURAL RESOURCES

1	1. <i>Projects financed by existing general fund supported</i>		
2	<i>borrowing authority — stewardship property</i>		
3	<i>development and local assistance funds:</i>		
4	Dam reconstruction — Montello	\$	5,300,000
5	(Total project all funding sources \$9,000,000)		
6	Rib Mountain State Park park development —		
7	Phase II		686,100
8	Entrance and visitor station — Amnicon Falls		
9	State Park		643,600
10	Flambeau River State Forest improvements		2,000,000
11	(Total project all funding sources \$2,513,700)		
12	Buckhorn State Park — campground development		2,199,400
13	Straight Lake State Park park development —		
14	Phase I		1,258,100
15	Horicon Marsh International Education Center		
16	displays		925,000
17	(Total project all funding sources \$3,236,300)		
18	Old Abe State Trail resurfacing		425,000
19	(Total project all funding sources \$850,000)		
20	2. <i>Projects financed by segregated fund supported</i>		
21	<i>borrowing:</i>		
22	Dam reconstruction — Montello		2,500,000

1	(Total project all funding sources \$9,000,000)	
2	Fire control heavy-unit drive-thru vehicle	
3	storage garages — Bowler and Oconto Falls	2,525,900
4	Flambeau River State Forest improvements	513,700
5	(Total project all funding sources \$2,513,700)	
6	Horicon Marsh International Education Center	
7	displays	1,836,300
8	(Total project all funding sources \$3,236,700)	
9	Poynette state game farm — pheasant hatchery	
10	building	1,023,400
11	3. <i>Projects financed by gifts, grants, and other receipts:</i>	
12	Horicon Marsh International Education Center	
13	displays	400,000
14	(Total project all funding sources \$3,236,300)	
15	4. <i>Projects financed by federal funds:</i>	
16	Dam reconstruction — Montello	1,200,000
17	(Total project all funding sources \$9,000,000)	
18	Horicon Marsh International Education Center	
19	displays	75,000
20	(Total project all funding sources \$3,236,300)	
21	Old Abe State Trail resurfacing	425,000
22	(Total project all funding sources \$850,000)	

1	5. <i>Agency totals:</i>	
2	Existing general fund supported borrowing	
3	authority — stewardship property development	
4	and local assistance funds	13,437,200
5	Segregated fund supported borrowing	8,399,300
6	Gifts, grants, and other receipts	400,000
7	Federal funds	<u>1,700,000</u>
8	Total — All sources of funds	\$ 23,936,500
9	(f) DEPARTMENT OF PUBLIC INSTRUCTION	
10	1. <i>Projects financed by general fund supported</i>	
11	<i>borrowing:</i>	
12	Wisconsin School for the Deaf — Walker Hall	
13	replacement	\$ 4,982,900
14	2. <i>Agency totals:</i>	
15	General fund supported borrowing	<u>4,982,900</u>
16	Total — All sources of funds	\$ 4,982,900
17	(g) STATE HISTORICAL SOCIETY	
18	1. <i>Projects financed by general fund supported</i>	
19	<i>borrowing:</i>	
20	Joint museum	\$ 75,000,000
21	Preservation and storage facility capital	
22	equipment	4,350,000

1	River Falls — Health and Human Performance	
2	building	50,491,000
3	(Total project all funding sources \$63,512,000)	
4	System — classroom renovation/instructional	
5	technology	5,000,000
6	2. <i>Projects financed by existing general fund supported</i>	
7	<i>borrowing authority:</i>	
8	Madison — School of Nursing	17,413,500
9	(Total project all funding sources \$52,240,000)	
10	Whitewater — Carlson Hall renovation	17,000,000
11	3. <i>Projects financed by program revenue supported</i>	
12	<i>borrowing:</i>	
13	La Crosse — parking ramp	7,131,000
14	(Total project all funding sources \$12,131,000)	
15	Madison — Badger Athletic Performance Center	49,200,000
16	(Total project all funding sources \$76,800,000)	
17	— west campus/hospital parking ramp	
18	addition	25,753,000
19	(Total project all funding sources \$26,253,000)	
20	— Carson Gully Commons renovation	5,000,000
21	(Total project all funding sources \$10,049,000)	
22	— utility improvements	3,124,000

1	Oshkosh — Lincoln School remodeling	4,476,000
2	Platteville — residence hall upgrades	12,179,000
3	River Falls — Health and Human Performance	
4	building	10,264,000
5	(Total project all funding sources \$63,512,000)	
6	Stevens Point — North Debot Residence Hall	
7	renovation	11,720,000
8	Stout — Fleming Residence Hall renovation	6,599,000
9	Superior — Ross and Hawkes halls renovation	15,276,000
10	Whitewater — Bigelow and Benson halls	
11	renovation	12,223,000
12	— Drumlin Dining Hall renovation	4,627,000
13	4. <i>Projects financed by existing program revenue</i>	
14	<i>supported borrowing authority:</i>	
15	Milwaukee — School of Public Health	12,250,000
16	5. <i>Projects financed by program revenue:</i>	
17	La Crosse — parking ramp	5,000,000
18	(Total project all funding sources \$12,131,000)	
19	— storage facility	1,092,000
20	Madison — Carson Gulley Commons renovation	5,049,000
21	(Total project all funding sources \$10,049,000)	
22	— Elizabeth Waters Hall renovation	7,100,000

1	— west campus/hospital parking ramp	
2	addition	500,000
3	(Total project all funding sources \$26,253,000)	
4	<i>6. Projects financed by gifts, grants, and other receipts:</i>	
5	Extension — Upham Woods Outdoor Learning	
6	Center — shower facility	971,000
7	Madison — Alumni Plaza	8,000,000
8	— Badger Athletic Performance Center	27,600,000
9	(Total project all funding sources \$76,800,000)	
10	— library storage facility	1,500,000
11	— School of Nursing	17,413,000
12	(Total project all funding sources \$52,240,000)	
13	— University Ridge Golf Course — all-	
14	seasons practice facility	2,500,000
15	River Falls — Health and Human Performance	
16	building	2,056,000
17	(Total project all funding sources \$63,512,000)	
18	Whitewater — Young Auditorium addition	940,000
19	<i>7. Projects financed by building trust funds:</i>	
20	River Falls — Health and Human Performance	
21	building	701,000
22	(Total project all funding sources \$63,512,000)	

1	8. <i>Agency totals:</i>	
2	General fund supported borrowing	122,904,500
3	Existing general fund revenue supported	
4	borrowing authority	34,413,500
5	Program revenue supported borrowing	167,572,000
6	Existing program revenue supported borrowing	
7	authority	12,250,000
8	Program revenue	18,741,000
9	Gifts, grants, and other receipts	60,980,000
10	Building trust funds	<u>701,000</u>
11	Total — All sources of funds	\$ 417,562,000
12	(j) DEPARTMENT OF VETERANS AFFAIRS	
13	1. <i>Projects financed by general fund supported</i>	
14	<i>borrowing:</i>	
15	Preservation and storage facility capital	
16	equipment	\$ 4,070,700
17	2. <i>Agency totals:</i>	
18	General fund supported borrowing	<u>4,070,700</u>
19	Total — All sources of funds	\$ 4,070,700
20	(k) MARQUETTE UNIVERSITY	
21	1. <i>Projects financed by general fund supported</i>	
22	<i>borrowing:</i>	

1	Dental school addition	\$ 8,000,000
2	(Total project all funding sources \$16,000,000)	
3	2. <i>Projects financed by gifts, grants, and other receipts:</i>	
4	Dental school addition	8,000,000
5	(Total project all funding sources \$16,000,000)	
6	3. <i>Agency totals:</i>	
7	General fund supported borrowing	8,000,000
8	Gifts, grants, and other receipts	<u>8,000,000</u>
9	Total — All sources of funds	\$ 16,000,000
10	(L) LAC DU FLAMBEAU INDIAN TRIBAL CULTURAL CENTER	
11	1. <i>Projects financed by general fund supported</i>	
12	<i>borrowing:</i>	
13	Lac du Flambeau Indian Tribal Cultural Center	\$ 250,000
14	(Total project all funding sources \$1,623,000)	
15	2. <i>Projects financed by gifts, grants, and other receipts:</i>	
16	Lac du Flambeau Indian Tribal Cultural Center	1,373,000
17	(Total project all funding sources \$1,623,000)	
18	3. <i>Agency totals:</i>	
19	General fund supported borrowing	250,000
20	Gifts, grants, and other receipts	<u>1,373,000</u>
21	Total — All sources of funds	\$ 1,623,000
22	(m) NATIONAL SOLDIERS HOME HISTORIC DISTRICT	

1	1. <i>Projects financed by existing general fund supported</i>	
2	<i>borrowing authority:</i>	
3	National Soldiers Home Historic District	\$ 2,000,000
4	(Total project all funding sources \$6,000,000)	
5	2. <i>Projects financed by gifts, grants, and other receipts:</i>	
6	National Soldiers Home Historic District	4,000,000
7	(Total project all funding sources \$6,000,000)	
8	3. <i>Agency totals:</i>	
9	Existing general fund supported borrowing	
10	authority	2,000,000
11	Gifts, grants, and other receipts	<u>4,000,000</u>
12	Total — All sources of funds	\$ 6,000,000
13	(n) ALL AGENCY PROJECT FUNDING	
14	1. <i>Projects financed by general fund supported</i>	
15	<i>borrowing:</i>	
16	Capital equipment acquisition	\$ 5,000,000
17	Facilities maintenance and repair	107,000,000
18	(Total program all funding sources	
19	\$166,108,600)	
20	Health, safety, and environmental protection	18,000,000
21	(Total program all funding sources	
22	\$18,770,300)	

1	Land and property acquisition	4,000,000
2	Preventive maintenance	2,000,000
3	Programmatic remodeling and renovation	5,000,000
4	(Total program all funding sources \$7,334,100)	
5	Utilities repair and and renovation	46,000,000
6	(Total program all funding sources	
7	\$64,521,700)	
8	<i>2. Projects financed by existing general fund supported</i>	
9	<i>borrowing authority — stewardship property</i>	
10	<i>development and local assistance funds:</i>	
11	Facilities maintenance and repair	4,562,800
12	(Total program all funding sources	
13	\$166,108,600)	
14	<i>3. Projects financed by program revenue supported</i>	
15	<i>borrowing:</i>	
16	Energy conservation	100,000,000
17	(Total program all funding sources	
18	\$100,000,000)	
19	Facilities maintenance and repair	18,696,100
20	(Total program all funding sources	
21	\$166,108,600)	
22	Health, safety, and environmental protection	121,000

1	(Total program all funding sources	
2	\$18,770,300)	
3	Utilities repair and renovation	15,094,000
4	(Total program all funding sources	
5	\$64,521,700)	
6	4. <i>Projects financed by segregated fund supported</i>	
7	<i>borrowing:</i>	
8	Facilities maintenance and repair	1,639,900
9	(Total program all funding sources	
10	\$166,108,600)	
11	5. <i>Projects financed by segregated fund supported</i>	
12	<i>revenue borrowing</i>	
13	Facilities maintenance and repair	5,040,800
14	(Total program all funding sources	
15	\$166,108,600)	
16	6. <i>Projects financed by program revenue:</i>	
17	Facilities maintenance and repair	14,057,200
18	(Total program all funding sources	
19	\$166,108,600)	
20	Health, safety, and environmental protection	359,000
21	(Total program all funding sources	
22	\$18,770,300)	

1	Programmatic remodeling and renovation	218,000
2	(Total program all funding sources \$7,334,100)	
3	Utilities repair and renovation	214,700
4	(Total program all funding sources	
5	\$64,521,700)	
6	<i>7. Projects financed by federal funds:</i>	
7	Facilities maintenance and repair	13,877,000
8	(Total program all funding sources	
9	\$166,108,600)	
10	Health, safety, and environmental protection	290,300
11	(Total program all funding sources	
12	\$18,770,300)	
13	Programmatic remodeling and renovation	268,100
14	(Total program all funding sources \$7,334,100)	
15	Utilities repair and renovation	3,213,000
16	(Total program all funding sources	
17	\$64,521,700)	
18	<i>8. Projects finances by gifts, grants, and other receipts:</i>	
19	Facilities maintenance and repair	1,234,800
20	(Total program all funding sources	
21	\$166,108,600)	
22	Programmatic remodeling and renovation	1,848,000

1 (Total program all funding sources \$7,334,100)

2 9. *All agency totals:*

3	General fund supported borrowing	187,000,000
4	Existing general fund supported borrowing	
5	authority — stewardship property development	
6	and local assistance funds	4,562,800
7	Program revenue supported borrowing	133,911,100
8	Segregated fund supported borrowing	1,639,900
9	Segregated fund supported revenue borrowing	5,040,800
10	Program revenue	14,848,900
11	Building trust funds	0
12	Gifts, grants, and other receipts	3,082,800
13	Federal funds	<u>17,648,400</u>
14	Total — All sources of funds	\$ 367,734,700

15 (o) SUMMARY

16	Total general fund supported borrowing	422,579,900
17	Total existing general fund supported borrowing	
18	authority	52,641,200
19	Total existing general fund supported borrowing	
20	authority — stewardship property development	
21	and local assistance funds	18,000,000
22	Total program revenue supported borrowing	301,483,100

1	Total existing program revenue supported	
2	borrowing authority	12,250,000
3	Total segregated fund supported borrowing	10,039,200
4	Total segregated fund supported revenue	
5	borrowing	7,997,300
6	Total program revenue	33,589,900
7	Total building trust funds	701,000
8	Total gifts, grants, and other receipts	82,135,800
9	Total federal funds	89,266,900
10	Total — All sources of funds	\$ 1,030,684,300

11 (2) 2009-11 AUTHORIZED STATE BUILDING PROGRAM DELETIONS.

12 (a) In 2009 Wisconsin Act 28, section 9106 (1) (c) 1., under projects financed by
13 general fund supported borrowing, the 2009-11 Authorized State Building Program
14 project identified as “Armory - Wisconsin Rapids” is deleted and the appropriate
15 totals are decreased accordingly.

16 (b) In 2009 Wisconsin Act 28, section 9106 (1) (c) 3., under projects financed by
17 federal funds, the 2009-11 Authorized State Building Program project identified as
18 “Armory - Wisconsin Rapids” is deleted and the appropriate totals are decreased
19 accordingly.

20 (c) In 2009 Wisconsin Act 28, section 9106 (1) (b) 3., under projects financed by
21 program revenue supported borrowing, the 2009-11 Authorized State Building
22 Program project identified as “Fox Lake Correctional Institution — methane
23 digester” is deleted and the appropriate totals are decreased accordingly.

1 (3) PROGRAMS PREVIOUSLY AUTHORIZED. In addition to the projects and financing
2 authority enumerated in subsection (1), the building and financing authority
3 enumerated in the previous state building program is continued in the 2011-13 fiscal
4 biennium.

5 (4) LOANS. During the 2011-13 fiscal biennium, the building commission may
6 make loans from general fund supported borrowing or the building trust fund to state
7 agencies, as defined in section 20.001 (1) of the statutes, for projects that are to be
8 utilized for programs not funded by general purpose revenue and that are authorized
9 in subsection (1).

10 (5) SCHOOL OF NURSING PROJECT. Notwithstanding section 18.04 (1) and (2) of
11 the statutes, of the public debt authorized for the School of Nursing project, as
12 enumerated in subsection (1) (i) 1., \$17,413,500 in public debt may not be contracted
13 until after June 30, 2013.

14 (6) HEALTH AND HUMAN PERFORMANCE BUILDING PROJECT. Notwithstanding
15 section 18.04 (1) and (2) of the statutes, of the public debt authorized for the Health
16 and Human Performance building project, as enumerated in subsection (1) (i) 1.,
17 \$50,491,000 in public debt may not be contracted until after June 30, 2013.

18 (7) LAC DU FLAMBEAU INDIAN TRIBAL CULTURAL CENTER. Notwithstanding
19 section 13.48 (40m) (b) of the statutes, as created by this act, the building commission
20 shall not make a grant to the Lac du Flambeau Band of Lake Superior Chippewa for
21 construction of a tribal cultural center, as enumerated in subsection (1) (L), under
22 section 13.48 (40m) of the statutes, as created by this act, unless the department of
23 administration has reviewed and approved plans for the project. Notwithstanding
24 sections 16.85 (1) and 16.855 (1) of the statutes, the department of administration

1 shall not supervise any services or work or let any contract for the project. Section
2 16.87 of the statutes does not apply to the project.

3 (8) NATIONAL SOLDIERS HOME HISTORIC DISTRICT. Notwithstanding section 13.48
4 (40p) (b) of the statutes, as created by this act, the building commission shall not
5 make a grant to Soldiers Home Foundation, Inc., for construction or restoration of
6 veterans facilities, as enumerated in subsection (1) (m), under section 13.48 (40p) of
7 the statutes, as created by this act, unless the department of administration has
8 reviewed and approved plans for the project. Notwithstanding sections 16.85 (1) and
9 16.855 (1) of the statutes, the department of administration shall not supervise any
10 services or work or let any contract for the project. Section 16.87 of the statutes does
11 not apply to the project.

12 (9) FACILITIES MAINTENANCE AND REPAIR PROJECTS. Notwithstanding section
13 13.48 (10) (a) of the statutes, as affected by this act, of the amount provided under
14 subsection (1) (n) 1. for facilities maintenance and repair, the secretary of
15 administration may disburse up to \$5,000,000 for needed facilities maintenance and
16 repair projects in the 2011-13 fiscal biennium without approval of any projects under
17 section 13.48 (10) (a) of the statutes, as affected by this act.

18 **SECTION 9107. Nonstatutory provisions; Child Abuse and Neglect**
19 **Prevention Board.**

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

21 (1) CLIENT ASSISTANCE FOR REEMPLOYMENT AND ECONOMIC SUPPORT.

22 (a) *Positions and employees.* On the effective date of this paragraph, 3 positions
23 and the incumbent employee or employees, if any, holding those positions in the
24 department of children and families performing duties that are primarily related to
25 automation security for the Client Assistance for Reemployment and Economic

1 Support system, as determined by the secretary of administration, are transferred
2 to the department of health services.

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 health services that he or she enjoyed in the
6 department of children and families 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 (1u) SUBSIDIZED GUARDIANSHIPS.

10 (a) *Amendment of state plan.* The department of children and families shall
11 submit to the federal secretary of health and human services an amendment to the
12 state plan for foster care and adoption assistance under 42 USC 671 to provide for
13 the department and county departments of human services or social services to enter
14 into subsidized guardianship agreements under section 48.623 (2) of the statutes, as
15 created by this act, under which the department and those county departments
16 provide subsidized guardianship payments under section 48.623 (1) of the statutes,
17 as created by this act.

18 (b) *Subsidized guardianship training.* The department of children and
19 families shall include in the plan that under section 48.567 (2) of the statutes the
20 department is required to submit to the secretary of administration by September
21 1, 2011, a proposal for a subsidized guardianship training curriculum and a
22 statewide subsidized guardianship training program. That proposal shall include
23 an estimate of the cost of providing that training program.

24 (1v) CHILD CARE AUTOMATED ATTENDANCE TRACKING SYSTEM.

1 (a) Of the amounts appropriated to the joint committee on finance under
2 section 20.865 (4) (m) of the statutes, \$1,000,000 in each of fiscal years 2011-12 and
3 2012-13 is allocated to supplement the appropriation account under section 20.437
4 (2) (mc) of the statutes, as affected by this act, for the purpose specified in paragraph
5 (b).

6 (b) By January 1, 2012, the department of children and families shall submit
7 to the joint committee on finance a request for that committee to supplement the
8 appropriation account under section 20.437 (2) (mc) of the statutes, as affected by
9 this act, for the purpose of implementing an automated attendance tracking system
10 to electronically record and monitor child care attendance in licensed or certified
11 child care facilities that receive reimbursement under the child care subsidy
12 program under section 49.155 of the statutes, as affected by this act. That
13 department shall include in the request a detailed plan explaining how the system
14 would work and how the supplement, if released, would be spent. The joint
15 committee on finance, from the appropriation account under section 20.865 (4) (m)
16 of the statutes, may supplement the appropriation account under section 20.437 (2)
17 (mc) of the statutes, as affected by this act, by an amount that is sufficient to
18 implement the system, but not by more than \$1,000,000 in each of fiscal years
19 2011-12 and 2012-13. Notwithstanding section 13.101 (3) (a) of the statutes, the
20 joint committee on finance is not required to find that an emergency exists. The joint
21 committee on finance may use the process described in paragraph (c) to provide a
22 supplement under this paragraph.

23 (c) If the cochairpersons of the joint committee on finance do not notify the
24 department of children and families within 14 working days after the date of the
25 submittal of the request under paragraph (b) that the committee has scheduled a

1 meeting to review the request, the supplement is approved as requested. If the
2 cochairpersons of the joint committee on finance notify the department of children
3 and families within 14 working days after the date of that submittal that the
4 committee has scheduled a meeting to review the request, the supplement may occur
5 only as approved, or as modified and approved, by the committee.

6 (2c) RULES FOR WAIVER UNDER WISCONSIN SHARES. The department of children
7 and families shall submit in proposed form the rules required under section 49.155
8 (3m) (d) 4. of the statutes, as created by this act, to the legislative council staff under
9 section 227.15 (1) of the statutes no later than the first day of the 4th month
10 beginning after the effective date of this subsection.

11 (2i) DISTRIBUTION OF CHILD SUPPORT INCENTIVE PAYMENTS.

12 (a) *Review by joint committee on finance.* Notwithstanding section 49.24 (2) (a)
13 of the statutes, the department of children and families shall develop, and submit to
14 the joint committee on finance no later than August 31, 2011, a detailed plan for
15 distributing child support incentive payments to counties under section 49.24 of the
16 statutes during calendar years 2012 and 2013. The plan shall meet all of the
17 following requirements:

18 1. 'Basis for distributions.' The plan shall describe the method the department
19 used to calculate the distributions to counties under the plan.

20 2. 'Across-the-board reduction.' The plan may not be based on
21 across-the-board reductions to child support incentive payments made in calendar
22 year 2011.

23 3. 'Performance standards.' The distribution method under the plan shall
24 reward counties that demonstrate proficiency in providing child support
25 enforcement services. Under the plan, a county's proficiency level shall be based on

1 performance standards determined by the department, including the county's rate,
2 per full-time employee, of establishing child support court orders, establishing
3 paternity, and collecting current child support.

4 (b) *Implementation of distribution plan.* If the cochairpersons of the joint
5 committee on finance do not notify the department of children and families that the
6 committee has scheduled a meeting for the purpose of reviewing the plan submitted
7 under paragraph (a) within 14 working days after the date the plan is submitted, the
8 department may implement the plan. If, within 14 working days after the date the
9 plan is submitted, the cochairpersons of the committee notify the department that
10 the committee has scheduled a meeting for the purpose of reviewing the plan, the
11 department may not distribute child support incentive payments after December 31,
12 2011, unless the distribution is approved by the committee.

13 **SECTION 9109. Nonstatutory provisions; Circuit Courts.**

14 **SECTION 9110. Nonstatutory provisions; Commerce.**

15 (1) HOUSING ASSISTANCE TRANSFER.

16 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
17 liabilities of the department of commerce primarily related to the functions of the
18 department under subchapter X of chapter 560, 2009 stats., as determined by the
19 secretary of administration, shall become the assets and liabilities of the department
20 of administration.

21 (b) *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 the functions of the department under subchapter X of chapter
24 560, 2009 stats., as determined by the secretary of administration, is transferred to
25 the department of administration.

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 subchapter X of chapter 560, 2009 stats., as
4 determined by the secretary of administration, remain in effect and are transferred
5 to the department of administration. The department of administration shall carry
6 out any obligations under such a contract until the contract is modified or rescinded
7 by the department of administration to the extent allowed under the contract.

8 (cg) *Employee transfers*. All positions and all incumbent employees holding
9 those positions in the department performing duties primarily related to housing
10 programs, as determined by the secretary of administration, are transferred on the
11 effective date of this paragraph to the department of administration.

12 (cr) *Employee status*. Employees transferred under paragraph (cg) have all the
13 rights and the same status under subchapter V of chapter 111 and chapter 230 of the
14 statutes in the department of administration that they enjoyed in the department
15 of commerce immediately before the transfer. Notwithstanding section 230.28 (4) of
16 the statutes, no employee so transferred who has attained permanent status in class
17 is required to serve a probationary period.

18 (2u) TRANSFER OF BUSINESS CERTIFICATION PROGRAMS.

19 (a) *Assets and liabilities*. On the effective date of this paragraph, the assets and
20 liabilities of the department of commerce 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 shall become the assets and liabilities of the department of administration.

24 (b) *Employee transfers*. All positions and all incumbent employees holding
25 those positions in the department of commerce performing duties primarily related

1 to disabled veteran-owned business certifications, woman-owned business
2 certifications, or minority business certifications, as determined by the secretary of
3 administration, are transferred on the effective date of this paragraph to the
4 department of administration.

5 (c) *Employee status.* Employees transferred under paragraph (b) have all the
6 rights and the same status under subchapter V of chapter 111 and chapter 230 of the
7 statutes in the department of administration 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 (d) *Tangible personal property.* On the effective date of this paragraph, all
12 tangible personal property, including records, of the department of commerce that
13 is primarily related to disabled veteran-owned business certifications,
14 woman-owned business certifications, or minority business certifications, as
15 determined by the secretary of administration, is transferred to the department of
16 administration.

17 (e) *Contracts.* All contracts entered into by the department of commerce in
18 effect on the effective date of this paragraph that are primarily related to disabled
19 veteran-owned business certifications, woman-owned business certifications, or
20 minority business certifications, as determined by the secretary of administration,
21 remain in effect and are transferred to the department of administration. The
22 department of administration shall carry out any obligations under such a contract
23 until the contract is modified or rescinded by the department of administration to the
24 extent allowed under the contract.

1 (f) *Rules and orders.* All rules promulgated by the department of commerce
2 that relate to disabled veteran-owned business certifications, woman-owned
3 business certifications, or minority business certifications, that are in effect on the
4 effective date of this subsection, remain in effect until their specified expiration dates
5 or until amended or repealed by the department of administration. All orders issued
6 by the department of commerce relating to such business certifications that are in
7 effect on the effective date of this subsection remain in effect until their specified
8 expiration dates or until modified or rescinded by the department of administration.

9 (g) *Pending matters.* Any matter pending with the department of commerce
10 on the effective date of this paragraph that is primarily related to disabled
11 veteran-owned business certifications, woman-owned business certifications, or
12 minority business certifications, as determined by the secretary of administration,
13 is transferred to the department of administration and all materials submitted to or
14 actions taken by the department of commerce with respect to the pending matters
15 are considered as having been submitted to or taken by the department of
16 administration.

17 (2v) TRANSFER OF CERTAIN GRANT PROGRAMS.

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 diesel truck idling
20 reduction grants, as determined by the secretary of administration, shall become the
21 assets and liabilities of the department of safety and professional services.

22 (b) *Employee transfers.* All positions and all incumbent employees holding
23 those positions in the department of commerce performing duties primarily related
24 to diesel truck idling reduction grants, as determined by the secretary of

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

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

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

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

21 (f) *Rules and orders.* All rules promulgated by the department of commerce
22 that relate to diesel truck idling reduction grants, that are in effect on the effective
23 date of this subsection, remain in effect until their specified expiration dates or until
24 amended or repealed by the department of safety and professional services. All
25 orders issued by the department of commerce relating to such grants that are in

1 effect on the effective date of this subsection remain in effect until their specified
2 expiration dates or until modified or rescinded by the department of safety and
3 professional services.

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 diesel truck idling
6 reduction grants, as determined by the secretary of administration, is transferred to
7 the department of safety and professional services and all materials submitted to or
8 actions taken by the department of commerce with respect to the pending matters
9 are considered as having been submitted to or taken by the department of safety and
10 professional services.

11 (3) TRANSFER OF THE DIVISIONS OF SAFETY AND BUILDINGS AND ENVIRONMENTAL AND
12 REGULATORY SERVICES.

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

18 (b) *Employee transfers.* All positions and all incumbent employees holding
19 those positions in the department of commerce performing duties primarily related
20 to the functions of the division of safety and buildings and the division of
21 environmental and regulatory services, as determined by the secretary of
22 administration, are transferred on the effective date of this paragraph to the
23 department of safety and professional services.

24 (c) *Employee status.* Employees transferred under paragraph (b) have all the
25 rights and the same status under subchapter V of chapter 111 and chapter 230 of the

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

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

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

18 (f) *Rules and orders.* All rules promulgated by the department of commerce
19 that are in effect on the effective date of this paragraph and that are primarily related
20 to the functions of the division of safety and buildings and the division of
21 environmental and regulatory services, as determined by the secretary of
22 administration, remain in effect until their specified expiration dates or until
23 amended or repealed by the department of safety and professional services. All
24 orders issued by the department of commerce that are in effect on the effective date
25 of this paragraph and that are primarily related to the functions of the division of

1 safety and buildings and the division of environmental and regulatory services, as
2 determined by the secretary of administration, remain in effect until their specified
3 expiration dates or until modified or rescinded by the department of safety and
4 professional services.

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

13 (4) TRANSFER OF CERTAIN ADMINISTRATIVE POSITIONS FROM THE DEPARTMENT OF
14 COMMERCE.

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

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

25 (6) ECONOMIC DEVELOPMENT 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 subchapters I, II, III, IV, V, VI, VIII, and IX of chapter 560, 2009
4 stats., as determined by the secretary of administration, shall become the assets and
5 liabilities of the Wisconsin Economic Development Corporation.

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

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

23 (7) INVESTMENT TAX CREDITS; TRANSFER.

24 (a) *Tangible personal property.* On the effective date of this paragraph, all
25 tangible personal property, including records, of the department of commerce that

1 is primarily related to the functions of the department of commerce with respect to
2 sections 560.2056, 560.207, 560.208, and 560.209, 2009 stats., as determined by the
3 secretary of administration, is transferred to the department of agriculture, trade
4 and consumer protection.

5 (b) *Rules.* All rules promulgated by the department of commerce under sections
6 560.2056 (4), 560.207 (4), 560.208 (4), and 560.209 (4), 2009 stats., that are in effect
7 on the effective date of this paragraph remain in effect until their specified expiration
8 date or until amended or repealed by the department of agriculture, trade and
9 consumer protection.

10 (8) RURAL HOSPITAL LOAN GUARANTEE; TRANSFER.

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

16 (b) *Rules.* All rules promulgated by the department of commerce under section
17 231.35 (7), 2009 stats., that are in effect on the effective date of this paragraph
18 remain in effect until their specified expiration date or until amended or repealed by
19 the department of administration.

20 (8q) ELECTRONIC MEDICAL RECORDS CREDIT; TRANSFER.

21 (a) *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 the functions of the department of commerce with respect to
24 section 560.204, 2009 stats., as determined by the secretary of administration, is
25 transferred to the department of revenue.

1 (b) *Rules.* All rules promulgated by the department of commerce under section
2 560.204 (4), 2009 stats., that are in effect on the effective date of this paragraph
3 remain in effect until their specified expiration date or until amended or repealed by
4 the department of revenue.

5 (9u) RELOCATION ASSISTANCE TRANSFER.

6 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
7 liabilities of the department of commerce primarily related to the functions of the
8 department under sections 32.19 to 32.27, 2009 stats., as determined by the
9 secretary of administration, shall become the assets and liabilities of the department
10 of administration.

11 (b) *Employee transfers.* All positions and all incumbent employees holding
12 those positions in the department of commerce performing duties primarily related
13 to the functions of the department under sections 32.19 to 32.27, 2009 stats., as
14 determined by the secretary of administration, are transferred on the effective date
15 of this paragraph to the department of administration.

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

22 (d) *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 under sections 32.19 to 32.27,

1 2009 stats., as determined by the secretary of administration, is transferred to the
2 department of administration.

3 (e) *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 the
5 functions of the department under sections 32.19 to 32.27, 2009 stats., as determined
6 by 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 such a contract until the contract is modified or rescinded by
9 the department of administration to the extent allowed under the contract.

10 (f) *Rules and orders.* All rules promulgated by the department of commerce
11 under sections 32.19 to 32.27, 2009 stats., that are in effect on the effective date of
12 this paragraph, remain in effect until their specified expiration dates or until
13 amended or repealed by the department of administration. All orders issued by the
14 department of commerce relating to the functions of the department under sections
15 32.19 to 32.27, 2009 stats., as determined by the secretary of administration, that are
16 in effect on the effective date of this paragraph remain in effect until their specified
17 expiration dates or until modified or rescinded by the department of administration.

18 (g) *Pending matters.* Any matter pending with the department of commerce
19 on the effective date of this paragraph that is 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, is transferred to the department of administration and
22 all materials submitted to or actions taken by the department of commerce with
23 respect to the pending matters are considered as having been submitted to or taken
24 by the department of administration.

25 **SECTION 9111. Nonstatutory provisions; Corrections.**

1 (1u) REPORT; NURSING services. The secretary of corrections shall, before
2 October 1, 2011, submit a report to the joint committee on finance that identifies the
3 number of nursing staff and associated costs for each correctional facility in fiscal
4 years 2009-10 and 2010-11 and that summarizes each contract for nursing services
5 entered into by the department of corrections in or for fiscal years 2009-10 and
6 2010-11.

7 (2q) DEPARTMENT REPORT ON JUVENILE CORRECTIONS.

8 (a) In this subsection, "juvenile correctional services" includes those services
9 for which section 301.26 (4) (d) 2. and 3. of the statutes, as affected by this act,
10 provides daily cost assessments to counties and any other
11 juvenile-delinquency-related care or services provided by counties or the state.

12 (b) No later than June 30, 2012, the department of corrections shall submit to
13 the chief clerk of each house of the legislature, for distribution to the legislature
14 under section 13.172 (2) of the statutes, a report on juvenile correctional services
15 provided to juveniles that includes all of the following:

16 1. A list of all providers of juvenile correctional services.

17 2. The number of juveniles receiving juvenile correctional services and whether
18 each juvenile was supervised by a county or the state.

19 3. An accounting of the costs of the juvenile correctional services provided.

20 **SECTION 9112. Nonstatutory provisions; Court of Appeals.**

21 **SECTION 9113. Nonstatutory provisions; District Attorneys.**

22 (3c) ASSISTANT DISTRICT ATTORNEY PAY PROGRESSION PLAN. The Association of
23 State Prosecutors and the director of the office of state employment relations shall
24 develop a pay progression plan for attorneys who are included in the collective
25 bargaining unit under section 111.825 (2) (d) of the statutes, to be funded from any

1 salary savings resulting from hiring new attorneys to fill the positions of attorneys
2 who retired from state employment during the period that begins on January 1, 2011,
3 and ends on June 30, 2013. The plan shall include a detailed description of how a
4 pay progression system would be structured and administered and the fiscal cost of
5 the pay progression system in the 2011-13 fiscal biennium, by fund source, and the
6 projected costs of the pay progression system in the succeeding 4 fiscal biennia.
7 Before October 1, 2011, the Association of State Prosecutors and the director of the
8 office of state employment relations shall submit the proposed plan to the joint
9 committee on finance. If the cochairpersons of the joint committee on finance do not
10 notify the Association of State Prosecutors and the director of the office of state
11 employment relations within 14 working days after the date of the submittal of the
12 plan that the committee has scheduled a meeting to review the plan, the plan may
13 be implemented as proposed by the Association of State Prosecutors and the director
14 of the office of state employment relations. If, within 14 days after the date of the
15 submittal of the plan, the cochairpersons of the committee notify the Association of
16 State Prosecutors and the director of the office of state employment relations that the
17 committee has scheduled a meeting to review the plan, the plan may only be
18 implemented as approved by the committee.

19 **SECTION 9114. Nonstatutory provisions; Educational Communications**
20 **Board.**

21 **SECTION 9115. Nonstatutory provisions; Employee Trust Funds.**

22 (1q) SUPPLEMENTAL APPROPRIATIONS FOR DEPARTMENT OF EMPLOYEE TRUST FUNDS.
23 During the 2011-13 fiscal biennium, the secretary of employee trust funds may
24 submit one or more requests to the joint committee on finance to supplement the
25 appropriation under section 20.515 (1) (w) of the statutes from the appropriation

1 account under section 20.865 (4) (u) of the statutes for additional agency funding and
2 authorized positions. Any request shall include a detailed expenditure plan and a
3 description of how the plan addresses increasing workload and service
4 improvements and a request for additional positions shall be consistent with the
5 methodology developed under 2009 Wisconsin Act 28, section 9115 (1x). If the
6 secretary intends to request additional authorized positions beyond the number
7 derived from the methodology, the employee trust funds board must first approve the
8 request before the secretary submits the request to the joint committee on finance.
9 Any request submitted under this subsection shall be submitted by the applicable
10 due date for agency requests for any of the joint committee on finance's quarterly
11 meetings under section 13.10 of the statutes and shall also include the methodology
12 used by the secretary. Notwithstanding section 13.101 (3) of the statutes, the joint
13 committee on finance is not required to find that an emergency exists prior to making
14 the supplementation under this subsection.

15 (2q) SUPPLEMENTAL APPROPRIATIONS FOR AUDIT OF DEPENDENT ELIGIBILITY UNDER
16 BENEFIT PROGRAMS ADMINISTERED BY THE DEPARTMENT OF EMPLOYEE TRUST FUNDS. The
17 joint committee on finance may supplement, from the appropriation under section
18 20.865 (4) (u) of the statutes, the appropriation under section 20.515 (1) (w) of the
19 statutes for the purpose of conducting an audit of dependent eligibility under benefit
20 programs administered by the department of employee trust funds if all of the
21 following occur:

22 (a) The department of employee trust funds submits a report to the joint
23 committee on finance on the results of any pilot survey relating to dependent
24 eligibility and provides a detailed budget for a full audit of dependent eligibility
25 under benefit programs administered by the department.

1 (b) The department of employee trust funds submits a request to the joint
2 committee on finance to supplement the appropriation under section 20.515 (1) (w)
3 of the statutes for the purpose of conducting an audit of dependent eligibility under
4 benefit programs administered by the department.

5 (c) The cochairpersons of the joint committee on finance do not notify the
6 department of employee trust funds that the committee has scheduled a meeting for
7 the purpose of reviewing the request within 14 working days after the date of the
8 receipt of the request. If, within 14 working days after the date of the receipt of the
9 request, however, the cochairpersons of the committee notify the department of
10 employee trust funds that the committee has scheduled a meeting for the purpose
11 of reviewing the proposed supplement, the supplement may occur only upon
12 approval of the committee.

13 (3q) MODIFICATIONS TO WISCONSIN RETIREMENT SYSTEM.

14 (a) The secretary of administration, the director of the office of state
15 employment relations, and the secretary of employee trust funds shall study the
16 structure of the Wisconsin Retirement System and benefits provided under the
17 Wisconsin Retirement System. The study shall specifically address the following
18 issues:

19 1. Establishing a defined contribution plan as an option for participating
20 employees, as defined in section 40.02 (46) of the statutes.

21 2. Permitting employees to not make employee required contributions under
22 section 40.05 (1) (a) of the statutes and limiting retirement benefits for employees
23 who do not make employee required contributions to a money purchase annuity
24 calculated under section 40.23 (3) of the statutes.

1 (b) No later than June 30, 2012, the secretary of administration, the director
2 of the office of state employment relations, and the secretary of employee trust funds
3 shall report their findings and recommendations to the governor and the joint
4 committee on finance.

5 (4q) PROMULGATION OF EMERGENCY RULES FOR DETERMINATION OF ELIGIBILITY TO
6 PARTICIPATE IN THE WISCONSIN RETIREMENT SYSTEM. The department of employee trust
7 funds may use the procedure under section 227.24 of the statutes to promulgate rules
8 under section 40.22 (2) (am) of the statutes, as created by this act. Notwithstanding
9 section 227.24 (1) (c) and (2) of the statutes, emergency rules promulgated under this
10 subsection remain in effect until July 1, 2012, or the date on which permanent rules
11 take effect, whichever is sooner. Notwithstanding section 227.24 (1) (a) and (3) of the
12 statutes, the department is not required to provide evidence that promulgating a rule
13 under this subsection as an emergency rule is necessary for the preservation of the
14 public peace, health, safety, or welfare and is not required to provide a finding of
15 emergency for a rule promulgated under this subsection.

16 (6j) GROUP INSURANCE BOARD STUDY OF ASSISTED BIRTHS IN NONHOSPITAL SETTINGS.
17 The group insurance board shall study the feasibility of including in the uniform
18 benefits of state employee health insurance coverage the costs of certified
19 nurse-midwife services to assist in births at home or at stand-alone birth centers,
20 for health insurance coverage beginning on January 1, 2012.

21 **SECTION 9116. Nonstatutory provisions; Employment Relations**
22 **Commission.**

23 **SECTION 9117. Nonstatutory provisions; Financial Institutions.**

24 **SECTION 9118. Nonstatutory provisions; Government Accountability**
25 **Board.**

1 (1q) REVIEW OF PROPOSED EXPENDITURES FOR OUTREACH AND PUBLIC INFORMATION.

2 No later than July 1, 2011, and before making any expenditures under section 7.08
3 (12) of the statutes or 2011 Wisconsin Act 23, section 144 (1), for the purpose of
4 outreach or public information, the government accountability board shall transmit
5 to the cochairpersons of the joint committee on finance in writing a plan identifying
6 the specific proposed purposes for the expenditures and proposed amounts to be
7 expended for each specific purpose. If the cochairpersons of the committee do not
8 notify the board that the committee has scheduled a meeting for the purpose of
9 reviewing the plan within 14 working days after the date of the board's submittal of
10 the plan to the cochairpersons, the board may make the proposed expenditures
11 identified in the plan. If, within 14 working days after the date of the board's
12 submittal, the cochairpersons notify the board that the committee has scheduled a
13 meeting for the purpose of reviewing the plan, the board shall not make any
14 expenditures for the purpose of outreach or public information as identified in this
15 subsection without the approval of the committee.

16 **SECTION 9119. Nonstatutory provisions; Governor.**

17 **SECTION 9120. Nonstatutory provisions; Health and Educational**
18 **Facilities Authority.**

19 **SECTION 9121. Nonstatutory provisions; Health Services.**

20 (1g) LONG-TERM CARE SERVICES CAP.

21 (a) *Definitions.* In this subsection and subsections (2g) and (3g):

22 1. "Department" means the department of health services.

23 2. "Family care partnership program" means an integrated health and
24 long-term care program operated under an amendment to the state medical
25 assistance plan, as authorized in 42 USC 1396n (i).

1 3. “Family care program” means the benefit program under section 46.286 of
2 the statutes.

3 4. “Institutional facility” means a nursing home under section 50.01 (3) of the
4 statutes, an intermediate care facility for persons with mental retardation under
5 section 50.14 (1) (b) of the statutes, or a center for the developmentally disabled
6 under section 51.01 (3) of the statutes.

7 5. “Long-term care program” means any of the following that are available in
8 a county on June 30, 2011, or the effective date of this subdivision, whichever is later:

9 a. The family care program.

10 b. The self-directed services option.

11 c. The family care partnership program.

12 d. The program for all-inclusive care for the elderly under 42 USC 1396u-4.

13 6. “Resource center” has the meaning given under section 46.2805 (10) of the
14 statutes.

15 7. “Resource center service area” means the geographical area prescribed for
16 a resource center by the department.

17 8. “Self-directed services option” means the program operated under a waiver
18 from the secretary of the federal department of health and human services under 42
19 USC 1396n (c) that allows participants to self-manage publicly funded long-term
20 care services.

21 (b) *Enrollment cap.*

22 1. Notwithstanding section 46.286 (3) of the statutes and subject to subdivision
23 2. and paragraph (c), the department may not enroll more individuals in long-term
24 care programs in a resource center service area than the number of individuals
25 enrolled in long-term care programs in that resource center service area on June 30,

1 2011, or the effective date of this subdivision, whichever is later. This subdivision
2 does not authorize the department to enroll an individual in a long-term care
3 program that is not available in the individual's county of residence. This
4 subdivision does not apply after June 30, 2013.

5 2. Individuals enrolled in a long-term care program under paragraph (c) are
6 not counted for the purpose of determining the number of individuals enrolled in
7 long-term care programs in a resource center service area under subdivision 1.

8 3. A month during which subdivision 1. is in effect is not counted for purposes
9 of determining the date under section 46.286 (3) (c) of the statutes by which the
10 department must assure that there is sufficient capacity in care management
11 organizations to provide the family care benefit to all entitled individuals in a county.

12 (c) *Exception to the enrollment cap.* The department may enroll an individual
13 who is relocating from an institutional facility in a long-term care program if any of
14 the following applies:

15 1. The individual has resided at the institutional facility for at least 90 days.

16 2. The department removes the individual from the institutional facility under
17 section 50.03 (5m) (a) of the statutes.

18 3. The institutional facility is closing or relocating residents under section
19 50.03 (14) of the statutes.

20 4. The institutional facility is not licensed to operate in this state.

21 5. The individual is relocated due to an emergency, as determined by the
22 department.

23 (2g) FAMILY CARE BENEFIT EMERGENCY FUNDING.

24 (a) *2011-13 biennium.* The department may expend \$12,639,000 in fiscal year
25 2011-12 and \$12,600,800 in fiscal year 2012-13 to provide the long-term care

1 services and support items that are offered under the family care program to
2 individuals who are on a waiting list for a long-term care program and who are in
3 urgent need of long-term care services, as determined by the department. The
4 department may provide services and support items to an individual under this
5 paragraph until the individual is permanently enrolled in a long-term care program.

6 (b) *2013-15 biennium.* Notwithstanding section 16.42 (1) (e) of the statutes,
7 in submitting information under section 16.42 of the statutes for purposes of the
8 2013-15 biennial budget bill, the department shall submit information concerning
9 the appropriation under section 20.435 (4) (b) of the statutes as though the increases
10 in the dollar amounts of that appropriation for the purposes of paragraph (a) had not
11 been made.

12 (3g) LONG-TERM CARE COST-EFFECTIVENESS STUDY. The secretary of the
13 department shall study the cost-effectiveness of the family care program, the family
14 care partnership program, the self-directed services option, and the program for
15 all-inclusive care for the elderly under 42 USC 1396u-4. The study shall compare
16 the cost-effectiveness of each program to each of the other programs; the
17 cost-effectiveness of each program to the benefits provided to medical assistance
18 recipients under section 49.46 (2) (a) and (b) of the statutes; and the
19 cost-effectiveness of the care that individuals receive before they enroll in a
20 long-term care program to the care that the individuals receive in a long-term care
21 program. The department shall submit the findings of its study to the joint
22 committee on finance by March 1, 2012.

23 (5) EXPANSION OF FAMILY CARE. Beginning on July 1, 2011, and ending on June
24 30, 2013, the department of health services may not propose to contract with entities
25 to administer the family care benefit, as described in section 46.286 of the statutes,

1 in a county in which the family care benefit is not available on July 1, 2011, unless
2 the department of health services determines that administering the family care
3 benefit in such a county would be more cost-effective than the county's current
4 mechanism for delivering long-term care services.

5 (6u) INCOME MAINTENANCE PROGRAM ADMINISTRATION; MULTICOUNTY CONSORTIA.

6 (a) In this subsection:

7 1. "Department" means the department of health services.

8 2. "Income maintenance program" has the meaning given in section 49.78 (1)
9 (b) of the statutes.

10 3. "Multicounty consortium" has the meaning given in section 49.78 (1) (br) of
11 the statutes, as created by this act.

12 (b) Counties with a population of less than 750,000 shall organize themselves
13 into no more than 10 consortia and notify the department of the composition of the
14 organized consortia no later than October 1, 2011.

15 (c) In each of calendar years 2012 and 2013, a county that is part of a
16 multicounty consortium shall contribute funds to its multicounty consortium in an
17 amount that is not less than the amount the county expended for the administration
18 of income maintenance programs in calendar year 2009. For the purposes of this
19 paragraph, Kenosha County expended \$673,000 for the administration of income
20 maintenance programs in calendar year 2009.

21 (6v) INCOME MAINTENANCE PROGRAM ADMINISTRATION; DATA PROCESSING UNIT. The
22 department of health services shall relocate the document processing unit to a
23 location that is outside of Dane County no later than July 1, 2012.

24 (7u) MILWAUKEE COUNTY ENROLLMENT SERVICES UNIT. No later than 30 days after
25 the effective date of this subsection, the department of health services shall discuss