23.0917 **(4)** (d) 1m. d. For each fiscal year beginning with 2015–16 and ending with fiscal year 2019–20, $15,000,000.

***–0381/5.10*SECTION 509.** 23.1985 of the statutes is renumbered 23.1985 (1) (intro.) and amended to read:

23.1985 **(1)** (intro.) ~~Beginning in fiscal year 2006–07 and ending in fiscal year 2019–20, from~~ From the appropriation under s. 20.866 (2) (ta), the department shall set aside ~~$2,000,000 in each fiscal year~~ the following amounts that may be obligated only to acquire land from the board of commissioners of public lands under s. 24.59 (1)~~.~~:

(2) For purposes of s. 23.0917, moneys provided from the appropriation under s. 20.866 (2) (ta) shall be treated as moneys obligated under the subprogram under s. 23.0917 (3).

***–0381/5.11*SECTION 510.** 23.1985 (1) (a) of the statutes is created to read:

23.1985 **(1)** (a) For each fiscal year beginning with 2006–07 and ending with fiscal year 2012–13, $2,000,000.

***–0381/5.12*SECTION 511.** 23.1985 (1) (b) of the statutes is created to read:

23.1985 **(1)** (b) For fiscal years 2013–14 and 2014–15, $1,000,000.

***–0381/5.13*SECTION 512.** 23.1985 (1) (c) of the statutes is created to read:

23.1985 **(1)** (c) For each fiscal year beginning with 2015–16 and ending with fiscal year 2019–20, $2,000,000.

***–0381/5.14*SECTION 513.** 23.1987 of the statutes is created to read:

23.1987 Fish hatchery infrastructure project. From the moneys appropriated under s. 20.866 (2) (ta), the department shall set aside $7,000,000 in fiscal year 2013–14 and $7,000,000 in fiscal year 2014–15 that may be obligated only for infrastructure improvements to the Kettle Moraine Springs fish hatchery. For

purposes of s. 23.0917, moneys obligated under this section shall be treated as moneys obligated under the property development and local assistance subprogram under s. 23.0917 (4). Section 23.0917 (5g) does not apply with respect to amounts obligated before July 1, 2017, under this section.

***–1130/9.38*SECTION 514.** 25.17 (8) of the statutes is amended to read:

25.17 **(8)** Accept, when necessary to protect a mortgage loan, a quitclaim deed or warranty deed to the mortgaged property in full satisfaction of the mortgage debt, and, subject to prior action under s. 13.48 (14) (am) or 16.848 (1), manage, operate, lease, exchange, sell and convey, by land contract, quitclaim deed or warranty deed, and grant easement rights in, any real property acquired by the board.

***–1231/4.13*SECTION 515.** 25.36 (1) of the statutes is amended to read:

25.36 **(1)** Except as provided in sub. (2), all moneys appropriated or transferred by law shall constitute the veterans trust fund which shall be used for the lending of money to the mortgage loan repayment fund under s. 45.37 (5) (a) 12. and for ~~the~~ veterans operations and programs under ss. 20.485 (1) (r), (rg), and (rm), (2) (m), (tm), (u), (vy), (w), and (z), and (5) (mn), (v), (vo), and (zm), 45.03 (19), 45.07, 45.20, 45.21, 45.40 (1m), 45.41, 45.42, 45.43, and 45.82 and administered by the department of veterans affairs, including all moneys received from the federal government for the benefit of veterans or their dependents; all moneys paid as interest on and repayment of loans under the post–war rehabilitation fund; soldiers rehabilitation fund, veterans housing funds as they existed prior to July 1, 1961; all moneys paid as interest on and repayment of loans under this fund; all moneys paid as expenses for, interest on, and repayment of veterans trust fund stabilization loans under s. 45.356, 1995 stats.; all moneys paid as expenses for, interest on, and repayment of veterans personal loans; the net proceeds from the sale of mortgaged

properties related to veterans personal loans; all mortgages issued with the proceeds of the 1981 veterans home loan revenue bond issuance purchased with moneys in the veterans trust fund; all moneys received from the state investment board under s. 45.42 (8) (b); all moneys received from the veterans mortgage loan repayment fund under s. 45.37 (7) (a) and (c); all moneys received under ss. 20.485 (1) (m) and 45.51 (7) (b) and (8); all moneys received for the care of members under medical assistance, as defined in s. 49.43 (8); all moneys received from the estate of the decedents under s. 45.61 (5) for the burial of veterans and nonveterans in Wisconsin veterans cemeteries under s. 45.61 (1); all moneys received for providing housing services at Wisconsin veterans homes under s. 45.50 and the Northern Wisconsin Center for the Developmentally Disabled; and all gifts of money received by the board of veterans affairs for the purposes of this fund.

***–0156/1.2*SECTION 516.** 25.40 (1) (a) 30. of the statutes is created to read:

25.40 **(1)** (a) 30. Moneys received under s. 85.63 (2) that are deposited in the general fund and credited to the appropriation account under s. 20.395 (3) (jg).

***–0161/3.2*SECTION 517.** 25.40 (1) (a) 31. of the statutes is created to read:

25.40 **(1)** (a) 31. Fees received under s. 84.01 (36) (d) that are deposited in the general fund and credited to the appropriation account under s. 20.395 (3) (eg).

***–0533/1.3*SECTION 518.** 25.46 (1e) of the statutes is amended to read:

25.46 **(1e)** The moneys transferred under s. ~~20.370 (2) (mu)~~ 20.855 (4) (wc) for environmental management.

***–0533/1.4*SECTION 519.** 25.46 (1g) of the statutes is amended to read:

25.46 **(1g)** The moneys transferred under s. ~~20.370 (4) (mw)~~ 20.855 (4) (we) for environmental management.

***–1260/2.1*SECTION 520.** 25.46 (7) of the statutes is amended to read:

25.46 **(7)** The fees imposed under s. 289.67 (1) for environmental management, except that ~~for each ton of waste, $3.20~~ of the fees imposed under s. 289.67 (1) (cp) and (cv), $3.70 for each ton of waste is for nonpoint source water pollution abatement.

***–1092/2.10*SECTION 521.** 25.47 (1m) of the statutes is amended to read:

25.47 **(1m)** Any fees imposed under s. ~~101.143~~ 292.63 (2) (em) 1.

***–1092/2.11*SECTION 522.** 25.47 (2) of the statutes is amended to read:

25.47 **(2)** The payments under s. ~~101.143~~ 292.63 (4) (h) 1m.

***–1092/2.12*SECTION 523.** 25.47 (3) of the statutes is amended to read:

25.47 **(3)** The payments under s. ~~101.143~~ 292.63 (5) (a).

***–1092/2.13*SECTION 524.** 25.47 (4) of the statutes is amended to read:

25.47 **(4)** The net recoveries under s. ~~101.143~~ 292.63 (5) (c).

***–1092/2.14*SECTION 525.** 25.47 (4m) of the statutes is amended to read:

25.47 **(4m)** The payments under s. ~~101.1435~~ 292.64 (3).

***–1092/2.15*SECTION 526.** 25.47 (5) of the statutes is amended to read:

25.47 **(5)** The moneys transferred from the appropriation account under s. ~~20.165 (2) (s)~~ 20.370 (2) (er).

***–1092/2.16*SECTION 527.** 25.47 (6) of the statutes is amended to read:

25.47 **(6)** The net proceeds of revenue obligations issued under s. ~~101.143~~ 292.63 (9m) that are transferred from a separate and distinct fund outside the state treasury, in an account maintained by a trustee, under s. 18.562 (3).

***–0387/7.9*SECTION 528.** 25.47 (7) of the statutes is amended to read:

25.47 **(7)** The fees imposed under s. ~~101.09 (3) (d)~~ 101.02 (18r).

***–0387/7.10*SECTION 529.** 25.47 (8) of the statutes is created to read:

25.47 **(8)** The fees imposed under s. 168.23 (4).

***–1130/9.39*SECTION 530.** 25.60 of the statutes is amended to read:

25.60 Budget stabilization fund. There is created a separate nonlapsible trust fund designated as the budget stabilization fund, consisting of moneys transferred to the fund from the general fund under ss. ~~13.48 (14) (c),~~ 16.518 (3)~~,~~ and 16.72 (4) (b).

***–1023/P4.66*SECTION 531.** 25.61 of the statutes is amended to read:

25.61 VendorNet fund. There is created a separate nonlapsible trust fund designated as the VendorNet fund consisting of all revenues accruing to the state from fees assessed under s. 16.701 (1) and (2) and from gifts, grants, and bequests made for the purposes of s. 16.701 (1) and (2) and moneys transferred to the fund from other funds.

***–1216/2.2*SECTION 532.** 27.01 (7) (a) (intro.) of the statutes is created to read:

27.01 **(7)** (a) (intro.) In this subsection:

***–1216/2.3*SECTION 533.** 27.01 (7) (a) 1. of the statutes is amended to read:

27.01 **(7)** (a) 1. ~~In this subsection "motor~~ "Motor bus" has the meaning specified under s. 340.01 (31).

***–1216/2.4*SECTION 534.** 27.01 (7) (a) 1m. of the statutes is created to read:

27.01 **(7)** (a) 1m. "Service member" means a person who is serving on active duty in the U.S. armed forces.

***–1216/2.5*SECTION 535.** 27.01 (7) (a) 2. of the statutes is amended to read:

27.01 **(7)** (a) 2. ~~In this subsection "vehicle"~~ "Vehicle" means an automobile, motor truck, motor delivery wagon, motor bus, motorcycle or other similar motor vehicle.

***–1216/2.6*SECTION 536.** 27.01 (7) (a) 3. of the statutes is amended to read:

27.01 **(7)** (a) 3. ~~In this subsection "vehicle~~ "Vehicle admission area" means the Bong area lands acquired under s. 23.09 (13), the Wisconsin Dells natural area, the

Point Beach state forest, recreational areas in other state forests designated as such by the department, designated use zones within recreation areas established under s. 23.091 (3), and any state park or roadside park except those specified in par. (c) 5.

***–1216/2.7*SECTION 537.** 27.01 (7) (c) 1. of the statutes is amended to read:

27.01 **(7)** (c) 1. Any vehicle in ~~an~~ a vehicle admission area between November 1 and March 31, except as the department provides by rule.

***–1216/2.8*SECTION 538.** 27.01 (7) (c) 1m. of the statutes is created to read:

27.01 **(7)** (c) 1m. Any vehicle, except a motor bus, that is in a vehicle admission area on Veterans Day or during the 3–day weekend that includes Memorial Day and that is occupied by a person who produces evidence that shows that he or she is a state resident and a service member.

***–1216/2.9*SECTION 539.** 27.01 (8) (bn) 3. of the statutes is created to read:

27.01 **(8)** (bn) 3. Any person who on Veterans Day or during the 3–day weekend that includes Memorial Day produces evidence that shows that he or she is a state resident and a service member, as defined in sub. (7) (a) 1m.

***–1216/2.10*SECTION 540.** 27.01 (9) of the statutes is renumbered 27.01 (9) (a).

***–1216/2.11*SECTION 541.** 27.01 (9) (a) (title) of the statutes is created to read:

27.01 **(9)** (a) (title) *Generally.*

***–1216/2.12*SECTION 542.** 27.01 (9) (bn) of the statutes is created to read:

27.01 **(9)** (bn) *Annual vehicle admission receipt fee waiver.* The department shall waive the fee, including the issuing fee, imposed under sub. (7) for an annual vehicle admission receipt for any vehicle, except a motor bus, that has Wisconsin registration plates and that is owned by a person who produces evidence that he or she is the owner, is a state resident, and is a service member, as defined in sub. (7) (a) 1m. Each person who qualifies for this waiver may receive the waiver only once.

For purposes of administering this paragraph, the department shall establish and maintain a list of service members, as defined in sub. (7) (a) 1m., who have received the onetime exemption.

***–1216/2.13*SECTION 543.** 27.01 (9) (c) of the statutes is created to read:

27.01 **(9)** (c) *Annual trail fee waiver.* The department shall waive any annual fee for admission to state trails that is established under sub. (8) (c) for any person who produces evidence that he or she is a state resident and a service member, as defined in sub. (7) (a) 1m. Each person who qualifies for this waiver may receive the waiver only once. For purposes of administering this paragraph, the department shall establish and maintain a list of service members, as defined in sub. (7) (a) 1m., who have received the onetime exemption.

***–0242/1.1*SECTION 544.** 28.05 (2) of the statutes is renumbered 28.05 (2) (intro.) and amended to read:

28.05 **(2)** PROCEDURE. (intro.) ~~Sales~~ Any sale of cut products or stumpage having an estimated value of ~~$3,000~~ $10,000 or more requires approval by the secretary and shall be by public sale ~~after 2~~. Before the department may sell timber with an estimated value of $10,000 or more from a state forest the department shall announce the sale by one of the following methods:

(a) Two publications of a classified advertisement announcing the sale in a newspaper having general circulation in the county in which the timber to be sold is located. ~~Sales with an estimated value of $3,000 or more requires approval by the secretary.~~

***–0242/1.2*SECTION 545.** 28.05 (2) (b) of the statutes is created to read:

28.05 **(2)** (b) Posting an advertisement announcing the sale on the department's Internet site. If the department posts an advertisement on its Internet site, it shall remain posted for at least 48 hours prior to the sale.

***–0242/1.3*SECTION 546.** 28.11 (6) (b) 1. of the statutes is renumbered 28.11 (6) (b) 1. (intro.) and amended to read:

28.11 **(6)** (b) 1. (intro.) Any sale of timber with an estimated value below $10,000 from a county forest may be made without prior advertising. Any sale of timber ~~sale~~ with an estimated value of ~~$3,000~~ $10,000 or more from a county forest requires approval by the secretary and shall be by sealed bid or public sale ~~after publication~~. Before a county may sell timber with an estimated value of $10,000 or more from a county forest it shall announce the sale by one of the following methods:

a. Publication of a classified advertisement announcing the sale in a newspaper having general circulation in the county in which the timber to be sold is located. ~~Any timber sale with an estimated value below $3,000 may be made without prior advertising. Any timber sale with an estimated value of $3,000 or more requires approval of the secretary.~~

***–0242/1.4*SECTION 547.** 28.11 (6) (b) 1. b. of the statutes is created to read:

28.11 **(6)** (b) 1. b. Posting an advertisement announcing the sale on the county's Internet site. If the advertisement is posted on the county's Internet site, it shall remain posted for at least 48 hours prior to the sale.

***–0242/1.5*SECTION 548.** 28.22 of the statutes is renumbered 28.22 (intro.) and amended to read:

28.22 Timber sales; community forests. (intro.) Any timber sale from a community forest shall be based on the scale, measure, or count of the cut products. Any timber sale with an estimated value of ~~$3,000~~ $10,000 or more from a

community forest shall be by public sale ~~after 2~~. Before a city, village, town, or school district may sell timber with an estimated value of $10,000 or more from a community forest it shall announce the sale by one of the following methods:

(1) Two publications of a classified advertisement announcing the sale in a newspaper having general circulation in the county in which the timber to be sold is located.

***–0242/1.6*SECTION 549.** 28.22 (2) of the statutes is created to read:

28.22 **(2)** Posting an advertisement announcing the sale on the Internet site of the city, village, town, or school district that owns the community forest land or operates the community forest. If an advertisement is posted on the city, village, town, or school district Internet site, it shall remain posted for at least 48 hours prior to the sale.

***–1332/P2.2*SECTION 550.** 29.020 of the statutes is created to read:

29.020 Deer management assistance program. (1) The department shall establish a deer management assistance program. Under this program, the department shall provide deer management assistance to participating landowners. The department shall also provide a method for collecting information from participating landowners about deer health and the deer population in this state and for receiving suggestions from participating landowners about managing the deer population. The department shall analyze the information received and use it to improve deer health and manage the deer population in this state. The department shall promulgate rules to implement this program.

(2) The department may establish fees for participation in the deer management assistance program. The department shall credit all fees to the appropriation under s. 20.370 (1) (Lv).

***–1330/1.4*SECTION 551.** 29.040 of the statutes is created to read:

29.040 Deer management report rules. The department may promulgate rules to implement the recommendations contained in the 2012 final report of the assessment of this state's deer management plans and policies that was conducted under the terms of a contract between the department of administration and a recognized deer management expert.

***–1330/1.5*SECTION 552.** 29.181 (2) of the statutes is renumbered 29.181 (2) (a) (intro.) and amended to read:

29.181 **(2)** (a) (intro.) A bonus deer hunting permit shall authorize the holder of the bonus deer hunting permit to ~~take an additional deer of the sex or type specified by the department on the permit.~~ do any of the following:

(c) Except as authorized by rule or as provided under par. (d), a person may not apply for or be issued more than one bonus deer hunting permit in a single season.

***–1330/1.6*SECTION 553.** 29.181 (2) (a) 1. of the statutes is created to read:

29.181 **(2)** (a) 1. Take an additional deer of the sex or type specified by the department on the permit.

***–1330/1.7*SECTION 554.** 29.181 (2) (a) 2. of the statutes is created to read:

29.181 **(2)** (a) 2. Take an additional deer in a county or deer management area in which the department has confirmed that a deer has tested positive for chronic wasting disease.

***–1330/1.8*SECTION 555.** 29.181 (2) (d) of the statutes is created to read:

29.181 **(2)** (d) A person may be issued more than one bonus deer hunting permit in a single season if each bonus deer hunting permit authorizes the person to take deer only in a county or deer management area in which a deer has tested positive for chronic wasting disease.

1 ***–1330/1.9*SECTION 556.** 29.181 (2m) (b) of the statutes is amended to read:
2 29.181 **(2m)** (b) The resident has been issued one bonus deer hunting permit
3 for that season and for that deer management area for which the resident has paid
4 the fee specified under s. 29.563 (2) (c) 1. <u>or 1m.</u>
5 ***–1330/1.10*SECTION 557.** 29.181 (3) of the statutes is created to read:
6 29.181 **(3)** USE OF MONEY FROM FEES. From the moneys received from the sale
7 of bonus deer hunting permits issued that authorize the taking of deer as provided
8 under sub. (2) (a) 2., the department shall credit an amount equal to $5 times the
9 number of those bonus deer hunting permits issued to the appropriation under s.
10 20.370 (1) (hx).
11 ***–1330/1.11*SECTION 558.** 29.181 (4) of the statutes is created to read:
12 29.181 **(4)** RULES. The department shall promulgate rules that establish the
13 fee for a bonus deer hunting permit issued under sub. (2) (a) 2. The fee established
14 in the rule shall be at least $5.
15 ***–0325/3.1*SECTION 559.** 29.182 (1m) of the statutes is created to read:
16 29.182 **(1m)** OPEN SEASON REQUIREMENT. The department may not establish an
17 open season for hunting elk that begins earlier than the Saturday nearest October
18 15.
19 ***–1269/3.1*SECTION 560.** 29.185 (6) (d) of the statutes is repealed.
20 ***–1194/4.2*SECTION 561.** 29.1945 of the statutes is created to read:
21 **29.1945 Approvals for veterans and military members. (1)** In this
22 section, "war period" means any of the following:
23 (a) A period between September 11, 2001, and the ending date of Operation
24 Enduring Freedom or an operation that is a successor to Operation Enduring
25 Freedom, as established by the department by rule.

(b) A period between March 19, 2003, and the ending date of Operation Iraqi Freedom or an operation that is a successor to Operation Iraqi Freedom, as established by the department by rule.

(2) The department of veterans affairs shall issue a voucher for a hunting or fishing license to each person who applies for the voucher and who is a qualified veteran. The voucher entitles a qualified veteran receiving the voucher to the waiver of the fee, including the issuing fee, and any applicable surcharge imposed under s. 29.563 (13) (a) for a single hunting or fishing license. The license may be a resident small game hunting license, a resident deer hunting license, a resident archer hunting license, or a resident annual fishing license. To qualify for the fee waiver, the qualified veteran must submit the voucher to the department of natural resources within 365 days after the date on which the qualified veteran is discharged or released. A voucher may not be presented to a person who is subject to an appointment or a contract as authorized under s. 29.024 (6) (a) 2. to 4. but must be submitted directly to the department. Upon receiving the voucher, the department shall waive the fees and any applicable surcharge and issue the license. On an annual basis, the department of veterans affairs shall pay to the department of natural resources an amount that equals the total of fees and surcharges that have been waived by the department of natural resources under this subsection.

(3) (a) For purposes of this section, a qualified veteran is a resident who is one of the following:

1. A veteran, as defined in s. 45.01 (12) (a) to (f), who served in a war period.

2. A member of a reserve component of the U.S. armed forces or of the national guard, as defined in 32 USC 101 (3), who has served in a war period and who has served under honorable conditions for at least one year beginning on the member's

date of enlistment in a reserve component of the U.S. armed forces or in the national guard.

3. A person who served in a war period who was discharged from a reserve component of the U.S. armed forces or from the national guard, as defined in 32 USC 101 (3), if that discharge was an honorable discharge or a general discharge under honorable conditions.

(b) For purposes of this section, the department of veterans affairs shall establish a procedure for determining who qualifies as a veteran. Before issuing a license, the department of natural resources shall request the department of veterans affairs to verify whether the applicant is a qualified veteran. If the department of veterans affairs verifies that the applicant for a license is a qualified veteran, the department of natural resources shall issue the license without charging a fee.

***–0469/1.8*SECTION 562.** 29.506 (7m) (a) of the statutes is amended to read:

29.506 **(7m)** (a) The department shall issue a taxidermy school permit to a person who applies for the permit; who, on August 15, 1991, ~~holds~~ held a valid taxidermist permit issued under this section; and who, on August 15, 1991, ~~operates~~ operated a taxidermy school approved by the educational approval board under s. ~~38.50~~ 38.51, 1991 stats.

***–1330/1.12*SECTION 563.** 29.563 (2) (c) **1.** of the statutes is amended to read:

29.563 **(2)** (c) 1. Bonus deer issued for the purpose specified in s. 29.181 (2) (a) 1.: $11.25.

***–1330/1.13*SECTION 564.** 29.563 (2) (c) 1m. of the statutes is created to read:

29.563 **(2)** (c) 1m. Bonus deer issued for the purpose specified in s. 29.181 (2) (a) 2.: the amount determined by the department by rule under s. 29.181 (4).

***–1330/1.14*SECTION 565.** 29.563 (2) (d) of the statutes is renumbered 29.563 (2) (d) 1. and amended to read:

29.563 **(2)** (d) 1. *Nonresident permit.* Bonus deer issued for the purpose specified in s. 29.181 (2) (a) 1.: $19.25.

***–1330/1.15*SECTION 566.** 29.563 (2) (d) 2. of the statutes is created to read:

29.563 **(2)** (d) 2. Bonus deer issued for the purpose specified in s. 29.181 (2) (a) 2.: the amount determined by the department by rule under s. 29.181 (4).

***–1269/3.2*SECTION 567.** 29.563 (4) (a) 3. of the statutes is amended to read:

29.563 **(4)** (a) 3. Wolf harvesting: ~~$99.25~~ $46.25.

***–1269/3.3*SECTION 568.** 29.563 (4) (b) 3. of the statutes is amended to read:

29.563 **(4)** (b) 3. Wolf harvesting: ~~$499.25~~ $248.25.

***–1269/3.4*SECTION 569.** 29.563 (12) (c) 3g. of the statutes is amended to read:

29.563 **(12)** (c) 3g. Wolf harvesting ~~issued to a resident~~: ~~$50~~ $13.

***–1269/3.5*SECTION 570.** 29.563 (12) (c) 3r. of the statutes is repealed.

***–1330/1.16*SECTION 571.** 29.563 (14) (c) 4. of the statutes is amended to read:

29.563 **(14)** (c) 4. Each bonus deer hunting permit issued for which a fee is charged under s. 29.563 (2) (c) 1. or 1m. or (d): 75 cents.

***–0325/3.2*SECTION 572.** 29.753 of the statutes is created to read:

29.753 Importation of wild elk. Notwithstanding ss. 95.20 and 95.55 (6) and rules promulgated under those provisions, the department may import and move elk and introduce the elk into Ashland, Bayfield, Jackson, Price, or Sawyer county if all of the following apply:

(1) The elk are taken from the wild and not raised on a farm.

(2) The purpose of importing or moving the elk is to protect, develop, or manage wildlife resources in this state.

1 **(3)** The department determines that the applicable requirements related to
2 chronic wasting disease under ss. 95.20 and 95.55 (6) are met to the fullest extent
3 possible and practical with wild and free–roaming elk.

4 **(4)** The department tests each elk for tuberculosis and brucellosis before
5 importing or moving the elk in accordance with the applicable disease testing
6 requirements of the department of agriculture, trade and consumer protection.

7 **(5)** The department does not seek a reduction of road access to public lands in
8 connection with importing, moving, or introducing the elk.

9 ***–0226/1.1*SECTION 573.** 30.025 (1b) (b) of the statutes is amended to read:

10 30.025 **(1b)** (b) "Permit" means an individual permit, a general permit, an
11 approval, or a contract required under this subchapter or subch. II, a permit or an
12 approval required under ch. 31, a storm water discharge permit required under s.
13 283.33 (1) (a) <u>or (am)</u>, or a wetland general permit or wetland individual permit
14 required under s. 281.36 or under rules promulgated under subch. II of ch. 281 to
15 implement 33 USC 1341 (a).

16 ***–0226/1.2*SECTION 574.** 30.025 (1e) (b) of the statutes is amended to read:

17 30.025 **(1e)** (b) This section does not apply to a proposal to construct a utility
18 facility if the only permit that the utility facility is required to obtain from the
19 department is a storm water discharge permit under s. 283.33 (1) (a) <u>or (am)</u>.

20 ***–0492/6.13*SECTION 575.** 36.09 (1) (e) of the statutes, as affected by 2011
21 Wisconsin Act 32, is amended to read:

22 36.09 **(1)** (e) The board shall appoint a president of the system; a chancellor for
23 each institution; a dean for each college campus; the state geologist; the director of
24 the laboratory of hygiene; the director of the psychiatric institute; the state
25 cartographer; and the requisite number of officers, other than the vice presidents,

associate vice presidents, and assistant vice presidents of the system; faculty; academic staff; and other employees and fix the salaries, subject to the limitations under par. (j) and s. ~~230.12 (3) (e)~~ 36.115, the duties and the term of office for each. The board shall fix the salaries, subject to the limitations under par. (j) and s. ~~230.12 (3) (e)~~ 36.115, and the duties for each chancellor, vice president, associate vice president, and assistant vice president of the system. No sectarian or partisan tests or any tests based upon race, religion, national origin, or sex shall ever be allowed or exercised in the appointment of the employees of the system.

***–0492/6.14*SECTION 576.** 36.09 (1) (j) of the statutes is amended to read:

36.09 **(1)** (j) Except where such matters are a subject of bargaining with a certified representative of a collective bargaining unit under s. 111.91, the board shall establish salaries for persons prior to July 1 of each year for the next fiscal year, and shall designate the effective dates for payment of the new salaries. In the first year of the biennium, payments of the salaries established for the preceding year shall be continued until the biennial budget bill is enacted. If the budget is enacted after July 1, payments shall be made following enactment of the budget to satisfy the obligations incurred on the effective dates, as designated by the board, for the new salaries, subject only to the appropriation of funds by the legislature and s. 20.928 (3). This paragraph does not limit the authority of the board to establish salaries for new appointments. ~~The board may not increase the salaries of employees under this paragraph unless the salary increase conforms to the proposal as approved under s. 230.12 (3) (e) or the board authorizes the salary increase to correct salary inequities under par. (h), to fund job reclassifications or promotions, or to recognize competitive factors. The granting of salary increases to recognize competitive factors does not obligate inclusion of the annualized amount of the increases in the appropriations~~

~~under s. 20.285 (1) for subsequent fiscal bienniums. No later than October 1 of each year, the board shall report to the joint committee on finance and the secretary of administration and director of the office of state employment relations concerning the amounts of any salary increases granted to recognize competitive factors, and the institutions at which they are granted, for the 12–month period ending on the preceding June 30.~~

***–1130/9.40*SECTION 577.** 36.09 (1) (L) of the statutes is amended to read:

36.09 **(1)** (L) The board shall possess all powers necessary or convenient for the operation of the system except as limited in this chapter and ss. 13.48 (14) (am) and 16.848 (1).

***–1130/9.41*SECTION 578.** 36.11 (1) (b) of the statutes is amended to read:

36.11 **(1)** (b) Except as provided in this paragraph and ss. 13.48 (14) (am) and 16.848 (1), the board may purchase, have custody of, hold, control, possess, lease, grant easements and enjoy any lands, buildings, books, records and all other property of any nature which may be necessary and required for the purposes, objects and uses of the system authorized by law. Any lease by the board is subject to the powers of the University of Wisconsin Hospitals and Clinics Authority under s. 233.03 (13) and the rights of the authority under any lease agreement, as defined in s. 233.01 (6). The board shall not permit a facility that would be privately owned or operated to be constructed on state–owned land without obtaining prior approval of the building commission under s. 13.48 (12). ~~The~~ Subject to prior action under s. 13.48 (14) (am) or 16.848 (1), the board may sell or dispose of such property as provided by law, or any part thereof when in its judgment it is for the best interests of the system and the state. All purchases ~~and sales~~ of real property shall be subject to the approval of the building commission. The provision of all leases of real

property to be occupied by the board shall be the responsibility of the department of administration under s. 16.84 (5).

***–1130/9.42*SECTION 579.** 36.11 (1) (e) of the statutes is amended to read:

36.11 **(1)** (e) ~~The~~ Subject to prior action under s. 13.48 (14) (am) or 16.848 (1), the board, with the approval of the building commission, may sell or lease state–owned residence halls to another state agency or nonstate nonprofit agency for purposes of alternate use.

***–1199/P2.1*SECTION 580.** 36.11 (3) (b) of the statutes is amended to read:

36.11 **(3)** (b) ~~The~~ Subject to s. 36.31 (2m), the board shall establish policies for the appropriate transfer of credits between institutions within the system, including the designation of those courses which shall be transferable between and within institutions without loss of credit toward graduation or toward completion of a specific course of study.

***–1199/P2.2*SECTION 581.** 36.11 (3) (c) of the statutes is amended to read:

36.11 **(3)** (c) ~~The~~ Subject to s. 36.31 (2m), the board may establish policies for the appropriate transfer of credits with other educational institutions outside the system.

***–1199/P2.3*SECTION 582.** 36.11 (3) (cm) 5. of the statutes is created to read:

36.11 **(3)** (cm) 5. Core general education courses that are subject to the agreement required under s. 36.31 (2m).

***–0839/P4.65*SECTION 583.** 36.11 (22) (d) of the statutes is amended to read:

36.11 **(22)** (d) Annually, each institution shall report to the ~~office of justice assistance in the department of administration~~ department of justice statistics on sexual assaults and on sexual assaults by acquaintances of the victims that occurred on each campus of the institution in the previous year. The ~~office of justice assistance~~

department of justice shall include the statistics in appropriate crime reports published by the ~~office~~ department.

***–1130/9.43*SECTION 584.** 36.11 (28) of the statutes is amended to read:

36.11 **(28)** LEASE AGREEMENT WITH THE UNIVERSITY OF WISCONSIN HOSPITALS AND CLINICS AUTHORITY. Subject to 1995 Wisconsin Act 27, section 9159 (2) (k), and subject to any prior lease entered into under s. 13.48 (14) (am) or 16.848 (1), the board shall negotiate and enter into a lease agreement with the University of Wisconsin Hospitals and Clinics Authority that meets the requirements under s. 233.04 (7) and shall comply with s. 233.04 (7g).

***–0492/6.15*SECTION 585.** 36.115 (title) of the statutes is amended to read:

36.115 (title) **Personnel systems; compensation.**

***–0492/6.16*SECTION 586.** 36.115 (7) of the statutes is created to read:

36.115 **(7)** (a) The board shall establish compensation plans for all system employees except system employees assigned to the University of Wisconsin–Madison.

(b) The chancellor shall establish compensation plans for all system employees assigned to the University of Wisconsin–Madison.

***–1153/2.1*SECTION 587.** 36.25 (13s) of the statutes is renumbered 36.25 (13s) (a) and amended to read:

36.25 **(13s)** (a) The board shall allocate $400,000 in each fiscal year for the department of family medicine and practice in the University of Wisconsin School of Medicine and Public Health to support the Wisconsin Academy for Rural Medicine, the Academy for Center–city Medical Education, and the Wisconsin Scholars Academy programs. The board may not expend any moneys allocated under this

1 ~~subsection~~ paragraph in a fiscal year unless the board receives $400,000 in gifts and
2 grants from private sources in that fiscal year for supporting such programs.

3 ***–1153/2.2*SECTION 588.** 36.25 (13s) (b) of the statutes is created to read:

4 36.25 **(13s)** (b) From the appropriation under s. 20.285 (1) (a), annually the
5 board shall allocate $1,500,000 for the Wisconsin Academy for Rural Medicine and
6 the Training in Urban Medicine and Public Health Program at the University of
7 Wisconsin School of Medicine and Public Health.

8 ***–1385/P2.2*SECTION 589.** 36.25 (13w) of the statutes is created to read:

9 36.25 **(13w)** TRANSLATIONAL IMAGING RESEARCH. (a) In this subsection, "center"
10 means the University of Wisconsin Carbone Cancer Center.

11 (b) Subject to par. (c), the board shall use the moneys appropriated under s.
12 20.285 (1) (f) for costs incurred by the center that relate to translational imaging
13 research, research imaging and scanning, research imaging equipment, and the
14 Wisconsin Oncology Network.

15 (c) The center shall submit a plan to the secretary of administration for raising
16 funds, in an amount equal to the amount appropriated under s. 20.285 (1) (f), from
17 federal, private, or other sources to help defray the costs specified in par. (b). No
18 moneys may be released from the appropriation under s. 20.285 (1) (f) unless the
19 secretary approves the plan.

20 ***–1186/2.2*SECTION 590.** 36.25 (52) of the statutes is created to read:

21 36.25 **(52)** INCENTIVE GRANTS. (a) From the appropriation under s. 20.285 (1)
22 (e), the board shall award grants to institutions to provide funding for the following
23 programs:

24 1. Economic development programs, as defined in s. 36.11 (29r) (a).

2. Programs that have as their objective the development of an educated and skilled workforce, such as increasing the number of degrees awarded in fields for which the occupational demand is high or in fields that are determined to be high–demand fields under s. 38.28 (2) (be) 1. b., increasing the number of opportunities available to students to gain work experience in their fields through internships or cooperative work experiences, and increasing or enhancing research and development.

3. Programs to improve the affordability of postsecondary education for resident undergraduates, including reducing the time required to obtain a degree, increasing the opportunities available for high school pupils to earn credit toward a postsecondary degree, and improving the transfer of credit between institutions of higher education.

(b) Annually, the board shall submit a report to the secretary of administration on the programs awarded a grant under this subsection. The report shall include the goals, results, and budget for each program. The report shall also include a systemwide summary of this information.

****NOTE: Section 38.28 (2) (be) 1. b., cross–referenced in par. (a) 2., is created in LRB–1105.

***–1160/P2.1*SECTION 591.** 36.27 (3n) (a) 1m. a. and b. of the statutes are amended to read:

36.27 **(3n)** (a) 1m. a. A person who has served on active duty under honorable conditions in the U.S. armed forces, in forces incorporated as part of the U.S. armed forces, in the national guard, or in a reserve component of the U.S. armed forces; who was a resident of this state at the time of entry into that service <u>or resided in this state for at least 5 consecutive years</u>; and who, while a resident of this state, died on active

duty, died as the result of a service–connected disability, or died in the line of duty while on active or inactive duty for training purposes.

b. A person who was a resident of this state at the time of entry into service described in subd. 1m. a. or resided in this state for at least 5 consecutive years, and who the U.S. department of veteran affairs has awarded at least a 30 percent service–connected disability rating under 38 USC 1114 or 1134.

***–1160/P2.2*SECTION 592.** 36.27 (3n) (am) of the statutes is created to read:

36.27 **(3n)** (am) In determining a person's residency at the time of entry into service under par. (a) 1m. a. or b., the state from which the person entered service is irrelevant.

***–1160/P2.3*SECTION 593.** 36.27 (3n) (b) (intro.) of the statutes is amended to read:

36.27 **(3n)** (b) (intro.) Except as provided in subds. 1. to 3. and par. (bg), the board shall grant full remission of academic fees and segregated fees for 128 credits or 8 semesters, whichever is longer, less the number of credits or semesters for which the person received remission of fees under s. 38.24 (7) and less the amount of any academic fees or segregated fees paid under 38 USC 3319, to any resident student who maintains a cumulative grade point average of at least 2.0 and is also any of the following:

***–1160/P2.4*SECTION 594.** 36.27 (3n) (b) 1. of the statutes is amended to read:

36.27 **(3n)** (b) 1. A spouse of an eligible veteran. ~~The remission under this subdivision applies only during the first 10 years after the eligible veteran received the service–connected disability rating.~~

***–1160/P2.5*SECTION 595.** 36.27 (3n) (b) 2. of the statutes is amended to read:

36.27 **(3n)** (b) 2. ~~Except as provided in subd. 2m., an~~ An unremarried surviving spouse of an eligible veteran. ~~The remission under this subdivision applies only during the first 10 years after the veteran died.~~

***–1160/P2.6*SECTION 596.** 36.27 (3n) (b) 2m. of the statutes is repealed.

***–1160/P2.7*SECTION 597.** 36.27 (3p) (a) 1r. (intro.) of the statutes is amended to read:

36.27 **(3p)** (a) 1r. (intro.) "Veteran" means a person who is verified by the department of veterans affairs as being a resident of this state for purposes of receiving benefits under ch. 45~~,~~; as being a resident of this state at the time of his or her entry into the U.S. armed forces or forces incorporated in the U.S. armed forces~~,~~ or as being a resident of this state for at least 5 consecutive years; and as meeting any of the following conditions:

***–1160/P2.8*SECTION 598.** 36.27 (3p) (am) of the statutes is created to read:

36.27 **(3p)** (am) In determining a person's residence at the time of entry into service under par. (a) 1r., the state from which the person entered service is irrelevant.

***–1160/P2.9*SECTION 599.** 36.27 (3p) (b) of the statutes is amended to read:

36.27 **(3p)** (b) Except as provided in par. (bg), the board shall grant full remission of nonresident tuition, academic fees, and segregated fees charged for 128 credits or 8 semesters, whichever is longer, less the number of credits or semesters for which the person received remission of fees under s. 38.24 (8) and less the amount of any academic fees or segregated fees paid under 10 USC 2107 (c), 38 USC 3104 (a) (7) (A), or 38 USC 3313, to any student who is a veteran and maintains a cumulative grade point average of at least 2.0.

***–1199/P2.4*SECTION 600.** 36.31 (2m) of the statutes is created to read:

36.31 **(2m)** (a) In this subsection:

1. "Association" means the Wisconsin Association of Independent Colleges and Universities.

2. "Core general education courses" means courses generally required for an undergraduate degree that are prerequisite or otherwise in addition to the courses required for an undergraduate degree in a specific course of study.

3. "Private school" means a private, nonprofit institution of higher education that is a member of the association.

(b) Notwithstanding s. 36.09 (4), the Board of Regents and the technical college system board shall, and the governing boards of tribally controlled colleges in this state and the association, on behalf of private schools, may, enter into and implement an agreement that identifies core general education courses totaling not fewer than 30 credits and establishes policies for ensuring that, beginning in the 2014–15 academic year, credits for completing the courses are transferable, without loss of credit toward graduation or toward completion of a specific course of study, between and within each institution, college campus, and technical college, and each tribally controlled college and private school that elects to participate in the agreement.

(c) The Board of Regents and the technical college system board shall ensure that the governing bodies of tribally controlled colleges and the association, on behalf of private schools, have an opportunity to elect to participate in the agreement specified in par. (b).

***–1130/9.44*SECTION 601.** 36.33 (title) and (1) of the statutes are amended to read:

36.33 (title) **Sale <u>or lease</u> and relocation of agricultural lands. (1)** LEGISLATIVE INTENT. The legislature finds and determines that, because of the

problems resulting from the development of the city of Madison around certain agricultural lands of the University of Wisconsin–Madison, the desirability of consolidating lands used for agricultural instruction, research and extension purposes, the desirability of disposing of agricultural lands no longer needed by the university and the need for land of better quality and of greater quantity for the purpose of improving and expanding agricultural research, it is in the public interest for the board to sell or lease, in whole or in part, and subject to any prior action under s. 13.48 (14) (am) or 16.848 (1), the agricultural lands and improvements thereon owned by the board and located in sections 19, 20 and 30, township 7 north, range 9 east, Dane County; sections 25 and 27, township 7 north, range 8 east, Dane County; sections 34 and 35, township 38 north, range 11 east, Oneida County; and section 22, township 22 north, range 8 east, Portage County; and to purchase other agricultural lands outside of the Madison urban area and to construct thereon the necessary buildings and improvements. The foregoing policy determination is made without reference to or intention of limiting the powers which the board may otherwise have.

***–1130/9.45*SECTION 602.** 36.33 (2) (title) and (a) (intro.) of the statutes are amended to read:

36.33 **(2)** (title) METHOD OF SALE OR LEASE; ASSESSMENTS. (a) (intro.) ~~The~~ Subject to any prior action under s. 13.48 (14) (am) or 16.848 (1), the board, in selling or leasing any part of the agricultural lands and improvements thereon, mentioned in sub. (1), shall sell or lease on the basis of either of the following:

***–1130/9.46*SECTION 603.** 36.33 (3) of the statutes is amended to read:

36.33 **(3)** BUILDING COMMISSION APPROVAL. The sale, lease and purchase of agricultural lands mentioned in sub. (1) is subject to prior action under s. 13.48 (14) (am) or 16.848 (1) and shall be subject to the approval of the building commission.

***–0492/6.17*SECTION 604.** 36.52 of the statutes, as affected by 2011 Wisconsin Act 32, is repealed.

***–1537/P2.1*SECTION 605.** 36.585 (2) of the statutes is amended to read:

36.585 **(2)** The board may use telecommunications services procured by the board only for the purpose of carrying out its mission. ~~The~~ Except as provided in sub. (3m), the board shall not offer, resell, or provide telecommunications services, that are available from a private telecommunications carrier to the general public or to any other public or private entity.

***–1537/P2.2*SECTION 606.** 36.585 (3) (a) of the statutes is renumbered 36.585 (3), and 36.585 (3) (intro.), as renumbered, is amended to read:

36.585 **(3)** (intro.) ~~Beginning~~ Except as provided in sub. (3m), beginning July 1, 2013, the board may not be, and shall ensure that no institution or college campus is and that the extension is not, a member, shareholder, or partner in or with any third–party entity or other person that offers, resells, or provides telecommunications services to the general public or to any public or private entity unless at least one of the following applies:

***–1537/P2.3*SECTION 607.** 36.585 (3m) of the statutes is created to read:

36.585 **(3m)** (a) In this subsection, "third–party entity" does not include WiscNet.

(b) The board, an institution or college campus, or the extension may serve as a member, shareholder, or partner in or with a third–party entity that satisfies any of the following:

1. The third–party entity advances research or higher education and the board, institution, college campus, or extension served as a member, shareholder, or partner in or with the third–party entity on February 1, 2013.

2. Prior to service as a member, shareholder, or partner, the secretary of administration issues a determination to the board, institution, college campus, or extension that the third–party entity advances research or higher education

(c) The board, an institution or college campus, or the extension may use the services of a third–party entity that satisfies par. (b) 1. or 2.

(d) The board, an institution or college campus, or the extension may participate in the operations of, or provide telecommunications services or technical support services to, a third–party entity that satisfies par. (b) 1. or 2., but only in connection with the use of services under par. (c).

***–1199/P2.5*SECTION 608.** 36.65 (3) of the statutes is created to read:

36.65 **(3)** CORE GENERAL EDUCATION CREDIT TRANSFERS. The board shall include in the report required under sub. (2) a description of the agreement entered into under s. 36.31 (2m) and a summary of the board's implementation of the agreement. This subsection first applies to the report required under sub. (2) that applies to the 2014–15 academic year.

***–1199/P2.6*SECTION 609.** 38.04 (4) (cm) of the statutes is created to read:

38.04 **(4)** (cm) The board shall enter into the agreement required under s. 36.31 (2m). The board shall submit an annual report to the governor and to the legislature under s. 13.172 (2) that describes the agreement entered into under s. 36.31 (2m) and a summary of the board's implementation of the agreement.

***–1117/4.19*SECTION 610.** 38.04 (13) (a) 1. of the statutes is amended to read:

38.04 **(13)** (a) 1. The board shall accept and process applications from district boards and local community organizations to provide services, which may include but are not limited to personal counseling and outreach, to or on behalf of displaced homemakers. The board ~~shall~~ may make grants for these purposes. Amounts awarded shall be paid from the appropriation under s. 20.292 (1) ~~(b)~~ (f). Grants under this subsection ~~shall~~ may be distributed on a statewide basis and shall supplement rather than replace funds received under any other law to provide services to displaced homemakers. To the extent possible while maintaining statewide distribution, except as provided in subd. 2., in awarding grants preference shall be given to district boards. If a particular district board does not apply for a grant under this subsection, the board may award a grant to a local community organization located in that district which submits an application. No grant may equal more than 90% of approved expenditures. Any cost to the board of administering this subsection shall be paid from the appropriation under s. 20.292 (1) (a).

***–1117/4.20*SECTION 611.** 38.04 (20) of the statutes is amended to read:

38.04 **(20)** BASIC SKILLS INSTRUCTION IN JAILS AND PRISONS. From the appropriation under s. 20.292 (1) ~~(ce)~~ (f), the board ~~shall~~ may award grants to district boards for providing basic skills instruction in jails and prisons.

***–1117/4.21*SECTION 612.** 38.04 (28) of the statutes is amended to read:

38.04 **(28)** HEALTH CARE EDUCATION PROGRAMS. From the appropriation under s. 20.292 (1) ~~(ch)~~ (f), the board ~~shall~~ may award grants to district boards to expand health care education programs.

***–1117/4.22*SECTION 613.** 38.04 (32) of the statutes is created to read:

38.04 **(32)** GRANTS; REPORT. (a) The board may award grants to district boards for activities the board determines are related to the performance criteria specified

in s. 38.28 (2) (be) 1. Amounts awarded shall be paid from the appropriation under s. 20.292 (1) (f).

(b) Annually, the board shall submit a report to the department of administration that describes how the moneys appropriated under s. 20.292 (1) (f) will be distributed to the district boards in the current fiscal year and the programs that the moneys will fund.

****NOTE: Section 38.28 (2) (be) 1. is created in 2013 LRB–1105.

***–0839/P4.66*SECTION 614.** 38.14 (4) of the statutes is repealed.

***–0503/P3.1*SECTION 615.** 38.16 (1) of the statutes is amended to read:

38.16 **(1)** Annually by October 31, or within 10 days after receipt of the equalized valuations from the department of revenue, whichever is later, the district board may levy a tax~~, not exceeding 1.5 mills~~ on the full value of the taxable property of the district~~,~~ for the ~~purpose~~ purposes of making capital improvements, acquiring equipment ~~and~~, operating and maintaining the schools of the district, ~~except that the mill limitation is not applicable to taxes levied for the purpose of~~ and paying principal and interest on valid bonds or notes now or hereafter outstanding as provided in s. 67.035. The district board secretary shall file with the clerk of each city, village and town, any part of which is located in the district, a certified statement showing the amount of the levy and the proportionate amount of the tax to be spread upon the tax rolls for collection in each city, village and town. Such proportion shall be ascertained on the basis of the ratio of full value of the taxable property of that part of the city, village or town located in the district to the full value of all taxable property in the district, as certified to the district board secretary by the department of revenue. Upon receipt of the certified statement from the district board secretary, the clerk of each city, village and town shall spread the amounts thereof upon the tax rolls for

collection. When the taxes are collected, such amounts shall be paid by the treasurer of each city, village and town to the district board treasurer.

***–1180/5.1*SECTION 616.** 38.16 (3) (a) 2. of the statutes is amended to read:

38.16 **(3)** (a) 2. "Excess levy" means the amount by which a district board's tax levy exceeds the limit under ~~par. (b)~~ this subsection.

***–1180/5.2*SECTION 617.** 38.16 (3) (a) 2m. of the statutes is created to read:

38.16 **(3)** (a) 2m. "Municipality" means a city, village, or town.

***–1180/5.3*SECTION 618.** 38.16 (3) (a) 4. of the statutes is created to read:

38.16 **(3)** (a) 4. "Valuation factor" means a percentage equal to the greater of either zero percent or the percentage change in the district's January 1 equalized value due to the aggregate new construction, less improvements removed, in municipalities wholly located in the district between the previous year and the current year, as determined by the department of revenue.

***–1180/5.4*SECTION 619.** 38.16 (3) (be) of the statutes is created to read:

38.16 **(3)** (be) Notwithstanding sub. (1), no district board may increase its tax levy in 2013 or in any year thereafter by a percentage that exceeds the district's valuation factor, except as provided in pars. (bg) and (br).

***–1180/5.5*SECTION 620.** 38.16 (3) (bg) of the statutes is renumbered 38.16 (3) (bg) 1. and amended to read:

38.16 **(3)** (bg) 1. The limit otherwise applicable to a district board under ~~par. (b)~~ this subsection is increased by an amount equal to the amount of any refunded or rescinded property taxes paid by the district board in the year of the levy if the refunded or rescinded property taxes result in a redetermination of the district's equalized valuation by the department ~~of revenue~~ under s. 74.41.

***–1180/5.6*SECTION 621.** 38.16 (3) (bg) 2. of the statutes is created to read:

38.16 **(3)** (bg) 2. If a district board's allowable levy under this subsection in 2013, or any year thereafter, is greater than its actual levy in that year, the limit otherwise applicable to the district board under this subsection in the succeeding year is increased by the difference between the prior year's allowable levy and the prior year's actual levy, as determined by the department of revenue, up to a maximum increase of 0.5 percent of the actual levy in that prior year, if the district board approves the increase by a three–fourths vote.

***–1180/5.7*SECTION 622.** 38.16 (3) (br) 1. of the statutes is amended to read:

38.16 **(3)** (br) 1. If a district board wishes to exceed the limit ~~under par. (b)~~ otherwise applicable to the district ~~in 2011 or 2012~~ under this subsection, it shall adopt a resolution supporting inclusion in the final district budget of an amount equal to the proposed excess levy. The resolution shall be filed as provided in s. 8.37. Within 10 days after adopting the resolution, the district board shall notify the board of the scheduled date of the referendum and submit a copy of the resolution to the board. The district board shall call a special referendum for the purpose of submitting the resolution to the electors of the district for approval or rejection. In lieu of a special referendum, the district board may specify that the referendum be held at the next succeeding spring primary or election or partisan primary or general election, if such election is to be held not sooner than ~~42~~ 70 days after the filing of the resolution of the district board. The district board shall certify the results of the referendum to the board within 10 days after the referendum is held.

***–1180/5.8*SECTION 623.** 38.16 (3) (br) 3. of the statutes is amended to read:

38.16 **(3)** (br) 3. The referendum shall be held in accordance with chs. 5 to 12. The district board shall provide the election officials with all necessary election supplies. The form of the ballot shall correspond substantially with the standard

form for referendum ballots prescribed by the government accountability board under ss. 5.64 (2) and 7.08 (1) (a). The question submitted shall be whether the limit under ~~par. (b)~~ this subsection may be exceeded by a specified amount. The limit otherwise applicable to the district under ~~par. (b)~~ this subsection is increased by the amount approved by a majority of those voting on the question.

***–1180/5.9*SECTION 624.** 38.16 (3) (c) (intro.) of the statutes is amended to read:

38.16 **(3)** (c) (intro.) Except as provided in par. (d), if the board determines that a district board imposed an excess levy ~~in 2011 or 2012~~, the board shall do all of the following:

***–1180/5.10*SECTION 625.** 38.16 (3) (c) 3. of the statutes is amended to read:

38.16 **(3)** (c) 3. Ensure that the amount of the excess levy is not included in determining the limit ~~described under par. (b)~~ under this subsection for the district board for the following year.

***–0503/P3.2*SECTION 626.** 38.16 (3) (e) of the statutes is repealed.

***–1160/P2.10*SECTION 627.** 38.24 (7) (a) 1m. a. and b. of the statutes are amended to read:

38.24 **(7)** (a) 1m. a. A person who has served on active duty under honorable conditions in the U.S. armed forces, in forces incorporated as part of the U.S. armed forces, in the national guard, or in a reserve component of the U.S. armed forces; who was a resident of this state at the time of entry into that service or resided in this state for at least 5 consecutive years; and who, while a resident of this state, died on active duty, died as the result of a service–connected disability, or died in the line of duty while on active or inactive duty for training purposes.

b. A person who was a resident of this state at the time of entry into service described in subd. 1m. a. or resided in this state for at least 5 consecutive years, and who the U.S. department of veteran affairs has awarded at least a 30 percent service–connected disability rating under 38 USC 1114 or 1134.

***–1160/P2.11*SECTION 628.** 38.24 (7) (am) of the statutes is created to read:

38.24 **(7)** (am) In determining a person's residency at the time of entry into service under par. (a) 1m. a. or b., the state from which the person entered service is irrelevant.

***–1160/P2.12*SECTION 629.** 38.24 (7) (b) (intro.) of the statutes is amended to read:

38.24 **(7)** (b) (intro.) Except as provided in subds. 1. to 3. and par. (bg), the district board shall grant full remission of fees for 128 credits or 8 semesters, whichever is longer, less the number of credits or semesters for which the person received remission of fees from any other district board under this subsection and from the Board of Regents under s. 36.27 (3n) (b) and less the amount of any fees paid under 38 USC 3319, to any resident student who maintains a cumulative grade point average of at least 2.0 and is also any of the following:

***–1160/P2.13*SECTION 630.** 38.24 (7) (b) 1. of the statutes is amended to read:

38.24 **(7)** (b) 1. A spouse of an eligible veteran. ~~The remission under this subdivision applies only during the first 10 years after the eligible veteran received the service–connected disability rating.~~

***–1160/P2.14*SECTION 631.** 38.24 (7) (b) 2. of the statutes is amended to read:

38.24 **(7)** (b) 2. ~~Except as provided in subd. 2m., an~~ An unremarried surviving spouse of an eligible veteran. ~~The remission under this subdivision applies only during the first 10 years after the veteran died.~~

***–1160/P2.15*SECTION 632.** 38.24 (7) (b) 2m. of the statutes is repealed.

***–1160/P2.16*SECTION 633.** 38.24 (8) (a) 1r. (intro.) of the statutes is amended to read:

38.24 **(8)** (a) 1r. (intro.) "Veteran" means a person who is verified by the department of veterans affairs as being a resident of this state for purposes of receiving benefits under ch. 45~~,~~; as being a resident of this state at the time of his or her entry into the U.S. armed forces or forces incorporated in the U.S. armed forces~~,~~ or as being a resident of this state for at least 5 consecutive years; and as meeting any of the following conditions:

***–1160/P2.17*SECTION 634.** 38.24 (8) (am) of the statutes is created to read:

38.24 **(8)** (am) In determining a person's residence at the time of entry into service under par. (a) 1r., the state from which the person entered service is irrelevant.

***–1160/P2.18*SECTION 635.** 38.24 (8) (b) of the statutes is amended to read:

38.24 **(8)** (b) Except as provided in par. (bg), the district board shall grant full remission of the fees charged for 128 credits or 8 semesters, whichever is longer, less the number of credits or semesters for which the person received remission of fees from any other district board under this subsection and from the Board of Regents under s. 36.27 (3p) and less the amount of any fees paid under 10 USC 2107 (c), 38 USC 3104 (a) (7) (A), or 38 USC 3313, to any student who is a veteran and maintains a cumulative grade point average of at least 2.0.

***–1117/4.23*SECTION 636.** 38.26 (3) (c) of the statutes is amended to read:

38.26 **(3)** (c) Amounts awarded under par. (b) shall be paid from the appropriation under s. 20.292 (1) ~~(e)~~ (f) and may be paid to the district board in installments. Amounts awarded shall range from 25% to 75% of the total project cost.

The board shall require the district board to provide the remaining percentage share of total project cost.

***–1117/4.24*SECTION 637.** 38.27 (2) (c) of the statutes is amended to read:

38.27 **(2)** (c) Amounts awarded under this section shall be paid from the appropriation under s. 20.292 (1) ~~(de)~~ (f) and may be paid in installments. Except as provided under par. (cm), amounts awarded for the purposes of sub. (1) (b) to (d) and (g) shall range from 25% to 75% of the total project cost. The board shall require the district board to provide the remaining percentage share of total project cost.

***–1117/4.25*SECTION 638.** 38.272 (3) of the statutes is amended to read:

38.272 **(3)** The board ~~shall~~ may award grants under this section. Amounts awarded shall be paid from the appropriation under s. 20.292 (1) ~~(dd)~~ (f).

***–1117/4.26*SECTION 639.** 38.28 (1m) (a) 1. of the statutes is amended to read:

38.28 **(1m)** (a) 1. "District aidable cost" means the annual cost of operating a technical college district, including debt service charges for district bonds and promissory notes for building programs or capital equipment, but excluding all expenditures relating to auxiliary enterprises and community service programs, all expenditures funded by or reimbursed with federal revenues, all receipts under ~~sub. (6) and~~ ss. 38.12 (9), 38.14 (3) and (9), 118.15 (2) (a), and 118.55 (7r), all receipts from grants awarded under ss. 38.04 (8), ~~(20),~~ (28), and (31), 38.14 (11), 38.26, 38.27, 38.33, and 38.38, all fees collected under s. 38.24, and driver education and chauffeur training aids.

***–1105/P4.2*SECTION 640.** 38.28 (1m) (am) of the statutes is created to read:

38.28 **(1m)** (am) "Dual enrollment programs" means programs or courses of study that are designed to allow high school pupils gain advanced standing in technical college districts' associate degree programs upon graduation from high

school, and includes programs or courses of study established under s. 118.34 or provided under contracts under s. 38.14 (3).

***–1105/P4.3*SECTION 641.** 38.28 (1m) (c) of the statutes is created to read:

38.28 **(1m)** (c) "Industry–validated curriculum" means a curriculum that is developed with business or industry input and that is based on competencies and assessments that reflect the skills and knowledge necessary for a specific job or jobs within a specific type of business or industry.

***–1105/P4.4*SECTION 642.** 38.28 (2) (b) (intro.) of the statutes is amended to read:

38.28 **(2)** (b) (intro.) ~~Each~~ Subject to par. (bm), each district's share of ~~aids under this section~~ the amount appropriated under s. 20.292 (1) (d) shall be computed as follows:

***–1105/P4.5*SECTION 643.** 38.28 (2) (b) 5. of the statutes is renumbered 38.28 (2) (bs) and amended to read:

38.28 **(2)** (bs) The board shall reduce each district's aid payment under ~~subd.~~ par. (b) 2., or the amount allocated to each district under the plan administered under par. (be) 2., by the district's share of the amount necessary to produce and distribute the statewide guide under s. 38.04 (18), as determined by the board.

***–1105/P4.6*SECTION 644.** 38.28 (2) (be) of the statutes is created to read:

38.28 **(2)** (be) 1. Subject to par. (bm), the board shall establish a formula for allocating the amount appropriated under s. 20.292 (1) (d) in a fiscal year to each district based on a district's performance in the previous fiscal year with respect to all of the following criteria:

a. The placement rate of students in jobs related to students' programs of study.

1 b. The number of degrees and certificates awarded in high–demand fields. The
2 board and the department of workforce development shall jointly determine what
3 constitutes high–demand fields and revise the determination as necessary.
4 c. The number of programs or courses with industry–validated curriculum.
5 d. The transition of adult students from basic education to skills training.
6 e. Participation in dual enrollment programs.
7 f. The workforce training provided to businesses and individuals.
8 2. No later than December 31, 2013, the board shall submit a plan for making
9 allocations pursuant to the formula established under subd. 1. to the secretary of
10 administration. The secretary shall approve or modify the plan or formula. Upon
11 approval or modification by the secretary, the board shall administer the plan.
12 3. In each fiscal year, beginning in fiscal year 2014–15, the board shall submit
13 a report to the secretary of administration that describes how the amount
14 appropriated under s. 20.292 (1) (d) is allocated to each district under the plan
15 administered under subd. 2. The report shall describe all of the following:
16 a. The amount allocated to each district in the fiscal year under the formula
17 administered under the plan.
18 b. The performance of each district with respect to each criterion specified in
19 subd. 1. a. to f.
20 c. The methodologies used to make a district's allocation described under subd.
21 3. a. based on the district's performance described under subd. 3. b.
22 d. The performance of the technical college system as a whole with respect to
23 each criterion specified in subd. 1. a. to f.
24 e. Any other information used to administer the plan.

4. The board shall make the report submitted under subd. 3. available to the public. Each district board that maintains an Internet site shall make the report available to the public at the Internet site.

5. The board shall include in its biennial budget request under s. 16.42 any legislative proposals that the board recommends that relate to the criteria specified in subd. 1. a. to f. or to the plan or formula approved or modified by the secretary of administration under subd. 2.

***–1105/P4.7*SECTION 645.** 38.28 (2) (bm) of the statutes is created to read:

38.28 **(2)** (bm) 1. In this paragraph, "amount appropriated" means the amount appropriated under s. 20.292 (1) (d).

2. In fiscal year 2014–15, 90 percent of the amount appropriated shall be distributed under par. (b) and 10 percent of the amount appropriated shall be distributed under par. (be). In fiscal year 2015–16, 80 percent of the amount appropriated shall be distributed under par. (b) and 20 percent of the amount appropriated shall be distributed under par. (be). In fiscal year 2016–17, 70 percent of the amount appropriated shall be distributed under par. (b) and 30 percent of the amount appropriated shall be distributed under par. (be). In fiscal year 2017–18, 60 percent of the amount appropriated shall be distributed under par. (b) and 40 percent of the amount appropriated shall be distributed under par. (be). In fiscal year 2018–19, 50 percent of the amount appropriated shall be distributed under par. (b) and 50 percent of the amount appropriated shall be distributed under par. (be). In fiscal year 2019–20 and each fiscal year thereafter, 100 percent of the amount appropriated shall be distributed under par. (be).

***–1117/4.27*SECTION 646.** 38.28 (2) (c) of the statutes is repealed.

***–1105/P4.8*SECTION 647.** 38.28 (2) (d) of the statutes is amended to read:

38.28 **(2)** (d) Notwithstanding ~~par.~~ pars. (b), (be), and (bm), the board may withhold, suspend or reduce in whole or in part payment of state aid under this subsection to any district board whose program or educational personnel does not meet minimum standards set by the board or which violates this chapter or any rule promulgated by the board under the authority of this chapter. The board shall discontinue aids to those programs which are no longer necessary to meet needs within the state.

***–1117/4.28*SECTION 648.** 38.28 (2) (g) of the statutes is repealed.

***–1117/4.29*SECTION 649.** 38.28 (3) of the statutes is repealed.

***–1117/4.30*SECTION 650.** 38.28 (4) of the statutes is amended to read:

38.28 **(4)** From the appropriation under s. 20.292 (1) ~~(dm)~~ (f), the board ~~shall annually~~ may pay to any district that does not have an institution or college campus located within the district an amount equal to that portion of the instructional costs of the district's collegiate transfer program not supported by fees and tuition that is equal to the state support of similar programs in the University of Wisconsin System, as determined by the board. In this subsection, "institution" and "college campus" have the meanings specified under s. 36.05.

***–1117/4.31*SECTION 651.** 38.28 (6) of the statutes is repealed.

***–1117/4.32*SECTION 652.** 38.29 (1) of the statutes is amended to read:

38.29 **(1)** The board ~~shall annually notify each district board receiving state aid under s. 38.28 (2) (g) of the amounts available for grants under this section. Grants~~ may award grants to district boards under this section ~~may be awarded only~~ for the development of advanced chauffeur training facilities, the acquisition of instructional equipment for such facilities, operational costs associated with the

maintenance of such facilities and equipment and costs incurred in the coordination of the training programs.

***–1117/4.33*SECTION 653.** 38.29 (2) (c) of the statutes is amended to read:

38.29 **(2)** (c) Amounts awarded shall be paid from the appropriation under s. 20.292 (1) ~~(fg)~~ (f).

***–1117/4.34*SECTION 654.** 38.32 (2) of the statutes is amended to read:

38.32 **(2)** The board shall review proposals submitted by district boards that are consistent with sub. (1). From the appropriation under s. 20.292 (1) ~~(e)~~ (f), the board ~~shall~~ may award grants to district boards to partially pay the salaries of teachers participating in approved proposals. Any funds received by a district board under this subsection shall be equally matched by the district board.

***–1117/4.35*SECTION 655.** 38.33 (1) (intro.) of the statutes is amended to read:

38.33 **(1)** (intro.) From the appropriation under s. 20.292 (1) ~~(eg)~~ (f), the board ~~shall~~ may award grants to district boards to establish faculty development programs. The programs shall promote all of the following:

***–1117/4.36*SECTION 656.** 38.38 of the statutes is amended to read:

38.38 Services for handicapped students. Annually the board ~~shall~~ may award a grant to each district board, from the appropriation under s. 20.292 (1) ~~(de)~~ (f), to assist in funding transitional services for handicapped students. Each district board ~~shall receive an amount equal to one–sixteenth of the amount appropriated and~~ shall contribute matching funds equal to 25% of the amount awarded.

***–1117/4.37*SECTION 657.** 38.40 (4m) (a) of the statutes is amended to read:

38.40 **(4m)** (a) The board may approve an innovative school–to–work program provided by a nonprofit organization for children at risk, as defined in s. 118.153 (1) (a), in a county having a population of 500,000 or more to assist those children at risk

in acquiring employability skills and occupational–specific competencies before leaving high school. If the board approves a program under this paragraph, the board may award a grant, from the appropriation under s. 20.292 (1) ~~(ef)~~ (f), to the nonprofit organization providing the program and the nonprofit organization shall use the funds received under the grant to provide the program.

***–1117/4.38*SECTION 658.** 38.41 (3) (a) of the statutes is amended to read:

38.41 **(3)** (a) ~~The board shall award grants~~ Amounts awarded under this section shall be paid from the appropriation under s. 20.292 (1) ~~(eh)~~ (f).

***–0469/1.9*SECTION 659.** 38.50 (title) of the statutes is renumbered 440.55 (title).

***–0469/1.10*SECTION 660.** 38.50 (1) (intro.) of the statutes is renumbered 440.55 (1) (intro.).

***–0469/1.11*SECTION 661.** 38.50 (1) (a) of the statutes is renumbered 440.55 (1) (a) and amended to read:

440.55 **(1)** (a) ~~Notwithstanding s. 38.01 (2), "board"~~ "Board" means the educational approval board.

***–0469/1.12*SECTION 662.** 38.50 (1) (b) of the statutes is renumbered 440.55 (1) (b).

***–0469/1.13*SECTION 663.** 38.50 (1) (c) of the statutes is renumbered 440.55 (1) (c).

***–0469/1.14*SECTION 664.** 38.50 (1) (d) of the statutes is renumbered 440.55 (1) (d).

***–0469/1.15*SECTION 665.** 38.50 (1) (e) of the statutes is renumbered 440.55 (1) (e).

***–0469/1.16*SECTION 666.** 38.50 (1) (f) of the statutes is renumbered 440.55 (1) (f).

***–0469/1.17*SECTION 667.** 38.50 (1) (g) of the statutes is renumbered 440.55 (1) (g).

***–0469/1.18*SECTION 668.** 38.50 (2) of the statutes is renumbered 440.55 (2).

***–0469/1.19*SECTION 669.** 38.50 (3) of the statutes is renumbered 440.55 (3).

***–0469/1.20*SECTION 670.** 38.50 (5) of the statutes is renumbered 440.55 (5) and amended to read:

440.55 **(5)** EMPLOYEES, QUARTERS. The board shall employ a person to perform the duties of an executive secretary and any other persons under the classified service that may be necessary to carry out the board's responsibilities. The person performing the duties of the executive secretary shall be in charge of the administrative functions of the board. The board shall, to the maximum extent practicable, keep its office with the ~~technical college system board~~ department.

***–0469/1.21*SECTION 671.** 38.50 (7) of the statutes is renumbered 440.55 (7).

***–0469/1.22*SECTION 672.** 38.50 (8) of the statutes is renumbered 440.55 (8).

***–0469/1.23*SECTION 673.** 38.50 (10) (title) of the statutes is renumbered 440.55 (10) (title).

***–0469/1.24*SECTION 674.** 38.50 (10) (a) of the statutes is renumbered 440.55 (10) (a) and amended to read:

440.55 **(10)** (a) *Authority.* All proprietary schools shall be examined and approved by the board before operating in this state. Approval shall be granted to schools meeting the criteria established by the board for a period not to exceed one year. No school may advertise in this state unless approved by the board. All approved schools shall submit quarterly reports, including information on

enrollment, number of teachers and their qualifications, course offerings, number of graduates, number of graduates successfully employed, and such other information as the board considers necessary. If a school closure results in losses to students, parents, or sponsors, the board may authorize the full or partial payment of those losses from the appropriation under s. ~~20.292 (2)~~ 20.165 (3) (gm).

***–0469/1.25*SECTION 675.** 38.50 (10) (b) of the statutes is renumbered 440.55 (10) (b).

***–0469/1.26*SECTION 676.** 38.50 (10) (c) of the statutes is renumbered 440.55 (10) (c).

***–0469/1.27*SECTION 677.** 38.50 (10) (cm) of the statutes is renumbered 440.55 (10) (cm).

***–0469/1.28*SECTION 678.** 38.50 (10) (d) of the statutes is renumbered 440.55 (10) (d).

***–0469/1.29*SECTION 679.** 38.50 (10) (e) of the statutes is renumbered 440.55 (10) (e).

***–0469/1.30*SECTION 680.** 38.50 (10) (f) of the statutes is renumbered 440.55 (10) (f).

***–0469/1.31*SECTION 681.** 38.50 (11) (title) of the statutes is renumbered 440.55 (11) (title).

***–0469/1.32*SECTION 682.** 38.50 (11) (a) of the statutes is renumbered 440.55 (11) (a).

***–0469/1.33*SECTION 683.** 38.50 (11) (b) of the statutes is renumbered 440.55 (11) (b).

***–0469/1.34*SECTION 684.** 38.50 (11) (c) of the statutes is renumbered 440.55 (11) (c).

1 ***–0469/1.35*SECTION 685.** 38.50 (11) (d) of the statutes is renumbered 440.55
2 (11) (d) and amended to read:
3 440.55 **(11)** (d) The board or association shall preserve a student record that
4 comes into the possession of the board or association under par. (b) 1. or 2. and shall
5 keep the student record confidential as provided under 20 USC 1232g and 34 CFR
6 part 99. A student record in the possession of the board is not open to public
7 inspection or copying under s. 19.35 (1). Upon request of the person who is the subject
8 of a student record or an authorized representative of that person, the board or
9 association shall provide a copy of the student record to the requester. The board or
10 association may charge a fee for providing a copy of a student record. The fee shall
11 be based on the administrative cost of taking possession of, preserving, and providing
12 the copy of the student record. All fees collected by the board under this paragraph
13 shall be credited to the appropriation account under s. ~~20.292 (2)~~ 20.165 (3) (i).
14 ***–0469/1.36*SECTION 686.** 38.50 (12) of the statutes is renumbered 440.55 (12).
15 ***–0469/1.37*SECTION 687.** 38.50 (13) (title) of the statutes is renumbered
16 440.55 (13) (title).
17 ***–0469/1.38*SECTION 688.** 38.50 (13) (a) of the statutes is renumbered 440.55
18 (13) (a).
19 ***–0469/1.39*SECTION 689.** 38.50 (13) (b) of the statutes is renumbered 440.55
20 (13) (b).
21 ***–0469/1.40*SECTION 690.** 38.50 (13) (c) of the statutes is renumbered 440.55
22 (13) (c).
23 ***–0469/1.41*SECTION 691.** 38.50 (13) (d) of the statutes is renumbered 440.55
24 (13) (d) and amended to read:

440.55 **(13)** (d) The board may charge a fee for evaluating an educational institution under par. (a) 2. e. in an amount that is sufficient to cover all costs that the board incurs in evaluating the institution. All fees collected by the board under this paragraph shall be credited to the appropriation account under s. ~~20.292 (2)~~ 20.165 (3) (g).

***–1161/2.1*SECTION 692.** 39.435 (7) (a) 1. of the statutes is amended to read:

39.435 **(7)** (a) 1. For purposes of calculating the amount to be appropriated under s. 20.235 (1) (fe) for fiscal year ~~2013–14~~ 2015–16, "base amount" means the amount shown in the schedule under s. 20.005 for that appropriation for fiscal year ~~2012–13~~ 2014–15.

***–1161/2.2*SECTION 693.** 39.435 (7) (a) 2. of the statutes is amended to read:

39.435 **(7)** (a) 2. For purposes of calculating the amount to be appropriated under s. 20.235 (1) (fe) for each fiscal year after fiscal year ~~2013–14~~ 2015–16, "base amount" means the appropriation amount calculated under par. (b) for the previous fiscal year.

***–1161/2.3*SECTION 694.** 39.435 (7) (b) (intro.) of the statutes is amended to read:

39.435 **(7)** (b) (intro.) Biennially, beginning on February 1, ~~2013~~ 2015, the board shall calculate the amounts to be appropriated under s. 20.235 (1) (fe) for the next biennium as follows:

***–0244/1.1*SECTION 695.** 40.015 (1) of the statutes is amended to read:

40.015 **(1)** The Wisconsin retirement system is established as a governmental plan and as a qualified plan for federal income tax purposes under the ~~internal revenue code~~ Internal Revenue Code and shall be so maintained and administered.

***–0244/1.2*SECTION 696.** 40.015 (2) of the statutes is amended to read:

40.015 **(2)** No benefit plan authorized under this chapter may be administered in a manner which violates an ~~internal revenue code~~ Internal Revenue Code provision that authorizes or regulates that benefit plan or which would cause an otherwise tax exempt benefit to become taxable under the ~~internal revenue code~~ Internal Revenue Code.

***–0244/1.3*SECTION 697.** 40.015 (3) of the statutes is created to read:

40.015 **(3)** For the purposes of compliance with the Internal Revenue Code, the plan year is January 1 through December 31.

***–0459/5.1*SECTION 698.** 40.02 (13m) of the statutes is created to read:

40.02 **(13m)** "Craft employee" means a state employee who is a skilled journeyman craftsman, including the skilled journeyman craftsman's apprentices and helpers, but does not include employees who are not in direct line of progression in the craft. Craft employees may be either nonrepresented or in a collective bargaining unit for which a representative is recognized or certified under ch. 111.

***–0244/1.4*SECTION 699.** 40.02 (18g) of the statutes is amended to read:

40.02 **(18g)** "Deferred compensation plan" means a plan which is in accordance with section 457 of the ~~internal revenue code~~ Internal Revenue Code, under which an employer executes an agreement by which an employee voluntarily agrees to defer a part of gross compensation for payment at a later date. Deferred compensation plan does not include annuity plans specified under section 403 (b) of the ~~internal revenue code~~ Internal Revenue Code.

***–0244/1.5*SECTION 700.** 40.02 (31) of the statutes is created to read:

40.02 **(31)** "Federal annual compensation limits" means any annual compensation limit under section 401 (a) (17) of the Internal Revenue Code, as adjusted for any cost of living increases under section 401 (a) (17) (B) of the Internal

Revenue Code, but only with respect to plan years beginning after December 31, 1995, and only with respect to individuals who first became participating employees in plan years beginning after December 31, 1995. This subsection shall be applied in compliance with section 401 (a) (31) of the Internal Revenue Code pursuant to any applicable federal regulations or guidance adopted under the Internal Revenue Code.

***–0244/1.6*SECTION 701.** 40.02 (33) (a) 1. of the statutes is amended to read:

40.02 **(33)** (a) 1. The participant's total earnings received or considered to be received under sub. (22) (e), (ef), or (em) and for which contributions are made under s. 40.05 (1) and (2) during the 3 annual earnings periods (excluding any period more than 3 years prior to the effective date for any participating employer) in which the earnings were the highest, subject to ~~the~~ federal annual compensation limits ~~under 26 USC 401 (a) (17) for a participating employee who first becomes a participating employee on or after January 1, 1996~~; by

***–0244/1.7*SECTION 702.** 40.02 (33) (b) 1. of the statutes is amended to read:

40.02 **(33)** (b) 1. For a state elected official who is prohibited by law from receiving an increase in compensation during the official's term of office and who so elects, one–twelfth of the annual salary, subject to ~~the~~ federal annual compensation limits ~~under 26 USC 401 (a) (17) for a participating employee who first becomes a participating employee on or after January 1, 1996~~, which would have been payable to the participant during the last completed month in which the participant was a participating employee in such a position if the participant had not been prohibited by law from receiving an increase in salary during his or her term of office, but only with respect to service as a state elected official.

***–0244/1.8*SECTION 703.** 40.02 (33) (c) of the statutes is amended to read:

40.02 **(33)** (c) For a participant who makes an election under s. 40.30 (2), the monthly rate of earnings applicable under par. (a) or (b), increased as provided under s. 40.30 (4) (b) but subject to ~~the~~ federal annual compensation limits ~~under 26 USC 401 (a) (17) for a participating employee who first becomes a participating employee on or after January 1, 1996~~.

***–1024/7.3*SECTION 704.** 40.02 (37m) of the statutes is created to read:

40.02 **(37m)** "Health savings account" means a health savings account described in 26 USC 223.

***–1024/7.4*SECTION 705.** 40.02 (37r) of the statutes is created to read:

40.02 **(37r)** "High–deductible health plan" has the meaning given in 26 USC 223 (c) (2).

***–0244/1.9*SECTION 706.** 40.02 (39m) of the statutes is amended to read:

40.02 **(39m)** "Internal ~~revenue code~~ Revenue Code" means the federal ~~internal revenue code~~ Internal Revenue Code of 1986, under Title 26, USC, as amended~~, and applicable federal regulations adopted by the federal department of the treasury, including temporary regulations~~.

***–0244/1.10*SECTION 707.** 40.02 (48g) of the statutes is renumbered 40.02 (25g) and amended to read:

40.02 **(25g)** "~~Public~~ Eligible retired public safety officer" has the meaning given in ~~26 USC~~ section 402 ~~(I)~~ (l) (4) ~~(C)~~ (B) of the Internal Revenue Code.

***–0244/1.11*SECTION 708.** 40.02 (48m) (e) of the statutes is amended to read:

40.02 **(48m)** (e) The determination of the alternate payee share does not require that benefits be paid to the alternate payee if those benefits are also required to be paid to another alternate payee or to the internal revenue service under a lien

placed on the participant's account under ~~26 USC~~ section 64 of the Internal Revenue Code.

***–0244/1.12*SECTION 709.** 40.03 (1) (am) of the statutes is amended to read:

40.03 **(1)** (am) Shall ensure that the Wisconsin retirement system complies with the ~~internal revenue code~~ Internal Revenue Code as a qualified plan for income tax purposes and shall ensure that each benefit plan is administered in a manner consistent with all ~~internal revenue code~~ Internal Revenue Code provisions that authorize and regulate the benefit plan.

***–1024/7.5*SECTION 710.** 40.03 (2) (ig) of the statutes is amended to read:

40.03 **(2)** (ig) Shall promulgate, with the approval of the group insurance board, all rules required for the administration of the group health, long–term care, income continuation or life insurance plans established under subchs. IV to VI and health savings accounts under subch. IV.

***–0244/1.13*SECTION 711.** 40.03 (2) (t) of the statutes is amended to read:

40.03 **(2)** (t) Shall ensure that the Wisconsin retirement system complies with the ~~internal revenue code~~ Internal Revenue Code as a qualified plan for income tax purposes and shall ensure that each benefit plan is administered in a manner consistent with all ~~internal revenue code~~ Internal Revenue Code provisions that authorize and regulate the benefit plan.

***–0250/3.1*SECTION 712.** 40.03 (2) (vm) of the statutes is created to read:

40.03 **(2)** (vm) Annually, before July 1, shall submit a report to the secretary of administration and the joint committee on finance on the department's progress in modernizing its business processes and integrating its information technology systems.

1 ***–0311/7.1*SECTION 713.** 40.03 (6) (c) of the statutes is repealed and recreated
2 to read:

3 40.03 **(6)** (c) Shall not enter into any agreement to modify or expand benefits
4 under any group insurance plan, unless the modification or expansion is required by
5 law or would maintain or reduce premium costs for the state or its employees in the
6 current or any future year. A reduction in premium costs in future years includes
7 a reduction in any increase in premium costs that would have otherwise occurred
8 without the modification or expansion. This paragraph shall not be construed to
9 prohibit the group insurance board from encouraging participation in wellness or
10 disease management programs or providing optional coverages if the premium costs
11 for those coverages are paid by the employees.

12 ***–1025/9.1*SECTION 714.** 40.03 (6) (cm) of the statutes is created to read:

13 40.03 **(6)** (cm) 1. Notwithstanding ss. 111.321, 111.322, and 111.35, beginning
14 in 2014, the group insurance board shall impose a premium surcharge for health care
15 coverage under ss. 40.51 (6) and 40.515 for eligible employees who use tobacco
16 products and may terminate the health care coverage of any eligible employee who
17 falsely claims that he or she does not use tobacco products.

18 2. The premium surcharges paid by annuitants who use tobacco products shall
19 be used to reduce future health care coverage premiums for annuitants and to
20 reimburse the department for costs incurred by the department in providing health
21 care coverage to annuitants. Annually, the secretary of administration shall
22 determine the surcharge amounts that are to be used to reimburse the department
23 for costs incurred by the department in providing health care coverage to annuitants
24 and shall transfer that amount to the appropriation account under s. 20.515 (1) (w).

25 ***–1024/7.6*SECTION 715.** 40.03 (6) (k) of the statutes is created to read: