State of Wisconsin
2013 – 2014 LEGISLATURE

LRB–1561/1
ALL:all:all

2013 ASSEMBLY BILL 40

February 20, 2013 – Introduced by JOINT COMMITTEE ON FINANCE, by request of Governor Scott Walker. Referred to Joint Committee on Finance. Referred to Joint Survey Committee on Tax Exemptions. Referred to Joint Survey Committee on Retirement Systems.

1 AN ACT **relating to:** state finances and appropriations, constituting the
2 executive budget act of the 2013 legislature.

Analysis by the Legislative Reference Bureau

INTRODUCTION

This bill is the "executive budget bill" under section 16.47 (1) of the statutes. It contains the governor's recommendations for appropriations for the 2013–2015 fiscal biennium.

The bill repeals and recreates the appropriation schedule in chapter 20 of the statutes, thereby setting the appropriation levels for the 2013–2015 fiscal biennium. The descriptions that follow relate to the most significant changes in the law that are proposed in the bill. In most cases, changes in the amounts of existing spending authority and changes in the amounts of bonding authority under existing bonding programs are not discussed.

For additional information concerning this bill, see the Department of Administration's publication *Budget in Brief* and the executive budget books, the Legislative Fiscal Bureau's summary document, and the Legislative Reference Bureau's drafting files, which contain separate drafts on each policy item. In most cases, the policy item drafts contain a more detailed analysis than is printed with this bill.

GUIDE TO THE BILL

As is the case for all other bills, the sections of the budget bill that affect statutes are organized in ascending numerical order of the statutes affected.

Treatments of prior session laws (styled "laws of [year], chapter ...." from 1848 to 1981, and "[year] Wisconsin Act ...." beginning with 1983) are displayed next by year of original enactment and by act number.

The remaining sections of the budget bill are organized by type of provision and, within each type, alphabetically by state agency. The first two digits of the four–digit section number indicate the type of provision:

91XX Nonstatutory provisions.
92XX Fiscal changes.
93XX Initial applicability.
94XX Effective dates.

The remaining two digits indicate the state agency or subject area to which the provision relates:

XX01 Administration.
XX02 Agriculture, Trade and Consumer Protection.
XX03 Arts Board.
XX04 Building Commission.
XX05 Child Abuse and Neglect Prevention Board.
XX06 Children and Families.
XX07 Circuit Courts.
XX08 Corrections.
XX09 Court of Appeals.
XX10 District Attorneys.
XX11 Educational Communications Board.
XX12 Employee Trust Funds.
XX13 Employment Relations Commission.
XX14 Financial Institutions.
XX15 Government Accountability Board.
XX16 Governor.
XX17 Health and Educational Facilities Authority.
XX18 Health Services.
XX19 Higher Educational Aids Board.
XX20 Historical Society.
XX21 Housing and Economic Development Authority.
XX22 Insurance.
XX23 Investment Board.
XX24 Joint Committee on Finance.
XX25 Judicial Commission.
XX26 Justice.
XX27 Legislature.
XX28 Lieutenant Governor.
XX29 Local Government.
XX30 Medical College of Wisconsin.

XX31 Military Affairs.
XX32 Natural Resources.
XX33 Public Defender Board.
XX34 Public Instruction.
XX35 Public Lands, Board of Commissioners of.
XX36 Public Service Commission.
XX37 Revenue.
XX38 Safety and Professional Services.
XX39 Secretary of State.
XX40 State Employment Relations, Office of.
XX41 State Fair Park Board.
XX42 Supreme Court.
XX43 Technical College System.
XX44 Tourism.
XX45 Transportation.
XX46 Treasurer.
XX47 University of Wisconsin Hospitals and Clinics Authority.
XX48 University of Wisconsin System.
XX49 Veterans Affairs.
XX50 Wisconsin Economic Development Corporation.
XX51 Workforce Development.
XX52 Other.

For example, for general nonstatutory provisions relating to the State Historical Society, see SECTION 9120. For any agency that is not assigned a two–digit identification number and that is attached to another agency, see the number of the latter agency. For any other agency not assigned a two–digit identification number or any provision that does not relate to the functions of a particular agency, see number "52" (**Other**) within each type of provision.

In order to facilitate amendment drafting and the enrolling process, separate section numbers and headings appear for each type of provision and for each state agency, even if there are no provisions included in that section number and heading. Section numbers and headings for which there are no provisions will be deleted in enrolling and will not appear in the published act.

Following is a list of the most commonly used abbreviations appearing in the analysis.

DATCP . . . Department of Agriculture, Trade and Consumer Protection
DCF . . . . . Department of Children and Families
DETF . . . . . Department of Employee Trust Funds
DFI . . . . . Department of Financial Institutions
DHS . . . . . Department of Health Services
DMA . . . . . Department of Military Affairs
DNR . . . . . Department of Natural Resources
DOA . . . . . Department of Administration

DOC ..... Department of Corrections
DOJ ..... Department of Justice
DOR ..... Department of Revenue
DOT ..... Department of Transportation
DPI ..... Department of Public Instruction
DSPS ..... Department of Safety and Professional Services
DVA ..... Department of Veterans Affairs
DWD ..... Department of Workforce Development
JCF ..... Joint Committee on Finance
OCI ..... Office of the Commissioner of Insurance
PSC ..... Public Service Commission
UW ..... University of Wisconsin
WEDC .... Wisconsin Economic Development Corporation
WHEDA .. Wisconsin Housing and Economic Development Authority
WHEFA ... Wisconsin Health and Educational Facilities Authority

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AGRICULTURE

Under current law, DATCP administers the Soil and Water Resource Management Program, which funds grants for projects to control soil erosion and reduce water pollution. This bill increases the general obligation bonding authority for the Soil and Water Resource Management Program by $7,000,000.

This bill authorizes DATCP to provide grants to persons operating dairy processing plants to promote the growth of the dairy industry.

Current law requires DATCP to award a grant in each fiscal year from the agrichemical management fund for technical education and research under the Wisconsin grazing lands conservation initiative. This bill eliminates that requirement.

COMMERCE AND ECONOMIC DEVELOPMENT

Financial institutions

Under current law, a consumer credit transaction that is entered into for personal, family, or household purposes, as well as certain consumer leases, are generally subject to the Wisconsin Consumer Act (consumer act). The consumer act grants consumers certain rights and remedies and contains notice and disclosure requirements and prohibitions relating to consumer credit transactions.

This bill creates requirements that specifically apply to rental–purchase agreements, imposes requirements on rental–purchase companies, and exempts rental–purchase companies and rental–purchase agreements from the scope of the consumer act and from provisions of the Uniform Commercial Code relating to security interests. A "rental–purchase agreement" is an agreement between a rental–purchase company and a lessee for the use of rental property if: 1) the rental property is to be used primarily for personal, family, or household purposes; 2) the agreement has an initial term of four months or less and is renewable with each payment after the initial term; 3) the agreement does not obligate the lessee to renew the agreement beyond the initial term; and 4) the agreement permits the lessee to acquire ownership of the rental property.

The bill requires a rental–purchase company to file notice with DFI within 30 days after commencing business in this state and to pay an annual fee to DFI, except for a rental–purchase company that generates less than 75 percent of its revenues in this state from transactions involving rental–purchase agreements. The bill also limits the maximum amount that a rental–purchase company may charge in a rental–purchase transaction and that a lessee must pay to acquire ownership of rental property if the lessee elects an early–purchase option. The bill specifies conditions under which a lessee may reinstate a rental–purchase agreement that has ended without losing any rights or options previously acquired. Upon reinstatement, the rental–purchase company must provide the lessee with the same rental property or with comparable substitute property. A rental–purchase company must provide written notice to a lessee of the lessee's rights and obligations relating to reinstatement of the rental–purchase agreement within 15 days of repossession or voluntary return or surrender of the rental property, if the lessee is entitled to reinstatement.

The bill specifies that a rental–purchase company is not required to disclose a finance charge calculated as an annual percentage rate. However, every rental–purchase agreement must contain certain provisions, including a description of the rental property; the cash price of the rental property; the total amount of the rental payments and charges necessary to acquire ownership of the property; the rental payment and an itemized description of all charges or fees; and a summary of the lessee's early–purchase option and an explanation of the lessee's reinstatement rights of the rental–purchase agreement. The bill also prohibits the inclusion of certain provisions in a rental–purchase agreement, including those granting the rental–purchase company permission to enter the lessee's residence to repossess the rental property; requiring the lessee to purchase insurance from the rental–purchase company; and requiring the lessee to pay attorney fees. Upon request, a rental–purchase company must provide the lessee with a copy of the lessee's payment history. The bill also creates requirements and limitations for advertising rental–purchase transactions. The bill includes provisions relating to liability of a rental–purchase company for violations of these provisions.

ECONOMIC DEVELOPMENT

Under current law, WEDC administers various programs that provide tax benefits to businesses. The jobs tax credit program and the enterprise zone tax credit program provide tax benefits to businesses that create or retain certain full–time jobs in this state. The economic development tax credit program provides tax benefits to businesses that conduct eligible activities, including creating full–time jobs, investing in new equipment, machinery, or property, and locating or retaining corporate headquarters, in this state.

Under current law, the total amount of tax credits that WEDC may allocate under the economic development tax credit program may not exceed the sum of the tax credits remaining under the tax credit programs that were consolidated to create the economic development tax credit program and $25,000,000. This bill increases the total amount of benefits that WEDC may allocate under the economic development tax credit program by $75,000,000.

Under current law, WEDC may award tax benefits under the jobs tax credit program in an amount that is equal to 10 percent of the wages a business pays to certain full–time employees who annually earn at least $20,000 or $30,000, depending on where the business is located. Under this bill, WEDC may award tax benefits under the jobs tax credit program in an amount that is up to 10 percent of the wages a business pays to certain full–time employees who annually earn at least: (a) 150 percent of federal minimum wage for 2,080 hours or (b) $30,000, depending on where the business is located.

Under current law, a business certified by WEDC may receive tax benefits under the enterprise zone tax credit program for certain full–time employees in an amount that is up to 7 percent of the amount by which the annual wages for each of those employees exceeds either $20,000 or $30,000, depending on where the business is located. Under this bill, the amount of tax benefits that a business may receive under the enterprise zone tax credit program is up to 7 percent of the amount by which the annual wages for each full–time employee exceeds either: (a) 150 percent of federal minimum wage for 2,080 hours or (b) $30,000, depending on where the business is located.

Under current law, for purposes of the jobs tax credit program, the economic development tax credit program, the enterprise zone tax credit program, and the development opportunity zone tax credit program, subject to certain exceptions, a "full–time job" is defined as a job in which an individual must work at least 2,080 hours per year as a condition of his or her employment. Under this bill, WEDC may make an exception to the 2,080 hours per year requirement under all these tax credit programs if a job annually pays at least 2,080 times 150 percent of the federal minimum wage and the job offers full–time benefits.

Under current law, WHEFA may issue a bond to finance certain projects undertaken by a health, educational, or research institution or to refinance outstanding debt of a health, educational, or research institution. This bill authorizes WHEFA to issue a bond to finance any project undertaken by a nonprofit institution for a nonprofit facility, and to refinance outstanding debt of a nonprofit institution.

Under current law, DOA may administer housing programs funded by the federal community development block grant. Under this bill, DOA may administer any program funded by the federal community development block grant, including the community development grant and revolving loan fund programs.

CORRECTIONAL SYSTEM

Under current law relating to community youth and family aids, known as youth aids, DOC must allocate various state and federal moneys to counties to pay for state–provided juvenile correctional services and local juvenile justice services. DOC charges counties for the costs of services provided by DOC according to per person cost assessments (the "daily rate").

This bill increases daily rates as follows:

1. For fiscal year 2013–14, the daily rate is $297 for care in a Type 1 juvenile correctional facility, $297 for care for juveniles transferred from a juvenile

correctional institution, $125 for corrective sanctions services, and $41 for aftercare services.

2. For fiscal year 2014–15, the daily rate is $304 for care in a Type 1 juvenile correctional facility, $304 for care for juveniles transferred from a juvenile correctional institution, $128 for corrective sanctions services, and $41 for aftercare services.

Current law requires DOC to have a revolving fund consisting of money DOC has that belongs to persons on probation, parole, or extended supervision who have absconded or whose whereabouts are unknown. DOC must use the fund to defray certain expenses for persons on probation, parole, and extended supervision who are without means. This bill eliminates the requirement that DOC have such a revolving fund.

CRIMES

Under current law, certain individuals are required to submit biological specimens to the crime laboratories in DOJ for deoxyribonucleic acid (DNA) analysis, including a juvenile who has been adjudicated delinquent for certain offenses; an individual who is or was in prison for a felony or found guilty of a felony; an individual who was found guilty of fourth–degree sexual assault, lewd and lascivious behavior, or exposing genitals to a child for sexual gratification; an individual who has been found not guilty by reason of mental disease or defect for certain sex offenses; a person who has been found to be a sexually violent person; and an individual who is required by a court to provide a biological specimen. Under this bill, the following individuals must submit biological specimens for DNA analysis: a juvenile who has been adjudicated delinquent, or taken into custody, for an offense that would be a felony if committed by an adult, fourth–degree sexual assault, endangering safety by the use of a dangerous weapon, lewd and lascivious behavior, prostitution, patronizing prostitutes, pandering, failure to submit a biological specimen, or exposing genitals to a child for sexual gratification; an adult who is convicted of a misdemeanor; and an adult who is arrested for a felony or for fourth–degree sexual assault, endangering safety by the use of a dangerous weapon, lewd and lascivious behavior, prostitution, patronizing prostitutes, pandering, failure to submit a biological specimen, or exposing genitals to a child for sexual gratification. If, at the time the individual is charged with one of these offenses, the court determines that a biological specimen was not obtained when he or she was arrested or taken into custody, the court must order a law enforcement agency to obtain the specimen.

Under current law, specimens obtained must be submitted to the crime laboratories in DOJ for DNA analysis and inclusion of the DNA profile in the data bank. An individual whose DNA data are in the data bank due to a conviction or adjudication may request in writing that the data be removed on the grounds that the conviction or adjudication has been reversed, set aside, or vacated. If the crime laboratories receive a certified copy of the court order reversing, setting aside, or vacating the conviction or adjudication, the laboratories must purge all records and identifiable information in the data bank pertaining to the individual and destroy all samples from the individual. Under this bill, if an individual submitted a specimen at arrest, when taken into custody, or by court order, DOJ must similarly

purge all records and information upon a written request if all charges requiring submission have been dismissed; if the trial court reached a final disposition and the individual was not found guilty of any charges requiring submission; if at least one year has passed since the arrest and the individual has not been charged; or if the individual was found guilty of a crime requiring submission but all such convictions have since been reversed, set aside, or vacated.

Under current law, if a court imposes a sentence or places an individual on probation for a sex offense, the court must impose a DNA analysis surcharge of $250 and if a court imposes a sentence or places an individual on probation for a felony conviction that is not a sex offense, the court may impose a DNA analysis surcharge of $250. Under this bill, if a court imposes a sentence or places an individual on probation, the court must impose a $250 DNA surcharge for any felony conviction and a $200 DNA surcharge for any misdemeanor conviction.

EDUCATION

Primary and secondary education

Under current law, a school board may enter into a contract with a person to establish a charter school, which operates with fewer constraints than traditional public schools. Current law also permits UW–Milwaukee, UW–Parkside, the Milwaukee Area Technical College, and the city of Milwaukee to operate charter schools (independent charter schools) directly or to contract for the operation of such charter schools. In general, only pupils who reside in the school district in which an independent charter school is located may attend the charter school.

This bill creates the Charter School Oversight Board (CSOB), attached to DPI, and authorizes it to approve nonprofit, nonsectarian organizations, or consortia of such organizations, to contract with persons to operate independent charter schools. The CSOB consists of the state superintendent of public instruction and ten other members. Of the latter members, two are appointed by the state superintendent, two are appointed by the governor, and six by the leaders in the senate and assembly. The bill prohibits the CSOB from promulgating administrative rules and provides that any policy or standard adopted by the CSOB is exempt from the rule–making process.

For any school established on or after the bill's effective date, the bill eliminates the authority of the entities specified above, and of any approved nonprofit organization, to establish an independent charter school directly. Under the bill, a charter school may be established only by contract and must be operated by a charter school governing board, although an existing independent charter school authorizer may continue to operate a charter school established before the effective date of the bill. The bill removes the restrictions that limit who may attend an independent charter school.

A nonprofit, nonsectarian organization or consortium of such organizations that wishes to contract with a charter school governing board to operate a charter school must submit an application to the CSOB in accordance with certain specified requirements. The CSOB must approve or deny an application within 90 days.

The bill provides that the contract between an authorizing entity and the independent charter school's governing board must allow the authorizing entity to

charge the governing board a fee. The contract must also allow the charter school governing board to open additional charter schools if the charter school governed by the contract receives a rating from DPI of "exceeds expectations" or "significantly exceeds expectations." The bill makes this provision applicable to existing contracts with independent charter schools as well.

The bill allows a charter school contract to provide for more than one charter school, and allows a charter school governing board to enter into more than one contract. The bill allows a school board to prohibit a pupil who resides in the school district from attending an independent charter school unless the school district's enrollment is at least 4,000 and at least two schools in the school district were rated "fails to meet expectations" or "meets few expectations" in DPI's most recent school report.

Current law prohibits a school board from converting all of the public schools in the school district to charter schools unless the school board provides alternative public school attendance arrangements for pupils who do not wish to attend or are not admitted to a charter school. In addition, a school board may not grant a petition to establish a charter school that would result in the conversion of all the public schools in the school district to charter schools unless at least 50 percent of the teachers employed by the school district sign the petition. This bill eliminates the restrictions on converting all of a school district's public schools to charter schools and explicitly permits a school board to do so.

Current law provides that no pupil may be required to attend a charter school without his or her approval, if the pupil is an adult, or the approval of his or her parents, if the pupil is a minor. This bill provides that this prohibition does not apply if all of a school district's public schools are converted to charter schools.

The bill requires that a charter school accept pupils at random if the capacity of the school is insufficient to accept all applicants. A charter school must, however, give preference to pupils who were enrolled in the school in the previous school year and to siblings of currently enrolled pupils. In addition, the bill allows a charter school to give preference, with certain limitations, to children of the charter school's founders, governing board members, and full–time employees.

Current law provides that, unless otherwise explicitly provided, the school code (chapters 115 to 121 of the Wisconsin statutes) does not apply to charter schools. This bill prohibits a contract between a school board and the operator of a charter school that is an instrumentality of a school district from imposing on the operator any requirement in the school code that does not explicitly apply to charter schools.

The bill also requires that a contract between a school board and the operator of a charter school that is an instrumentality of a school district do all of the following:

1. Specify the amount, which must be commensurate with the average per pupil cost for the school district, to be paid to the charter school operator for each pupil attending the charter school.

2. Grant the charter school operator sole discretion over the charter school's budget, curriculum, professional development activities, hiring of personnel, and personnel policies for the charter school, unless a decision in any of these areas affects the health or safety of pupils.

Under current law, beginning in the 2013–14 school year, the state pays an operator of a charter school that is operated by or under contract with an independent charter school authorizer a per pupil amount in each school year that is based on the per pupil amount the state paid in the previous school year and the revenue limit adjustment for public schools.

Under this bill, in the 2013–14 school year, the state pays an operator of an independent charter school a per pupil amount of $7,852 and, beginning in the 2014–15 school year, the state pays an operator of an independent charter school a per pupil amount in each school year of $7,931.

Under current law, a pupil living in the city of Milwaukee or an eligible school district (currently, only the Racine Unified School District) may, under a parental choice program, attend a private school at state expense if, among other conditions, the pupil is a member of a family that has a total family income that does not exceed 300 percent of the poverty level.

This bill expands the parental choice program for eligible school districts by making eligible a school district having at least 4,000 pupils and in which two or more schools in the district have been placed in a performance category of "fails to meet expectations" or "meets few expectations" (qualifying categories) on an accountability report published by DPI. If, after a school district has been identified as an eligible school district, at least 20 pupils who reside in the school district apply to attend private schools under the parental choice program, the eligible school district becomes a qualifying eligible school district and qualifying pupils who reside in that school district may attend a private school under the parental choice program.

In the 2013–14 school year, no more than 500 pupils residing in qualifying eligible school districts may participate in the expanded parental choice program. In the 2014–15 school year, participation cannot exceed 1,000 pupils.

Currently, under the parental choice programs, the state pays a participating private school, for a pupil enrolled in the school under the program, the lesser of the school's educational cost per pupil or the amount paid per pupil in the previous school year increased by the percentage change in the amount appropriated as general school aid. In the 2011–12 and 2012–13 school years, however, the state pays the school's educational cost per pupil or $6,442, whichever is less.

This bill changes the payments that the state makes to a private school participating in a parental choice program as follows:

1. In the 2013–14 school year, for a pupil enrolled in the school under the program, the state pays the lesser of the school's educational cost per pupil or $6,442.

2. In the 2014–15 school year and thereafter, for a pupil enrolled in the school under the program, the state pays the lesser of the school's educational cost per pupil or $7,050, if the pupil is in a grade from kindergarten to eight, or $7,856, if the pupil is in a grade from nine to twelve.

Currently, a private school participating in a parental choice program must accept applications submitted under the choice program on a random basis. However, under current law, a participating private school may give a preference to a sibling of a pupil who is accepted on a random basis. Under this bill, a participating

private school may, when accepting applications submitted under a choice program, give preference to any of the following:

1. Pupils, or siblings of pupils, who attended the private school during the school year prior to the school year for which the application is being made.

2. Siblings of pupils who have been accepted to the private school for the school year for which the application is being made.

3. Pupils who attended any private school in a choice program during the school year prior to the school year for which the application is being made.

Current law directs DPI to establish a student information system to collect information about pupils enrolled in public schools, including their academic performance and demographic information. Within five years of the system's establishment, every school district must use the system. This bill includes charter schools in the student information system. The bill also provides that within five years of the system's establishment, every private school participating in a parental choice program must use the system or use another system that is interoperable with the state system.

This bill establishes a Special Needs Scholarship Program. Under the program, a child with a disability may receive a scholarship to attend a public school located outside the pupil's school district of residence, a charter school, or a private school, if all of the following conditions are met:

1. The school has notified DPI of its intent to participate in the program and the child has been accepted by the school.

2. If the school is a private school, it is approved as a private school by DPI or is accredited.

3. An individualized education program (IEP) has been completed for the child.

4. The child attended a public school, attended a charter school, attended a private school under a parental choice program, or did not attend school in this state, in the previous school year.

Upon receipt of an application for a scholarship, DPI must review the child's IEP and determine the amount of the child's scholarship. The amount is the lesser of the cost to the child's school district of residence, the charter school, or private school that the child wishes to attend, of providing regular instruction, instructional and pupil support services, special education and related services, and supplementary aids and services to the child plus the per pupil operating and debt service costs; or the statewide cost per public school pupil in the previous school year plus the per pupil amount appropriated for special education in the previous school year. The number of scholarship recipients in any school year may not exceed five percent of the total number of children with disabilities residing in this state in the previous school year.

DPI pays the scholarship directly to the school district, charter school, or private school. The scholarship continues while the child attends a school eligible to participate in the program until he or she graduates from high school or until the end of the school term in which he or she turns 21, whichever comes first.

Under the bill, a pupil attending a private school, or a public school outside the pupil's school district of residence, under the program is counted for state aid

purposes by the pupil's school district of residence. However, the state aid paid to that school district is reduced by the total amount of scholarships paid by DPI for pupils who reside in that school district.

Each private school participating in the program must annually submit to DPI a school financial report prepared by a certified public accountant. If the private school expects to receive at least $50,000 in scholarships during a school year, it must either file a surety bond with DPI or provide DPI with information demonstrating that it has the ability to pay an amount equal to the total amount of scholarships that it expects to receive.

The bill provides that if a child attends a private school under the program, his or her school district of residence must provide transportation to and from the school in certain circumstances. If the child attends a public school under the program, the child's parent is responsible for transporting the child to and from school unless transportation is required in the child's IEP. If the latter applies, the school district that the child attends is responsible for transporting the child. The bill allows a low–income pupil to apply to DPI for reimbursement of transportation costs.

The bill authorizes DPI to bar a school from participating in the program if the school intentionally and substantially misrepresents information required under the bill, routinely fails to comply with financial standards, uses a pupil's scholarship for any purpose other than educational purposes, or fails to refund any scholarship overpayments to the state. The bill directs the Legislative Audit Bureau to contract for a study of the program.

Under the current part–time Open Enrollment Program, a high school pupil may apply to take one or two courses at a public school located outside the pupil's school district of residence under certain circumstances. The pupil's resident school board must pay to the nonresident school board an amount equal to the cost of providing the course to the pupil. The pupil's resident school board may reject the pupil's application under one of two circumstances: 1) the course conflicts with the pupil's IEP; or 2) the cost of paying for the pupil to attend the course would impose an undue financial burden on the resident school district.

This bill allows pupils in all grades to participate in the program. The bill also allows a pupil to attend a UW institution, a technical college, a nonprofit institution of higher education, a tribal college, a charter school, or a nonprofit organization that is approved by DPI. The bill prohibits the educational institution that the pupil attends from charging to or receiving from a pupil or the pupil's resident school board any payment that is in addition to the one determined by DPI.

The bill also eliminates the ability of a resident school board to reject an application on the basis of undue financial burden. However, a resident school board may reject an application if the school board determines that the course the pupil wishes to take at an educational institution does not conform to or support the pupil's academic and career plan or does not satisfy a high school graduation requirement.

This bill requires DPI to ensure that, beginning in the 2017–18 school year, every school board is providing academic and career planning services to pupils enrolled in grades 6 to 12. DPI is also required to purchase, install, and maintain information technology that will be used by school districts statewide to provide

academic and career planning to pupils in grades 6 to 12 and to provide training and technical assistance to school districts and school district staff related to implementing academic and career plans.

Under current law, a pupil enrolled in a home–based private educational program who has met the standards for admission to high school may take up to two courses each semester in any school in the pupil's resident school district if there is space in the classroom. This bill expands this opportunity to permit any pupil enrolled in a home–based private educational program to attend up to two courses in any public school in any school district in the state that has space. The bill permits a school district that allows such a pupil to attend a course to count the pupil for equalization aid purposes as 0.25 pupil for each course the pupil attends.

Current law requires the state superintendent of public instruction to adopt examinations to be administered to pupils in grades four, eight, and ten. Current law also requires the school board of each school district, the operator of each charter school, and the governing body of each private school participating in a parental choice program to administer the examinations to pupils enrolled in those grades in each school in the district, in the charter school, and in the participating private school, respectively.

This bill requires the state superintendent of public instruction to adopt examinations to be administered, beginning in the 2014–15 school year, to pupils in grades nine and eleven in the same manner as examinations are administered in grades four, eight, and ten.

Under current law, each school board and each independent charter school must annually assess all pupils in four–year–old and five–year–old kindergarten for reading readiness using an assessment selected by DPI. If a reading readiness assessment indicates that a pupil is at risk of reading difficulty, the school board or charter school must provide the pupil with certain reading services.

Under this bill, beginning in the 2014–15 school year, each school board and each independent charter school must annually assess all pupils in four–year–old kindergarten to grade two for reading readiness and provide reading services to any pupil who is determined to be at risk of reading difficulty.

This bill directs DPI, annually by June 30, to publish a school and school district accountability report that includes the following components:

1. Multiple measures to determine performance, including pupil achievement and growth in reading and mathematics; measures of college and career readiness; and gaps in pupil achievement and rates of graduation, categorized by race, English language proficiency, disability, and income.

2. An index system to identify a school's level of performance and place each school into one of five performance categories.

Within one year after an independent charter school, or a private school participating in a parental choice program, begins using the student information system established by DPI, DPI must include the school in its annual school accountability report.

This bill creates a grant program through which a qualifying school may receive an award related to the school's performance on the accountability reports issued by

DPI. The bill identifies three categories of qualifying schools: 1) schools placed in a performance category of "significantly exceeds expectations" or "exceeds expectations" on the most recent accountability report; 2) schools that increase the score received on the most recent accountability report by at least three points over the previous accountability report; and 3) schools placed in a performance category of "fails to meet expectations" on the most recent accountability report and that submit a comprehensive school improvement plan to DPI.

Under current law, DPI must develop an educator effectiveness evaluation system (EEES). School districts and independent charter school operators must employ the EEES to evaluate teachers and principals on a variety of measures. This bill permits DPI to charge a fee to school districts and independent charter schools to use the EEES developed by DPI. The bill also permits DPI to award grants to school districts to implement an EEES or equivalent evaluation process.

This bill directs DPI to grant a charter school teaching license to any person who has a bachelor's degree and demonstrates that he or she is proficient in the subject or subjects that he or she intends to teach. The license authorizes the person to teach that subject or those subjects in a charter school. The bill does not explicitly limit the person to teaching only certain grades. The license is valid for three years and may be renewed.

This bill eliminates a requirement that any person teaching an online course in a public school, including a charter school, complete at least 30 hours of related professional development. The bill also prohibits DPI from requiring a teacher licensed to teach in a virtual charter school to complete professional development not required to be completed by teachers who do not teach in a virtual charter school.

Currently, DPI may issue an emergency permit to an applicant who has a bachelor's degree, which authorizes the holder to be employed by a school board as a professional school employee for one specific assignment. The permit is valid for up to one year. This bill directs DPI to ensure that teaching experience gained while a person held an emergency permit counts toward fulfillment of the teaching experience requirement for a license based on experience or for an administrator's license.

This bill prohibits DPI from requiring that a licensed teacher or instructional staff member be physically present in the classroom when the delivery of content or collaborative instruction in the classroom is being provided digitally or through an online course.

Under current law, a school district that is created as the result of consolidation is eligible to receive two types of additional state aid during the five school years following the consolidation. The first type is an increased amount of equalization aid that is the result of a 15 percent increase that is applied to the consolidated school district's shared cost and guaranteed valuation. The second type is special adjustment aid in an amount necessary to ensure that the consolidated school district's general aid is at least equal to the total amount of general aid that the consolidated districts received in the school year before the consolidation (underlying district aid). This bill extends the period during which a consolidated

school district may receive these two types of additional aid to seven years following consolidation and makes the following changes during the extension period:

1. For the sixth school year following the consolidation, a 10 percent increase is applied to the consolidated school district's shared cost and guaranteed valuation factors and the consolidated school district is guaranteed to receive at least 66 percent of the underlying district aid.

2. In the seventh year following the consolidation, a 5 percent increase is applied to the consolidated school district's shared cost and guaranteed valuation factors and the consolidated school district is guaranteed to receive at least 33 percent of the underlying district aid.

Current law directs DPI, the Board of Regents of the UW System, the Technical College System Board, and the Wisconsin Association of Independent Colleges and Universities to enter into a written agreement requiring them to establish and maintain a longitudinal data system of student data that links such data from preschool programs to postsecondary programs. This bill requires that DCF and DWD be parties to the agreement and that work force data be a part of the data system.

This bill requires DPI to provide funding to Teach for America, Inc., to recruit and prepare individuals to teach in low–income or urban school districts.

This bill increases the reimbursement rate to school districts for transporting a pupil who lives more than 12 miles from the school the pupil attends from $220 per school year to $275 per school year.

Current law directs DPI to award a grant to any teacher who is certified by the National Board for Professional Teaching Standards or who is licensed by DPI as a master educator. A person awarded a grant is eligible for additional grants over the succeeding nine years. Beginning with grants awarded in 2014–15, this bill requires that a person who is receiving a grant and is licensed as a master educator have and maintain a rating of "effective" or "highly effective" in the applicable educator effectiveness system.

This bill directs DPI to develop and maintain an online resource, called WISElearn, to provide educational resources for parents, teachers, and pupils; offer online learning opportunities; provide regional technical support centers; provide professional development for teachers; and enable video conferencing.

HIGHER EDUCATION

Under current law, technical colleges receive funding from various sources, including property taxes levied by technical college district boards. Current law also makes various appropriations for technical colleges, including a specified amount of state aid each fiscal year that the Technical College System (TCS) Board is required to allocate to each technical college district. Current law requires the TCS Board to allocate the state aid to districts based on a formula that specifies the costs eligible for the state aid. The formula also allocates a greater percentage of the state aid to districts that have lower property valuations, which are not able to generate as much property tax revenue as districts with higher property valuations.

This bill gradually replaces, in accordance with a specified schedule, the formula under current law with a new formula established by the TCS Board for

allocating the state aid based on a technical college district's performance regarding all of the following criteria (performance criteria): 1) student job placement rates; 2) the number of degrees and certificates awarded in high–demand fields; 3) the number of programs or courses with industry–validated curriculum; 4) the transition of adult students from basic education to skills training; 5) participation in certain dual enrollment programs; and 6) workforce training provided to businesses and individuals. No later than December 31, 2013, the TCS Board must submit a plan for making allocations according to the new formula to the secretary of administration (secretary). Upon approval or modification by the secretary, the TCS Board must administer the plan. The bill also requires the TCS Board to submit a report to the secretary in each fiscal year that describes how the state aid is allocated to each technical college district under the new formula.

This bill directs the Board of Regents of the UW System to award grants to UW institutions to provide funding for:

1. Economic development programs.

2. Programs that have as their objective the development of an educated and skilled workforce.

3. Programs to improve the affordability of postsecondary education for resident undergraduates.

The bill directs the Board of Regents to report annually to DOA on the programs awarded a grant. The report must include the goals, budget, and results for each program and a systemwide summary of all programs funded.

The bill consolidates a number of separate appropriations to the TCS Board for grants to technical college districts for various purposes except for aid for driver training. The bill provides that all such grants are discretionary, not mandatory, and authorizes the TCS Board to award grants to district boards for activities related to improving district performance.

Current law imposes a limit of 1.5 mills on the property taxes levied by a technical college district board for the operation of the district. This bill eliminates that limit.

This bill imposes a limit on the increase in a technical college district board's operating levy. Under the bill, no district board may increase its tax levy by a percentage that exceeds a percentage equal to the greater of zero percent or the percentage change in the district's equalized value due to the aggregate new construction, less improvements removed, in municipalities located in the district during the previous year.

If a district board's allowable levy is greater than its actual levy in any year, the district board may by a three–fourths vote increase its limit in the succeeding year by the difference, up to a maximum of 0.5 percent of its actual levy. If a district board wishes to exceed its limit, it must adopt a resolution to that effect and hold a district–wide referendum. If a district board exceeds its limit without the approval of the electors, the state technical college system board must reduce the district's aid payments by the amount of the excess.

Current law requires that the Board of Regents of the UW System and the chancellor of UW–Madison submit compensation plans for UW employees to the

director of the Office of State Employment Relations (OSER), who then makes recommendations for UW employee compensation to the Joint Committee on Employment Relations (JCOER) for approval. This bill eliminates the requirements that the Board of Regents and the chancellor of UW–Madison submit the plans to the director of OSER and receive JCOER approval. In addition, the bill eliminates all funding for the Board of Regents from the compensation reserve, a pool of moneys used to fund salary adjustments for UW System employees. Under the bill, salary adjustments are funded from moneys directly appropriated to the Board of Regents.

Current law requires the Board of Regents to establish policies for transferring credits between institutions within the system. The policies must designate the courses that are transferable without loss of credit toward graduation or toward completion of a specific course of study. In addition, current law allows the Board of Regents to establish policies for transferring credits with educational institutions outside the system. Current law also allows the TCS Board, in agreement with the Board of Regents, to designate courses that are transferable for collegiate credit between the technical colleges and the UW System.

This bill requires the Board of Regents and the TCS Board to enter into an agreement regarding transfer of credit for 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 (core general education courses). The agreement must ensure that, beginning in the 2014–15 academic year, not fewer than 30 credits of such courses are transferable within and between each UW school and technical college. The agreement must also ensure that the courses are transferrable without loss of credit toward graduation or toward completion of a specific course of study.

The bill also requires the Board of Regents and the TCS Board to ensure that in–state tribally controlled colleges (tribal colleges) and that nonprofit institutions of higher education that are members of the Wisconsin Association of Independent Colleges and Universities have an opportunity to participate in the agreement. If a tribal college or private school participates, the agreement must ensure that credits for core general educational courses are transferable within and between each participating tribal college and private school, as well as UW schools and technical colleges.

Under current law, a veteran who was a resident of this state when he or she entered the armed forces and who meets certain additional criteria is eligible for a full remission of tuition and segregated fees at a UW institution, or of tuition and materials fees at a technical college, for 128 credits or eight semesters, whichever is longer. This bill makes the following changes to this fee remission program for eligible veterans:

1. The veteran must have been a resident of this state when he or she entered the armed forces or for at least five consecutive years.

2. In determining a veteran's residence at the time he or she entered the armed forces, the state from which the veteran entered is irrelevant.

3. A veteran must maintain a cumulative grade point average of at least 2.0 to remain eligible for the fee remission.

Under current law, the spouse and children of a veteran who was a resident of this state when he or she entered the armed forces and to whom one of the following applies is eligible for the same tuition remission:

1. The veteran, while a state resident, died while on active duty, as the result of a service–connected disability, or in the line of duty while in training.

2. The veteran has been awarded at least a 30 percent service–connected disability rating by the U.S. Department of Veterans Affairs.

Under current law, with certain exceptions, a spouse is eligible for a fee remission under this program only if he or she is a state resident and only for the first ten years after the veteran receives the disability rating or after the veteran dies. A child is eligible only if he or she is a state resident and is at least 17 and not yet 26 years old. This bill makes the same changes to this fee remission program as it makes to the first–described program and eliminates the ten–year limitation for a spouse.

With certain exceptions, current law, beginning on July 1, 2013, prohibits the Board of Regents and all UW Schools, including the UW–Extension (UW schools) from being a member, shareholder, or partner in organizations that provide telecommunications services, including Internet–related services. Current law includes an exception for organizations that are comprised entirely of universities and university–affiliated research facilities.

This bill creates a new exception for an organization that advances research or higher education, except that an association called WiscNet does not qualify for the new exception. The bill's new exception applies if the Board of Regents or a UW school served as a member, shareholder, or partner in the organization on February 1, 2013, or if the DOA secretary determines that the organization qualifies for the exception. If the bill's new exception applies, the Board of Regents or UW school may use the organization's services and may also participate in the organization's operations or provide certain services to the organization, but only if the participation, or provision of services, is in connection with the Board of Regents' or UW school's use of the organization's services.

This bill makes an appropriation to the Board of Regents for costs incurred by the UW Carbone Cancer Center (center) that relate to translational imaging research, research imaging and scanning, research imaging equipment, and the Wisconsin Oncology Network. The bill also requires the center to submit a plan to the secretary of administration for raising matching funds from federal, private, and other sources to help defray the foregoing costs. The bill prohibits any release of moneys from the appropriation until the secretary of administration approves the fund–raising plan.

This bill directs the Board of Regents annually to allocate $1,500,000 for the Wisconsin Academy for Rural Medicine and the Training in Urban Medicine and Public Health Program at the UW School of Medicine and Public Health.

OTHER EDUCATIONAL AND CULTURAL AGENCIES

Current law appropriates to the Higher Educational Aids Board certain general purpose revenue for the support of Wisconsin residents who are pursuing doctor of dental surgery degrees at the Marquette University Dental School and caps

the number of students who may be so funded at 160. This bill increases that cap to 200.

Under current law, the Educational Approval Board (EAB) inspects and approves private trade, correspondence, business, and technical schools to protect the students of those schools, prevent fraud, and encourage accepted educational standards at those schools. Currently, EAB is attached to the TCS Board for administrative purposes. This bill attaches EAB to DSPS for administrative purposes.

EMPLOYMENT

Currently, with limited exceptions, in order to become and remain eligible to receive unemployment insurance benefits for any week, a claimant is required, among other things, to register for work and to conduct a reasonable search for suitable work within that week, which must include at least two actions that constitute a reasonable search as prescribed by rule by DWD. This bill requires each claimant to register for work in the manner directed by DWD and increases the minimum number of actions that a claimant must undertake to become and remain eligible for benefits to at least four actions per week.

ENVIRONMENT

Air quality

The federal government has delegated to DNR the authority to administer the federal Clean Air Act in this state. The Clean Air Act requires operators of certain stationary sources of air pollution, such as large factories, to have operation permits (federal operation permits). State law requires operators of additional stationary sources of air pollution to have operation permits (state operation permits).

Generally, current law requires an operator who has a federal operation permit to pay an annual fee of $35.71 per ton of certain pollutants emitted in the previous year, subject to a cap. This bill increases the amount of the annual fee imposed on operators who have federal operation permits to $46.71 per ton in 2014 and $59.81 per ton in 2015. After 2015, the fee per ton is increased by 4 percent annually.

Generally, current law requires an operator who has a state operation permit to pay a fee of $300 per year. This bill increases the fee to $725 per year.

Environmental cleanup

Currently, this state operates a program known as PECFA to reimburse owners of certain petroleum product storage tanks for a portion of the costs of cleaning up discharges from those tanks. Under current law, DSPS administers PECFA, with involvement by DNR. Current law also authorizes DSPS to provide funding for the removal of abandoned underground petroleum product storage tanks. This bill transfers the administration of PECFA and the authority to fund the removal of those tanks from DSPS to DNR.

Water quality

Under current law, both DSPS and DNR administer laws regarding erosion control at construction sites. DSPS has erosion control authority over building sites for public buildings, buildings that are places of employment (commercial buildings), and one–family and two–family dwellings. DNR has erosion control authority over

sites where the construction activities do not include the construction of a building, such as sites involving street or bridge construction.

This bill transfers from DSPS to DNR erosion control authority over construction sites with a land disturbance area of one or more acres, regardless of whether the construction activity includes the construction of a building. Under the bill, DSPS retains authority over construction sites with a land disturbance area of less than one acre and that involve the construction of a commercial building or a one–family or two–family dwelling.

Current law requires certain persons who discharge storm water to obtain a storm water discharge permit. This bill specifies that this permit requirement applies to conveyances of storm water associated with a construction site, including a building construction site.

Under the Clean Water Fund Program, this state provides financial assistance for projects for controlling water pollution, including loans at subsidized interest rates. This bill sets the present value of the Clean Water Fund Program subsidies that may be provided during the 2013–15 biennium at $76,700,000.

Under the Safe Drinking Water Loan Program, this state provides loans at subsidized interest rates to local governmental units for projects for the construction or modification of public water systems. This bill sets the present value of the Safe Drinking Water Loan Program subsidies that may be provided during the 2013–15 biennium at $29,600,000 and increases the general obligation bonding authority for the Safe Drinking Water Loan Program by $7,100,000.

Under current law, DNR administers a program to provide financial assistance for projects to reduce nonpoint source water pollution in areas that are targeted due to surface water quality problems. This bill increases the authorized general obligation bonding authority for this program by $7,000,000.

Under current law, DNR administers programs to provide financial assistance for the management of urban storm water runoff and for flood control and riparian restoration projects. This bill increases the general obligation bonding authority for these programs by $5,000,000.

Current law authorizes DNR to pay a portion of the costs of a project to remove contaminated sediment from Lake Michigan or Lake Superior or their tributaries. This bill increases the general obligation bonding authority for sediment removal projects by $5,000,000.

GAMBLING

Current law regulates the operation of crane games by requiring DOA registration of a crane game before it is set up for play, and before the owner may collect any proceeds from the game. A crane game is an amusement device involving skill that rewards the player exclusively with prizes, toys, and novelties of limited value contained within the device. This bill repeals all provisions that regulate the operation of crane games.

Under current law, a lottery prize winner may receive payment of the prize either in the form of a lump sum or in installments as an annuity. If a prize winner dies before all of the annuity payments are made, the remainder of the prize may be paid to the person's estate. This bill specifically provides that in the case of the death

of a prize winner, any installments that have not been paid shall be paid to the winner's estate. The bill also authorizes the personal representative of an estate to choose for the estate to receive the remaining installments as a lump sum. It also allows persons, other than prize winners, who are receiving annuity payments of unpaid prize money to choose a lump sum payment. The ability to choose a lump sum payment is not available when the prize money is from a multistate lottery.

HEALTH AND HUMAN SERVICES

PUBLIC ASSISTANCE

Under current law, DHS administers the federal Supplemental Nutrition Assistance Program (SNAP), formerly known as the food stamp program and currently known in Wisconsin as FoodShare, under which eligible households receive benefits to purchase food at retail food stores. Under current law, with certain exceptions, DHS may require a recipient of SNAP benefits who is able and who is 18 to 60 years of age to participate in the FoodShare employment and training program (FSET) to be eligible for SNAP benefits, including an individual who is the caretaker of a child under the age of 12 weeks.

This bill authorizes DHS to implement a federal policy under which DHS may limit the amount of SNAP benefits that an able–bodied adult may receive to three months during a three–year period if the adult does not meet certain work requirements. An able–bodied adult, as defined by the bill, is an individual who is 18 to 49 years old, is fit for employment, is not a parent of a household member who is younger than 18, is not pregnant, and is not otherwise exempt from specific work requirements under federal law. DHS may implement this policy in addition to the current employment and training program. This bill also expands the FSET participation requirement exception for an individual who is the caretaker of a child under the age of 12 weeks to a caretaker of a child under the age of six years to comply with federal law.

Under current law, the transitional jobs demonstration project, under which DCF pays wage subsidies to employers who employ low–income individuals in transitional jobs, will end on July 1, 2013. This bill creates a Transform Milwaukee Jobs program (TMJ program) that is very similar to the transitional jobs demonstration project. Under the TMJ program, an employer, or a person with which DCF contracts to administer the program (contractor), that employs a program participant must employ the participant at least 20 hours per week at a location in this state and pay at least minimum wage. DCF pays the employer or contractor a wage subsidy that is equal to the wage the employer or contractor pays the participant, up to 40 hours per week at minimum wage, and may reimburse the employer or contractor for certain taxes and other expenses that are attributable to employment of the participant.

Current law prohibits any person from disclosing information about individuals applying for or receiving benefits under a number of public assistance programs for any purpose not related to administration of the programs. DCF is authorized, however, to disclose such information to DOR for the sole purpose of administering state taxes. The bill provides that DCF and DHS may disclose such information by transmitting or allowing access to electronic data, that administering

state taxes includes verifying refundable income tax credits, and that the information may also be disclosed for the purpose of collecting debts owed to DOR.

WISCONSIN WORKS

The Wisconsin Works (W–2) program under current law, which is administered by DCF, provides work experience and benefits for low–income custodial parents who are at least 18 years old. Also, an individual who is the parent of a child under the age of 13 or, if the child is disabled, under the age of 19, who needs child care services to participate in various educational or work activities, and who satisfies other eligibility criteria may receive a child care subsidy for child care services under the W–2 program. This child care subsidy program is known as Wisconsin Shares. The bill makes the following changes to Wisconsin Shares:

1. Under current law, DCF reimburses child care providers or distributes funds to county departments or tribal governing bodies for child care services provided under Wisconsin Shares and to private nonprofit agencies that provide child care for children of migrant workers. This bill provides that, in addition to the ways in which DCF may distribute child care subsidy funds under current law, DCF may issue benefits directly to individuals who are eligible for the subsidies.

2. Under current law, counties set maximum rates, which are approved by DCF, for child care services under Wisconsin Shares. However, DCF may modify an individual child care provider's maximum rate on the basis of the child care provider's quality rating under the quality rating plan known as YoungStar. Current law allows DCF to increase the maximum rate for a provider who receives a four–star rating under YoungStar by up to 5 percent. Under this bill, DCF determines the maximum rates for child care services under Wisconsin Shares. This bill also authorizes DCF to increase the maximum rate for a child care provider who receives a four–star rating under YoungStar by up to 10 percent beginning January 1, 2014.

3. Under current law, individuals receiving child care subsidies under Wisconsin Shares must pay, as a copayment for the child care, a percentage of the cost of the child care specified by DCF in a printed copayment schedule. The bill changes the copayments that eligible individuals must pay for child care to the difference between the cost of the child care provided by the provider selected by the individual and the subsidy amount.

4. Under the bill, if a noncustodial parent of a child is required to pay child support and the custodial parent of the child is a participant in W–2 or is eligible to receive a child care subsidy for the child under Wisconsin Shares, the noncustodial parent is eligible to receive the following services and benefits under W–2:

a. Job search assistance and case management services.

b. A monetary stipend for up to four months.

c. Work experience in one trial employment match program job.

5. The bill allows any noncustodial parent who is ineligible for a job access loan solely because the individual is not a custodial parent to receive a job access loan under W–2 to enable the individual to obtain or continue employment.

6. The bill provides that an individual who is eligible for a child care subsidy under Wisconsin Shares may use the subsidy for child care that is provided by an out–of–state provider. The rate at which the out–of–state provider is paid is based

on the maximum rate paid to a provider in the county in which the eligible individual resides or the out–of–state provider's actual rate, whichever is lower.

W–2 provides work experience to a participant through placement in one of a number of different employment positions, depending on the participant's skills, training, and experience. For one of the employment positions, called trial jobs, a W–2 agency pays a wage subsidy to a private employer that employs a W–2 participant. The bill terminates the trial job employment position and replaces it with a trial employment match program (TEMP) that has the same features as the trial job employment position, except for a few changes.

Under current law, a W–2 agency pays an employer a wage subsidy of not more than $300 per month for full–time employment of a participant in a trial job. Under the bill, in TEMP the W–2 agency and employer negotiate the wage subsidy, which is be paid for every hour that the participant actually works, up to 40 hours per week, at not less than the applicable minimum wage. In addition, the W–2 agency may reimburse the employer for all or a portion of certain taxes and other costs associated with employment of the participant. The bill changes the maximum time in a TEMP job from up to three months to up to six months, with a possible three–month extension. Currently, an employer that employs a participant in a trial job must agree to make a good faith effort to retain the participant as a permanent unsubsidized employee after the wage subsidy under the trial job ends. For TEMP the bill adds that, if the employer does not retain the participant, the employer must serve as an employment reference for the participant or must provide the W–2 agency with a written performance evaluation with recommendations for improvement.

In addition to replacing trial jobs with TEMP, the bill repeals the real work, real pay employment position in W–2, eliminates the subsidized private sector employment program, and eliminates the workforce attachment and advancement program.

Medical Assistance

Currently, DHS administers the Medical Assistance (MA) program, which is a joint federal and state program that provides health services to individuals who have limited resources. Some services are provided through programs that operate under a waiver of federal Medicaid laws, including services provided through BadgerCare Plus (BC+) and BadgerCare Plus Core (BC+ Core). Under current law, BC+ has a standard plan with a larger set of benefits and a Benchmark plan with fewer benefits.

Under current law, family income is the total gross earned and unearned income received by all members of a family. Beginning on January 1, 2014, under the bill, for purposes of determining eligibility for BC+ and BC+ Core, family income is defined under a federal regulation that uses an income calculation based on modified adjusted gross income. The bill also makes other changes to calculation of income and family size for BC+ and BC+ Core on January 1, 2014, or sooner.

Under current law, certain individuals are eligible for benefits under the BC+ standard plan. Beginning in January 1, 2014, under the bill, a pregnant woman must have an income that does not exceed 133 percent of the federal poverty line

(FPL) to be eligible for BC+ standard plan benefits. Also, beginning on January 1, 2014, the bill reduces the income eligibility level for the BC+ standard plan for parents and caretaker relatives from not more than 200 percent of the FPL to not more than 100 percent of the FPL before a 5 percent income disregard is applied. The bill defines, beginning on January 1, 2014, for purposes of eligibility of a parent or caretaker relative, a "dependent child." The bill also changes criteria for presumptive eligibility, retroactive eligibility, and transitional MA.

The bill retains the current law ineligibility provisions for certain individuals with health insurance coverage or access to coverage during certain times and adds, with certain limitations, individuals to the types of individuals for whom access to coverage results in ineligibility and specifies the types of insurance that result in ineligibility. Under the bill, certain individuals are ineligible for BC+ if they have private major medical insurance with a certain premium. The bill also adds certain individuals to those who are ineligible for BC+ for three months for not maintaining certain types of health coverage.

Beginning on January 1, 2014, the bill eliminates eligibility for the BC+ Benchmark plan for all of the following individuals: pregnant women whose family income exceeds 200 percent but does not exceed 300 percent of the FPL and children under one year of age of those women; certain other pregnant women; and parents or caretaker relatives whose family income includes self–employment income and does not exceed 200 percent of the FPL under a certain calculation. Under the bill, beginning on January 1, 2014, an unborn child whose family income exceeds 200 percent of the FPL but does not exceed 300 percent of the FPL is eligible for Benchmark but only for prenatal care benefits. On January 1, 2014, the bill eliminates the ability for children whose family incomes exceed 300 percent of the FPL to receive Benchmark plan benefits by paying the full member per month cost of coverage.

If the federal Department of Health and Human Services (federal DHHS) allows, under the bill, DHS may provide an alternate Benchmark plan to adult individuals who are not pregnant, whose family incomes exceed 100 percent of the FPL, and who are otherwise eligible for BC+. The alternate Benchmark plan, if provided, provides coverage for benefits similar to those in a commercial, major medical insurance policy and may charge higher copayments than are charged for the standard plan, with certain limitations.

The bill allows DHS to administer medical home initiatives as service delivery mechanisms to provide and coordinate care for individuals who are eligible for services under a fee–for–service model of MA, including BC+ and BC+ Core.

Current law requires certain individuals to pay premiums for BC+. The bill requires an adult parent or adult caretaker who is not pregnant, disabled, or American Indian and whose family income exceeds 133 percent of the FPL and, if the federal DHHS approves, a child who is not disabled and whose family income is at a level determined by DHS but at least 150 percent of the FPL, to pay a premium for BC+.

Under current law, if an individual does not pay a required premium or requests termination of coverage under BC+, the coverage under BC+ is terminated and a

six–month ineligibility period begins. The bill changes the ineligibility period for an adult to 12 months except for any month in which the former recipient's family income does not exceed 133 percent of the FPL. For a child, the bill retains the six month ineligibility period except for any month in which the child's family income does not exceed 150 percent of the FPL; however, if the federal DHHS approves, the ineligibility period becomes 12 months.

Under current law, DHS also administers BC+ Core, which provides basic primary and preventive care to adults who are under age 65, who have family incomes that do not exceed 200 percent of the FPL, and who are not otherwise eligible for MA, including BC+. The bill requires certain childless adults with a family income exceeding 133 percent of the FPL to pay a premium for BC+ Core benefits. Beginning January 1, 2014, the bill allows only those individuals whose family incomes do not exceed 100 percent of the FPL, before a 5 percent income disregard is applied, to be eligible for BC+ Core.

The bill allows DHS to enroll a child who is receiving services through the early intervention program in a special plan, if the federal DHHS approves.

Under current law, DHS is required to develop a purchasing pool, which is not an MA program and is known as Badger Rx Gold, for pharmacy benefits and set eligibility requirements to obtain prescription drug coverage through the purchasing pool. The bill eliminates Badger Rx Gold.

Under current law, an individual who would be eligible for MA based on eligibility for supplemental security income (SSI), but who is not eligible for SSI because he or she is employed and has too much earned and unearned income to be eligible, may pay premiums for coverage under MA if his or her family's net income is less than 250 percent of the FPL and his or her assets do not exceed $15,000, excluding certain assets. This program is known as the MA purchase plan (MAPP).

The bill makes a number of changes to the eligibility and premium requirements under MAPP. Under current law, when determining an individual's net income, certain disregards are deducted from the individual's and his or her spouse's total earned income, then the individual's and his or her spouse's total unearned income is added. Under the bill, the same disregards are deducted from the individual's and his or her spouse's earned and unearned income combined, then a new deduction of up to $500 per month of the individual's out–of–pocket medical and remedial expenses and long–term care costs is applied. The bill requires that, to be engaged in gainful employment, which is required for eligibility, an individual must be paying, or having withheld, certain taxes, and requires that DHS verify, through documentation provided by the individual, both the individual's income from work activity and payment or withholding of taxes.

Currently, premiums for MA coverage under MAPP are calculated by adding together all of the individual's unearned income, after certain specified amounts are deducted, and then adding 3 percent of the individual's earned income. DHS waives any premiums below $25 per month. In addition, DHS does not assess a premium if the individual's total earned and unearned income is below 150 percent of the FPL *for a family the size of the individual's family.* Under the bill, an individual whose total earned and unearned income is at least 150 percent of the FPL *for an individual*

is required to pay a premium. The premium is equal to 3 percent of the individual's total earned and unearned income, after deducting the same amounts that are deducted under current law from an individual's unearned income, and then rounded down to the nearest $25. A minimum monthly premium of $50 is set, however, for anyone whose calculated premium is below that amount.

Certain MA programs consider an individual's income and assets when determining eligibility and any cost–sharing requirements. Under the bill, when determining eligibility or cost–sharing requirements under various MA programs, including Family Care and MAPP, DHS must exclude, to the extent approved by the federal government, independence accounts and retirement benefits that accumulated or were earned through employment income or employer contributions while the individual was employed and receiving MA coverage under MAPP. An independence account is a DHS–approved account that consists of savings from income earned while an individual is covered under MAPP.

Under current law, an individual who divests income or assets, or disposes of income or assets for less than fair market value, may be ineligible for MA for a certain period of time. Current law specifies a method for determining the starting date for an ineligibility period for MA resulting from a divestment. This bill specifies that the current law method applies to applicants for MA. For recipients of long–term care services through MA, the bill sets as the starting date for an ineligibility period the first day of the month following the month in which the individual receives advance notice of that ineligibility period.

Under current law, the purchase by an individual or his or her spouse of a promissory note, loan, or mortgage is a transfer of assets for less than fair market value that triggers an ineligibility period unless certain circumstances apply, including that the loan's terms prohibit cancellation of the balance upon the death of the lender. This bill specifies that a promissory note in which the debtor is a presumptive heir of the lender or in which neither the lender nor debtor has any incentive to enforce repayment is considered canceled upon the death of the lender for purposes of divestment and eligibility for MA.

Current law provides for protection of certain income and resources for a spouse who is not receiving long–term care services through MA, known as the community spouse, of an institutionalized individual. This bill specifies that even though the community spouse's resources are considered unavailable, the transfer of those resources or other assets by the community spouse within the first five years of the institutionalized spouse's eligibility for MA may result in a period of ineligibility for MA. The bill also allows DHS to deny MA eligibility to an institutionalized spouse if the institutionalized spouse and community spouse do not provide the total value of their assets and information on income and resources to the extent required under federal law or do not sign the MA application.

Current law allows a community spouse to have a minimum monthly maintenance needs allowance (MMMNA) and the community spouse is allowed a resource allowance to generate the income to provide the MMMNA. If either spouse establishes at a fair hearing that the resource allowance determined outside the fair hearing does not generate enough income to meet the MMMNA, DHS is required to

establish an amount that results in a sufficient MMMNA. The bill specifies on what DHS must base the amount to be used to raise the income to the level of the MMMNA and that any resource may be transferred to provide that amount.

Under current law, eligibility for the MA program for the medically indigent is contingent on the applicant's property not exceeding certain parameters including that the total face value of all life insurance policies that have a cash surrender value is $1,500 or less. The bill changes this parameter such that those applicants are eligible only if the combined cash surrender value of all life insurance policies with cash surrender values, including riders and other attachments, is $1,500 or less.

One of the benefits provided under MA is psychosocial services provided by the staff of a community–based psychosocial service program. This benefit, however, is available to a recipient under MA only if the county in which the recipient resides elects to make this benefit available under MA, in which case DHS reimburses a provider of the services for the portion of the allowable MA charge that is provided by the federal government and the county reimburses the provider for the remainder of the allowable MA charge. The bill provides that, if a county delivers this MA benefit on a regional basis, DHS will reimburse a provider both for the allowable MA charge that is provided by the federal government and for the remainder of the allowable charge.

Federal law requires that an MA recipient receive benefits in the state in which he or she resides. With some exceptions, the bill requires DHS to electronically verify the residence of an applicant for MA for purposes of determining eligibility and of a recipient of MA for purposes of determining continued eligibility when a recipient's eligibility is reviewed. If DHS is unable to electronically verify residence, an applicant or recipient must then provide DHS with adequate proof of residency.

Under current law, if an MA recipient has health care coverage from another source (third party), such as a health insurance policy or an employer's self–insured health plan, DHS is entitled to be reimbursed by the third party for any MA payments that DHS has made. This bill requires a third party to accept claims from DHS electronically for reimbursement of payments made under MA.

CHILDREN

Under current law, if a county that investigates a report of child abuse or neglect determines that a specific person has abused or neglected the child, the person may appeal the determination in accordance with procedures established by DCF by rule. This bill requires a county that makes an initial determination that a specific person has abused or neglected a child to provide the person with an opportunity for a review of that initial determination in accordance with rules promulgated by DCF before the county may make a final determination. The bill also grants the person the right to a contested case hearing on that determination and judicial review of the final administrative decision following the contested case hearing.

Subject to certain exceptions, current law requires DCF to maintain the confidentiality of records kept or information received about an individual who is or was in the care or legal custody of DCF. The bill permits DCF to provide to DOR information concerning a recipient of payments for out–of–home care for a child

solely for the purposes of administering state taxes and collecting debts owed to DOR.

This bill creates an Office of Children's Mental Health (office) in DHS and requires the office to study and recommend ways, and coordinate initiatives, to improve the integration across state agencies of mental health services provided to children and monitor the performance of programs that provide those services. Under the bill, the director of the office is appointed by the governor to serve at the pleasure of the governor.

Under current law, a person who is licensed to operate a child care center, certified as a child care provider for purposes of reimbursement under Wisconsin Shares, or contracted by a school board to operate a child care program (collectively, "child care provider") is eligible for reimbursement under Wisconsin Shares. Current law, however, requires a person to undergo a background investigation before becoming licensed, certified, or contracted or before becoming a caregiver or nonclient resident of a child care provider. This bill requires a child care provider that is receiving, or that wishes to receive, payment under Wisconsin Shares or an adult nonclient resident or caregiver of such a child care provider to be fingerprinted as part of his or her background investigation and permits the person to be charged a fee for the fingerprinting.

Under current law, an order of the court assigned to exercise jurisdiction under the Children's Code (juvenile court) that places or continues the placement of a child in an out–of–home placement terminates when the child reaches 19 years of age, if the child is a full–time student at a secondary school or its vocational or technical equivalent and is reasonably expected to complete the program before reaching 19 years of age, unless the juvenile court specified a shorter period or terminates the order sooner.

This bill provides that such an order terminates when the child reaches 21 years of age if the child is a full–time student at a secondary school or its vocational or technical equivalent and if an Individualized Education Program is in effect for the child, unless the juvenile court specified a shorter period or terminates the order sooner.

Under current law, the amount of a subsidized guardianship payment payable to the guardian of a child in need of protection or services is equal to the foster care payment received by the guardian for the month preceding the month in which the guardianship order was granted, unless a lesser amount is agreed to by the guardian. Similarly, the initial amount of adoption assistance payable to the adoptive parents of a child with special needs is equivalent to the foster care or subsidized guardian payments received by the adoptive parents at the time the adoption assistance agreement was signed, and the initial amount of adoption assistance for a child who was not in that care immediately prior to placement for adoption is the uniform foster care rate applicable to the child at that time, unless a lesser amount is agreed to by the adoptive parents.

This bill requires the amount of a monthly subsidized guardianship payment or the initial amount of adoption assistance to be based on the circumstances of the guardian or adoptive family and the needs of the child, but provides that those

amounts may not exceed the payments received by the guardian or adoptive parents or the uniform foster care rate, whichever is applicable, for the month preceding the month in which the guardianship order was granted or at the time the adoption assistance agreement was signed.

Under current law, when the juvenile court or a tribal court enters an order terminating parental rights to a child (TPR), the juvenile court or tribal court may transfer guardianship of the child to DCF, which is then responsible for securing the adoption of the child. This bill requires DCF, under those circumstances, to seek a permanent adoptive placement for the child or to seek to enter into a subsidized guardianship agreement with a proposed guardian of the child.

Current law requires DCF to distribute grants for children's community programs to counties for the purpose of supplementing payments for the care of certain individuals residing in foster homes so that those individuals may live in a family home or other noninstitutional situation after attaining age 18.

This bill provides that a county is eligible to receive funding for that purpose only if the county received such funding in fiscal year 2012–13. In addition, the bill requires DCF to distribute grants for children's community programs to counties for the purpose of assisting individuals who attain the age of 18 while residing in out–of–home care to make the transition from out–of–home care to independent living.

Under current law, DCF provides funding from various appropriations to the Indian tribes of this state for various tribal family services, including tribal adolescent services, domestic abuse services, child care services, and child welfare services. This bill consolidates funding for those various tribal family services into a single appropriation, permits DCF to distribute tribal family services grants from that appropriation to the elected governing bodies of those Indian tribes, and permits such an elected governing body to expend the grant moneys as determined by that body.

Under current law, the Child Abuse and Neglect Prevention Board (CANPB) may award grants to organizations to fund programs that provide direct parent education, family support, and referrals to other social services and outreach programs (family resource center grants). Current law prohibits an organization from receiving family resource center grants totaling more than $150,000 in any year and prohibits the CANPB from allocating more than $150,000 in a fiscal year for family resource center grants to organizations located in Milwaukee County. This bill eliminates those caps.

Under current law, CANPB is attached to DCF for administrative purposes. This bill transfers CANPB to DOA.

Current law specifies basic maintenance rates that are paid by the state or a county to a foster parent for the care and maintenance of a child. This bill increases those rates by 2.5 percent beginning on January 1, 2014, and by an additional 2.5 percent beginning on January 1, 2015.

HEALTH

The bill requires DHS to distribute two types of grants for graduate medical training programs (residency programs). First, DHS must distribute grants to assist

hospitals or groups of hospitals in procuring infrastructure and increasing case volume in order to develop accredited residency programs. The bill requires recipients of these grants to provide matching funds and limits the terms of the grants to three years. Second, DHS must distribute grants to assist hospitals that have existing residency programs in certain specialty areas with maintaining those programs. The bill limits these grants to $50,000 per state fiscal year per hospital, except that DHS must also award additional federal matching funds if DHS receives those funds.

Under current law, DHS and DETF may contract with a data organization (organization) to request health care claims information from health insurers and insurance plan administrators. The organization must analyze and publicly report this information with respect to the cost, quality, and effectiveness of health care; provide DHS with health care claims information and reports upon request; and maintain a centralized data repository. If DHS and DETF determine that the organization is not fulfilling certain requirements, DHS must carry out these functions itself. The bill requires the organization to take actions including all of the following: 1) provide an Internet site to offer health care provider cost and quality data and reports to consumers; 2) conduct statewide consumer information campaigns to improve health literacy; and 3) provide software to allow providers to validate data prior to its publication on the Internet site.

Under current law, DHS licenses community–based residential facilities (CBRFs). DHS must inspect a CBRF before issuing a permanent license to operate a CBRF and must also, for certain applicants, conduct a second inspection before issuing the permanent license. Under the bill, for those applicants, DHS must conduct the first inspection and then evaluate the CBRF before issuing a permanent license to operate. DHS may, but is not required to, conduct the second inspection for those applicants as part of that evaluation.

MENTAL ILLNESS AND DEVELOPMENTAL DISABILITIES

Under current law, the county board of a county or a federally recognized American Indian tribe or band (tribe) may establish an initiative to provide coordinated treatment, education, care, services, and other resources to children who are involved in two or more defined systems of care and to their families (initiative). A county or tribe that establishes an initiative must appoint a coordinating committee and designate an administering agency. Initiatives satisfying certain requirements may apply for state funding. The bill allows for the creation of multi–entity initiatives, which include more than one county or tribe. An agreement to establish a multi–entity initiative must specify a lead administrative county or tribe, which must then appoint the membership of the coordinating committee. The bill allows multi–entity initiatives to apply for state funding and permits DHS to establish certain additional requirements for multi–entity initiatives, even if those criteria conflict with the requirements for single–county and single–tribal initiatives.

Under current law, DHS makes grants to certain community programs. The bill allows DHS to also distribute moneys in each fiscal year, beginning in 2014–15,

to regional peer–run respite centers for individuals with mental health and substance abuse concerns.

OTHER HEALTH AND HUMAN SERVICES

Under current law, DHS must recover the amount of certain benefits (recoverable public assistance benefits) provided to individuals under certain programs (public assistance programs) by making claims against the estates of the individuals or their spouses. Recoverable public assistance benefits include benefits provided to individuals with hemophilia, cystic fibrosis, or kidney disease under the disease aids program; benefits under certain long–term care programs, including Family Care; and MA benefits provided to individuals residing in nursing homes. Also under current law, DHS may collect the amounts of those recoverable public assistance benefits provided to an individual or his or her spouse from the nonprobate property of the individual by sending an affidavit to a person who possesses the property. The bill makes some changes to those recoverable public assistance benefits recovery programs.

The bill defines the property, both estate property and nonprobate property, that is subject to recovery by DHS as all real and personal property to which the individual who received the recoverable public assistance benefits under a public assistance program (recipient) held any legal title, or in which the recipient had any legal interest, immediately before death, including assets transferred to an heir or a survivor, such as jointly owned property or property transferred by a living trust. In addition, the property subject to recovery includes any real or personal property in which the recipient's spouse had an ownership interest at the recipient's death and in which the recipient had a marital property interest at any time within five years before the recipient applied for the public assistance program or during the time that the recipient was eligible for the public assistance program. The bill provides that there is a rebuttable presumption that all nonprobate property, and all property in the estate, of the recipient's deceased surviving spouse was marital property held with the recipient and that 100 percent of that property is subject to recovery by DHS. As under current law, however, DHS may not recover nonprobate property or property in an estate if the deceased person has a surviving spouse or a child who is under age 21 or disabled, in which case DHS receives a lien in the amount that it may recover on any of the deceased person's real property.

The bill expands on the procedure under current law for recovery of nonprobate property by specifying all of the following: what information must be provided in an affidavit by DHS to a person who possesses property of a decedent; what costs will be allowed if the property was real property and the person has sold the property; that the person receiving an affidavit has the right to a fair hearing on the value of the recipient's interest in the property and how the recipient's interest is determined; and that DHS may bring an action or issue an order to compel transmittal of the property if the person does not transmit the property to DHS after receiving an affidavit.

The bill establishes procedures for DHS to follow with respect to real property owned by a recipient, both before and after death. DHS must create three documents for recording in the office of the register of deeds: 1) a REQUEST FOR NOTICE OF

TRANSFER OR ENCUMBRANCE AND NOTICE OF POTENTIAL CLAIM (REQUEST); 2) a TERMINATION OF REQUEST FOR NOTICE OF TRANSFER OR ENCUMBRANCE AND NOTICE OF POTENTIAL CLAIM (TERMINATION); and 3) a CERTIFICATE OF CLEARANCE (CLEARANCE). Whenever a recipient, upon becoming eligible for a public assistance program or during the time that the recipient is eligible for a public assistance program, has a current ownership interest in real property, or has a spouse with a current ownership interest in real property in which the recipient had a marital property interest at any time within the five years before applying for the public assistance program or during the time that the recipient is eligible for the public assistance program, DHS may record a REQUEST with respect to the property. Thereafter, unless DHS has recorded a TERMINATION or a CLEARANCE with respect to the property, any title insurance company or agent conducting a title search must note that a REQUEST is recorded against the property before issuing a certificate of title insurance for the property. In addition, any person intending to transfer title to, encumber, or terminate an interest in, the property must notify DHS. If the recipient is alive when the notice is given, the person may transfer title to, encumber, or terminate an interest in, the property. If the recipient is deceased and DHS determines that it has no claim for recoverable public assistance benefits, DHS must issue a CLEARANCE to the person for recording. However, if the recipient is deceased and DHS determines that it does have a claim for recoverable public assistance benefits, DHS must send the person a statement of claim and may recover against the property in an appropriate manner, including by placing a lien on the property.

The bill sets out requirements that apply to DHS when enforcing liens on real property for recovering recoverable public assistance benefits and provides that a section of the statutes that, generally, imposes a 30–year statute of limitations on the commencement of actions affecting the possession or title to real property applies to liens that DHS has on real property for recovering recoverable public assistance benefits.

The bill specifies that certain transfers of real property are voidable by DHS in court actions, in which case title to the real property reverts to the grantor or his or her estate. A transfer is voidable if: the transfer was made by a grantor who was receiving or who received MA; the transfer was made while the grantor was eligible for MA; DHS was unaware of the transfer; and the transfer was made to hinder, delay, or defraud DHS from recovering MA paid on behalf of the grantor. The bill provides that there is a rebuttable presumption that any transfer of the property for less than fair market value or one in which the deed or other conveyance was not recorded during the lifetime of the grantor was made to hinder, delay, or defraud DHS from recovering MA if the transfer was made by a grantor who was eligible for MA when the transfer was made.

The bill requires trustees of living trusts to notify DHS, within 30 days after the death of the trust settlor and before any assets are distributed, if the trust settlor, or his or her predeceased spouse, received any recoverable public assistance benefits. If DHS sends the trustee a claim for the recovery of recoverable public assistance benefits, the trustee must, within 90 days, pay DHS the amount that it may recover

or provide DHS with information about any property that was distributed and to whom it was distributed. The bill requires a trustee of a special needs or pooled trust, the beneficiaries of which receive MA, to provide notice to DHS within 30 days after the death of a trust beneficiary, and to repay DHS, within 90 days after receiving a claim from DHS, for the amount of MA paid on behalf of the beneficiary. If the trustee fails to comply with the notice or repayments requirements, the trustee is personally liable to DHS for any MA amounts paid on behalf of the beneficiary that DHS is unable to recover. The bill also provides that, after the death of a beneficiary under a pooled trust, the trustee may retain up to 30 percent of the balance in the deceased beneficiary's account, unless the trustee fails to comply with the notice and repayment requirements, in which case the trustee may not retain any of the balance in the deceased beneficiary's account.

Under current law, DWD assists individuals with disabilities in gaining employment through its vocational rehabilitation program. An individual with a disability who gains employment with assistance from the vocational rehabilitation program no longer receives certain benefits from social security. The federal government reimburses some of the benefits it no longer has to pay to individuals to DWD for the vocational rehabilitation program. Also under current law, DHS provides grants to independent living centers that meet certain criteria to provide nonresidential services to severely disabled individuals. Current law requires that DWD transfer social security reimbursement funds to DHS in order to provide these grants.

This bill eliminates the transfer from DWD to DHS for grants to independent living centers. Instead, DWD must allocate the moneys received from the federal Social Security Administration for reimbursement of grants to independent living centers. The bill then requires DWD to make grants to independent living centers that meet the same requirements as those imposed to receive grants from DHS.

Under current law, among other specified, limited disclosures, the state or a local registrar may disclose certain information from a vital record to a federal, state, or local agency for use in the conduct of the agency's duties and may disclose a social security number on a vital record to DCF or a county child support agency for child and spousal support purposes and establishment of paternity. This bill allows the state or local registrar to disclose information on vital records, including a social security number, to DOR, upon DOR's request, for certain purposes related to administering state taxes and collection of debts referred to DOR.

JUSTICE

Under current law, the Office of Justice Assistance (OJA) within DOA operates several programs and administers several grants related to law enforcement, communications between law enforcement and other public safety agencies (interoperable communications), criminal justice, juvenile justice and child advocacy services, crime prevention, rehabilitation and alternatives to incarceration, reintegration into society of American Indians who have been incarcerated, crime data collection and analysis, and homeland security.

This bill eliminates OJA and transfers its functions to DOJ, except that the programs and appropriations related to reintegrating American Indians who have

been incarcerated are transferred to DOC, and the programs and appropriations related to homeland security, except those related to interoperable communications, are transferred to DMA.

Under current law, a victim of abuse, harassment, or threats may obtain a temporary restraining order against the person who has committed the acts of abuse or harassment, or has made a threat. The restraining order bars the person from contacting the victim and requires the person to stay away from the victim's residence and other places temporarily occupied by the victim until a court conducts a hearing to determine whether the restraining order should be incorporated into a longer–lasting injunction. If the court determines that the person has engaged in, or may engage in, abusive or harassing acts against the victim, the court may issue an injunction against the person.

Under 2011 Wisconsin Act 266 (the Act), if a person violates certain restraining orders or an injunction, the court may require the person to submit, for the duration of the restraining order or injunction, to global positioning system (GPS) tracking by DOC. The Act requires the court to find, before ordering GPS tracking, that the person who violated the restraining order or injunction is more likely than not to cause serious bodily harm to the victim.

This bill requires DOJ to establish standards for a local unit of government or law enforcement agency that wishes to administer its own GPS tracking program for persons who are subject to a restraining order or injunction and creates a grant program for that purpose. Under the bill, in a jurisdiction that operates a GPS tracking program, if a court issues a restraining order or injunction, a court may order the person to submit, for the duration of the restraining order or injunction, to GPS tracking. The bill requires the court to make the same findings as are required for a person who has violated a restraining order or injunction.

Under current law, if a court imposes a sentence or places a person on probation following a criminal conviction, the court must impose a crime victim and witness assistance surcharge of $67 for each misdemeanor conviction and $92 for each felony conviction. Specified portions of the collected surcharge are allocated to fund services for crime victims and witnesses and to fund grants for sexual assault victim services. This bill allocates the entire surcharge to fund services for crime victims and witnesses and creates a general purpose revenue appropriation to fund the grants for sexual assault victim services.

Under current law, a court may extend a term of probation or issue a judgment for unpaid funds if a person who is nearing the end of his or her probation term owes restitution or reimbursement fees. This bill also allows a court to extend a probation term or issue a judgment for unpaid funds if the person nearing the end of his or her probation term owes any part of a crime victim and witness assistance surcharge.

Currently, DOJ maintains three crime laboratories whose employees perform duties including DNA testing, firearms identification, and other forensic testing. Current law requires that the laboratories be located in the cities of Madison, Milwaukee, and Wausau. This bill removes this requirement.

Also under current law, when advertising an open position in the classified civil service, the state may not require as a condition of application that the applicant be

a college graduate unless the position advertised requires a license, permit, certificate, or other credential that a person may not acquire without a college degree. Under the bill, when advertising an open position as a forensic scientist in a state or regional crime laboratory, the state may require as a condition of application that the applicant be a college graduate.

Under current law, DOJ issues grants to certain counties and to eligible federally recognized American Indian tribes within this state to fund county or tribal law enforcement operations. Current law directs DOJ to issue a $300,000 grant to Forest County each fiscal year and $80,000 annually to the Lac Court Oreilles Band of Lake Superior Chippewa Indians. This bill eliminates these specific requirements.

This bill also requires DOJ to reduce certain allocations related to grants aimed at diverting youth from criminal activity in fiscal years 2013–14 and 2014–15 and eliminates biennial grants to programs within the city of Milwaukee that relate to community policing and crime prevention in targeted neighborhoods that suffer from high levels of violent and drug–related crime.

LOCAL GOVERNMENT

With some exceptions, this bill prohibits cities, villages, towns, counties, and school districts (local governmental units) from requiring, as a condition of employment, that any nonelective employee or prospective employee reside within any jurisdictional limits. Exceptions to the general prohibition include certain school board officials. The prohibition also does not affect any other state law requiring residency for a municipal position or any state or municipal requirement for state residency. If a local governmental unit has a residency requirement in effect on the effective date of the bill, the residency requirement does not apply and may not be enforced.

The bill prohibits a local governmental employer from bargaining collectively with respect to a decision to impose a residency requirement.

Under current law, subject to a number of exceptions, no county may impose an operating levy at an operating levy rate that exceeds 0.001 or the operating levy rate in 1992, whichever is greater, although a county may exceed the limit under certain circumstances. "Operating levy" is defined as the county purpose levy, less the debt levy, and "operating levy rate" is defined as the total levy rate minus the debt levy rate.

Under current law, the county operating levy rate limit is suspended such that it does not apply to a county's levy that is imposed in December 2011 or December 2012. Under this bill, the county operating levy rate limit is sunset and does not apply to any county levy that is imposed in December 2011 or any year thereafter.

Generally under current law, local levy limits prohibit cities, villages, towns, or counties (political subdivisions) from increasing their property tax levies by the greater of either zero percent or the percentage change in the political subdivision's equalized value due to new construction, less improvements removed.

Current law contains a number of exceptions to the levy limit. This bill makes permanent the exception allowing an increase of a current year levy limit when the prior year's actual levy was less than the allowable limit. The increase must be

authorized by a supermajority vote of the political subdivision's governing body and, for a town, a majority vote of the town meeting.

Current law authorizes two or more political subdivisions to enter into an agreement to create a commission to issue types of municipal bonds referred to as conduit bonds. Under current law, only one commission may be created in the state. That commission currently exists and was created using the current law procedures for intergovernmental or interstate cooperation agreements. Primarily, the commission may issue bonds or refunding bonds to finance or refinance certain projects. Currently, before the commission may issue any bonds on certain economic development or housing projects, the commission must receive written approval from WHEDA. This bill eliminates the requirement to receive this permission. The bill also makes technical and definitional changes, and clarifies that a project may be located outside of the United States under certain circumstances.

Under current law, a municipality may receive an expenditure restraint payment if its municipal budget has not increased from the previous year by more than the sum of an inflation factor and a valuation factor.

Under this bill, if a municipality makes payments to another governmental unit for providing a service, the amount of the payments are included in the municipality's budget for purposes of determining its eligibility for an expenditure restraint payment.

Under current law, the state pays municipalities for municipal services provided to state facilities. The state negotiates the payment amount with each municipality. DOA must submit proposed negotiation guidelines to JCF, and JCF must approve the guidelines, before negotiating payments. In addition, DOA must report the results of its negotiations and the total amount of the proposed payments to JCF under its passive review process. Under this bill, DOA is not required to submit proposed negotiation guidelines to JCF for its approval prior to negotiating payments for municipal services and DOA may make the payments without the committee's approval.

MILITARY AFFAIRS

Under current law, an individual who is registered with a local unit of government as an emergency management volunteer is considered an employee of that local unit of government for worker's compensation purposes for an injury suffered while providing emergency management services during a disaster, imminent threat of disaster, or related training exercise. Under this bill, an emergency management volunteer is considered an employee of the state, not the local unit of government, for worker's compensation purposes.

NATURAL RESOURCES

FISH, GAME, AND WILDLIFE

The bill requires DNR to establish a deer management assistance program for collecting information from the public about deer health and the deer population in this state and receiving suggestions from the public about managing the deer population. DNR must analyze information received and use it to improve deer health and manage the deer population in this state.

Under current law, a person who holds a deer hunting license may be issued a bonus deer hunting permit that authorizes the person to take an additional deer of the sex or type specified by DNR by rule. Generally, a person may not obtain more than one bonus deer hunting permit in a single season. Under the bill, DNR may also issue a bonus deer hunting permit to allow a person to take an additional deer in a county or deer management area in which a deer has tested positive for chronic wasting disease (CWD area). The bill provides that DNR may issue to a person more than one bonus deer hunting permit in a single season if the additional permit authorizes the person to take a deer in a CWD area.

This bill authorizes DNR to promulgate rules to implement the recommendations contained in the 2012 final report of the assessment of this state's deer management plans and policies.

This bill reduces the fees that apply to wolf harvesting approvals and repeals the current law authority to hunt wolves during nighttime.

Current law authorizes DATCP to prohibit or regulate the importing of animals into this state if necessary to prevent the introduction or spread of disease. This bill authorizes DNR to import and introduce wild elk into specified counties if certain conditions are met, including that the applicable DATCP requirements are met to the extent possible.

The bill prohibits DNR from establishing an open season for hunting elk that begins earlier than the Saturday nearest October 15.

Under current law, DNR issues small game hunting licenses and annual fishing licenses at no charge to any resident who is in active service with the armed forces and who is in the state on furlough or leave. Under the bill, DNR must issue a resident small game hunting license, a resident deer hunting license, a resident archer hunting license, or a resident annual fishing license without charging a fee to a resident who served during the Iraq or Afghanistan wars as a member of the U.S. armed forces, or as a member of a reserve component of the armed forces or national guard. Only one license may be issued to each person who applies and the license must be issued within one year of the person being released or discharged from the armed forces or national guard.

OTHER NATURAL RESOURCES

Current law authorizes the state to incur public debt under the Warren Knowles–Gaylord Nelson Stewardship 2000 Program (stewardship program), which is administered by DNR. The state may incur this debt to acquire land for the state for conservation purposes and for property development activities and to award grants or state aid to certain local governmental units and nonprofit conservation organizations to acquire lands for these purposes.

Current law establishes the amounts that DNR may obligate in each fiscal year through fiscal year 2019–20 for expenditure under each of the five stewardship subprograms. The bill decreases the amount that DNR may obligate under the land acquisition subprogram for fiscal years 2013–14 and 2014–15 and makes a corresponding increase to the amount that DNR may obligate for those fiscal years under the subprogram for property development and local assistance.

This bill increases DNR's bonding authority, for the purpose of funding a dam safety program, debt service on which is paid from the general fund, by $4,000,000.

Current law requires that vehicles entering state parks or other recreational sites managed by DNR display an annual or daily vehicle admission receipt (admission sticker). This bill requires DNR to waive the fee for an annual admission sticker for a vehicle with Wisconsin plates if the owner of the vehicle is a Wisconsin resident serving on active duty in the U.S. armed forces (resident service member). This bill also requires DNR to waive the annual fee for admission to state trails for a resident service member. Each resident service member qualifies for the fee waiver for state parks and state trails only once.

Under current law, vehicles are exempt from the admission sticker requirement from November 1st to March 31st, and trail users are exempt from the admission fee requirement for state trails from October 27th to March 31st. This bill exempts a vehicle with a resident service member as an occupant from the admission sticker requirement on Veterans Day and during the three–day Memorial Day weekend and exempts a resident service member from a trail admission fee on these days.

RETIREMENT AND GROUP INSURANCE

Under current law, a Wisconsin Retirement System (WRS) participant who has applied to receive an annuity must wait at least 30 days between terminating WRS–covered employment and returning to WRS–covered employment as a participating employee, or the participant is not eligible to receive a WRS retirement annuity. This bill provides that the participant must remain separated from WRS–covered employment for at least 75 days to be eligible for an annuity.

Currently, when a WRS participant terminates employment and receives an annuity he or she may return to WRS–covered employment and either terminate the annuity and again become a WRS participating employee or, instead, continue to receive the annuity, as well as wages from WRS–covered employment. If a participant does not terminate the annuity, the participant may not be a WRS participating employee and, in the case of state employment, is not eligible for group insurance benefits, and may not use any of his or her employment service as a rehired annuitant for any WRS purposes. If the participant terminates the annuity, the participant returns to participating employee status, is eligible for all group insurance benefits provided to other participating employees, and is able to accumulate additional years of creditable service under the WRS for the additional period of covered employment.

The bill provides that if a WRS participant who is receiving an annuity, or a disability annuitant who has attained his or her normal retirement date, is appointed to a position in WRS–covered employment in which he or she is expected to work at least two–thirds of what is considered full–time employment by DETF, the participant's annuity must be terminated and no annuity payment is payable until after the participant again terminates covered employment.

2011 Wisconsin Act 32 increased the number of hours that an employee must work in order to become a WRS participating employee from one–third to two–thirds of what is considered full–time employment, as determined by DETF by rule. Under 2011 Wisconsin Act 32, this change in law did not apply to those employees who were

first *hired* by a WRS employer before July 1, 2011, regardless of whether they were participating employees before that date. The bill provides that in order to be exempt from this change in law, an employee must have been a *participating employee* before July 1, 2011.

Federal law authorizes the establishment of health savings accounts, under which individuals and their employers may make tax–exempt contributions that can be used for the payment of medical expenses. Federal law sets annual contribution limits. As a condition of establishing a health savings account, an individual must be covered under a high–deductible health insurance plan. The specific requirements of the high–deductible plans are set in federal law, but generally require the payment of deductibles and certain out–of–pocket expenses before an individual's medical services are covered under the plan.

State employees receive health insurance through plans offered by the Group Insurance Board (GIB). This bill requires GIB, beginning on January 1, 2015, to offer a high–deductible health insurance plan and a health savings account. The bill also requires the state to make contributions into an employee's health savings account in an amount determined annually by the director of OSER.

Currently, the director of OSER establishes the amount that employees must pay for health insurance premiums, subject to a general provision that the state may not pay more than 88 percent of the average premium costs of the lowest cost health insurance plans. Under current law, health insurance plans are assigned to three different tiers, depending on cost.

This bill provides that the state may not pay more than 88 percent of the average premium costs of the health insurance plans in each tier. In addition, the bill provides that if any tier contains no health insurance plans, but is used to establish the premiums for employees who work and reside outside of the state, the amount these employees must pay is based on the premium contribution amount for that tier in the prior year, adjusted by the average percentage change of the premium contribution amount of the other tiers from the prior year.

The bill provides that craft employees must pay all of their health insurance premiums, unless otherwise determined by the director. A craft employee is a state employee who is a skilled journeyman craftsman, including the skilled journeyman craftsman's apprentices and helpers, but does not include employees not in direct line of progression in the craft. A craft employee may be either nonrepresented or in a collective bargaining unit.

Current law provides that GIB may not enter into an agreement to modify or expand any group insurance coverage in a manner that conflicts with laws or rules promulgated by DETF or that materially affects the level of premiums or the level of benefits under any group insurance coverage. This bill permits GIB to modify or expand benefits if the modification or expansion is required by law or would maintain or reduce premium costs for the state or its employees in the current or any future year.

The bill provides that, beginning in 2014, GIB must impose a premium surcharge for health care coverage for state employees and retired state employees who use tobacco products and may terminate the health care coverage of any eligible

employee who falsely claims that he or she does not use tobacco products. During 2014 and 2015, the surcharge is $50 a month. The bill further provides that the premium surcharges paid by annuitants who use tobacco products are be used to reduce future health care coverage premiums for annuitants and to reimburse DETF for costs incurred by DETF in providing health care coverage to annuitants.

WRS is established as a governmental plan and as a qualified plan for federal income tax purposes under the Internal Revenue Code (IRC). Under current law, no WRS benefit plan may be administered in a manner that violates a provision of the IRC that authorizes or regulates the benefit plan or that would cause an otherwise tax exempt benefit to become taxable under the IRC. This bill updates and conforms numerous provisions governing WRS benefits and the administration of the WRS to the IRC.

The bill requires the secretary of employee trust funds to submit an annual report to the secretary of administration and JCF on DETF's progress in modernizing its business processes and integrating its information technology systems.

The bill further provides that, during the 2013–15 fiscal biennium, the secretary of employee trust funds may request the governor to supplement any sum certain appropriation from the public employee trust fund for the purpose of modernizing business processes or integrating information technology systems of DETF. Upon receiving such a request, the governor may approve or modify the request and must notify JCF of the proposed action under JCF's passive review process.

The bill provides that, during the 2013–15 fiscal biennium, the secretary of employee trust funds may request the governor to create or abolish a full–time equivalent position or portion thereof that is funded from revenues deposited in the public employee trust fund if the employee holding the position would perform duties relating to modernizing business processes or integrating information technology systems. Upon receiving such a request, the governor may approve or modify the request. If the governor proposes to approve or modify the request, the governor must notify JCF of the proposed action under passive review.

This bill permits DETF to disclose information concerning the payment of annuities under WRS to DOR for the purposes of administering the payment of state taxes; collecting debts owed to DOR; locating WRS participants, or the assets of WRS participants, who have failed to file tax returns, underreported their taxable income, or who are delinquent debtors; identifying fraudulent tax returns and credit claims; or providing information for tax–related prosecutions.

SAFETY AND PROFESSIONAL SERVICES

Buildings and safety

Under current law, most persons who act as construction contractors must be registered by DSPS. This bill repeals this registration requirement.

Under current law, DSPS has various duties and powers relating to regulation of petroleum products and hazardous substances, including:

1. Prescribing grade specifications for gasoline and similar fuels and administering laws regulating the inspection and sale of those fuels and other petroleum products.

2. Regulating the installation, maintenance, and removal of tanks that contain flammable or combustible liquids or federally regulated hazardous substances (dangerous materials).

3. Administering a program to inventory aboveground and underground petroleum storage tanks.

This bill transfers these powers and duties, except for those that relate to the reviewing of plans for dangerous materials, from DSPS to DATCP.

Professional regulation

Under current law, DSPS regulates professional employer organizations and professional employer groups that contract with clients for, among other services, the nontemporary placement of employees with those clients. DSPS regulates the fund–raising activities of charitable organizations, professional fund–raisers, and fund–raising counsel. This bill transfers the regulation of professional employer organizations, professional employer groups, charitable organizations, professional fund–raisers, and fund–raising counsel from DSPS to DFI. Under the bill, DFI registers all of those persons and administers the laws governing their practices. The bill also gives DFI a number of general powers and duties concerning the regulation of those persons that are similar to many of the powers and duties DSPS exercises under current law.

STATE GOVERNMENT

State employment

This bill establishes a pay progression plan for assistant state public defenders and assistant attorneys general, consisting of 17 hourly salary steps, with each step equal to one–seventeenth of the difference between the lowest and the highest hourly salary for the salary range for assistant state public defenders and assistant attorneys general. The pay progression plan is based entirely on merit.

Under the bill, beginning with the first pay period that occurs on or after July 1, 2013, all assistant state public defenders and assistant attorneys general who have served for a continuous period of 12 months or more and who are not paid the maximum hourly rate must be paid an hourly salary at the step that is immediately above their hourly salary on June 30, 2013. All other assistant state public defenders and assistant attorneys general who are not paid the maximum hourly rate must receive the same increase when they have served with the state as assistant state public defenders or assistant attorneys general for a continuous period of 12 months.

In addition, beginning with the first pay period that occurs on or after July 1, 2014, and with the first pay period that occurs on or after each succeeding July 1, all assistant state public defenders and assistant attorneys general who have served for a continuous period of 12 months or more and who are not paid the maximum hourly rate may, at the discretion of the state public defender or the attorney general, be paid an hourly salary at any step, or part thereof, above their hourly salary on the immediately preceding June 30. All other assistant state public defenders and assistant attorneys general or the attorney general who are not paid the maximum

hourly rate may, at the discretion of the state public defender or the attorney general, be paid an hourly salary at any step, or part thereof, above their hourly salary on the immediately preceding June 30, when they have served for a continuous period of 12 months. The bill provides, however, that no salary increase may exceed 10 percent during a fiscal year.

This bill attaches the Wisconsin Employment Relations Commission (WERC) to DWD. Currently, WERC is an independent state agency. The bill also eliminates a requirement that WERC commissioners not have other employment and provides that newly appointed commissioners are appointed to two–thirds of a full–time equivalent position.

Currently, each cabinet secretary may appoint an executive assistant to perform duties prescribed by the secretary. This bill eliminates this power and instead authorizes each secretary to appoint an assistant deputy secretary to perform duties prescribed by the secretary. This bill allows the attorney general to appoint, in the unclassified service of the state civil service system, a solicitor general and up to three deputy solicitors general and to assign assistant attorneys general to assist the solicitor general.

State finance

Current statutes provide that no bill directly or indirectly affecting general purpose revenues may be adopted if the bill would cause the estimated general fund balance on June 30 of any fiscal year to be less than a certain amount of the total general purpose revenue appropriations for that fiscal year. Currently, for fiscal years 2015–16 and 2016–17, and for each fiscal year thereafter, the amount is 2 percent of total general purpose revenue appropriations for that fiscal year. This bill provides that for fiscal years 2015–16 and 2016–17, the amount is $65,000,000; and for 2017–18 and each fiscal year thereafter, the amount is 2 percent of total general purpose revenue appropriations for that fiscal year.

Currently, in any fiscal year, the secretary of administration may temporarily reallocate moneys to the general fund from other state funds in an amount not to exceed, at any one time, 5 percent of the total general purpose revenue appropriations for that fiscal year. This bill increases that maximum amount to 9 percent.

This bill transfers:

1. $16,000,000 from the petroleum inspection fund to the transportation fund in each year of the fiscal biennium.

2. $23,000,000 from the general fund to the transportation fund in the fiscal biennium.

3. $750,000 from the agrichemical management fund to the environmental fund in fiscal year 2013–14.

4. $5,300,000 from the general fund to the veterans trust fund in fiscal year 2013–14.

State procurement

Current law generally authorizes state agencies to purchase materials, supplies, or equipment. With some exceptions, purchases for which the estimated cost exceeds $50,000 require bids to be invited or proposals to be solicited. Also,

under current law, if a state agency enters into or renews a contract for services that involves an estimated expenditure of more than $25,000, the agency must conduct either a uniform cost–benefit analysis for a new contract or a continued appropriateness review for a contract renewal. This bill raises the threshold to $50,000 for either and exempts the following services: services that must, by law, be performed by contract; services incidental to the purchase of a commodity; services that must be provided per a contract, license, or warranty; services that cannot be performed by state employees; services that are expected to be completed within 12 months; and Web–based software application services that are delivered and managed remotely.

Current law requires DOA to certify a business as a disabled veteran–owned business, a woman–owned business, or a minority business, but has different requirements for each certification. DOA may certify a business as a minority business if another state agency, a municipality, the federal government, an American Indian tribe, or, if it uses substantially the same procedures as DOA would use, a private business certifies the business as such. This bill makes the certification practice consistent by permitting DOA to certify a business as a disabled veteran–owned business or a woman–owned business if one of the entities listed above certifies it as such.

Under current law, DOA must maintain a list of entities that are ineligible for state contracts because they have violated a state procurement contract or a statute governing state procurement. This bill requires DOA to include on the list an entity that has been debarred from contracting with the federal government or any other state agency.

Under current law, in a report that DOA submits to the governor and the legislature, DOA must document how the division of legal services has reduced the state's use of contracted employees. This bill eliminates the requirement that the report include this information.

Under current law, with some exceptions, DOA must let by contract to the lowest qualified responsible bidder all construction work when the estimated construction cost of the project exceeds $50,000 or, if the estimated cost is less, when contracting is in the best interest of the state. This bill requires DOA, for any project that has an estimated construction cost that exceeds $185,000, to let the project to the lowest qualified responsible bidder through single prime contracting, which is a process in which DOA selects all mechanical, electrical, and plumbing contractors, but contracts only with a general prime contractor, who then must contract with the selected mechanical, electrical, and plumbing contractors. This bill also requires DOA to certify persons as qualified and responsible and provides criteria for such certification.

OTHER STATE GOVERNMENT

Currently, with certain exceptions, DOA may sell or lease state–owned real property if DOA determines that the sale is in the best interest of the state and the Building Commission approves the sale. Also currently, various state agencies have authority to sell real property under their jurisdiction subject to various conditions and limitations. DOA's authority does not operate to permit the closure or sale of any

facility or institution the operation of which is required by law and does not extend to property under the jurisdiction of the Board of Regents of the UW System. The net proceeds of any sale by DOA are used to retire any outstanding public debt that was incurred to acquire, construct, or improve the property or as required by any applicable federal law or under the terms of any applicable gift or grant. DOA must use any remaining net proceeds to retire other outstanding public debt.

Currently, with certain exceptions, the Building Commission may also sell state–owned real property where this authority is not given to another state agency by law, and may transfer land under its jurisdiction among agencies. Any sales of surplus land having a value of at least $20,000 are subject to the approval of JCF. However, the Building Commission does not have the authority to sell a parcel of state–owned real property once DOA notifies the commission that an offer of sale or sale with respect to the parcel is pending. The net proceeds of any sales by the Building Commission must be used to retire any public debt that was used to acquire or construct improvements on the property being sold. Any remaining net proceeds must be deposited in the budget stabilization fund.

This bill permits DOA or the Building Commission to sell or lease any state–owned real property unless prohibited by the state or federal constitution or federal law. Sales by DOA are subject to the approval of the Building Commission. The bill does not apply to sales conducted to enforce an obligation to this state. The bill retains most of the existing exemptions from DOA's sales authority but eliminates the current exemption allowing the Board of Regents of the UW System to sell or lease state–owned real property independently of DOA. Under the bill, if DOA or the Building Commission notifies the Board of Regents that an offer of sale, sale, or lease is pending with the respect to a parcel of property, the Board of Regents does not have authority to sell or lease that property. The bill eliminates the current exception that exempts sales that would necessitate the closure of a facility or institution which is provided for by law. However, the bill does not repeal any statutes that require the operation of any facilities or institutions. Therefore, if DOA or the Building Commission sells all the real property that is currently used to operate a facility or institution, the facility or institution would need to continue in operation. Under the bill, except with respect to exempt property, if any agency has authority to sell or lease real property under any other law, the authority of that agency does not apply after DOA or the Building Commission notifies the agency in writing that an offer of sale or sale, or a lease agreement, is pending with respect to the property. Under the bill, DOA and the Building Commission must first use the net proceeds of any sale or lease to retire any public debt that was used to finance the acquisition, construction, or improvement of the property that is sold. Thereafter, DOA and the Building Commission must use the net proceeds of any sale or lease to pay the costs of federal tax law compliance applicable to the debt. The bill directs DOA and the Building Commission to use the remaining net proceeds of any sale or lease, subject to current requirements, to retire any revenue obligation debt in the fund that was used to acquire, construct, or improve property that was sold and thereafter to pay the costs of federal tax law compliance applicable to the debt, and thereafter, retire other similar revenue obligations. Thereafter, DOA and the

Building Commission are directed to use any remaining net proceeds to retire other outstanding public debt. The bill provides that if any property that is proposed to be sold by DOA or the Building Commission is co–owned by a nonstate entity, DOA or the commission must afford to the co–owner the right of first refusal to purchase the share of the property owned by the state on reasonable financial terms established by DOA or the commission.

The bill also provides that if DOA sells or leases a state–owned heating, cooling, or power plant, DOA may contract for the operation of any function that is performed by the state on the property. The bill provides that if DOA or the Building Commission sells or leases, or if DOA contracts with a purchaser or lessee, for the operation of a state–owned heating, cooling, or power plant that is under the jurisdiction of a state agency, the agency must convey all real and personal property associated with the plant to the purchaser or lessee on terms specified by DOA or the Building Commission.

In addition, the bill modifies the authority of the Building Commission to sell or lease state–owned buildings, structures, and land to parallel the authority of DOA so that the authority includes property under the jurisdiction of the Board of Regents of the UW System and is not generally limited by sales authority given to state agencies, and so that distribution of sales proceeds is accomplished in the same manner as proceeds of DOA's sales are distributed. The bill deletes the current limitation that certain sales of surplus land are subject to approval of JCF. The bill directs each state agency to submit to DOA biennially an inventory of all real property under its jurisdiction, together with the estimated fair market value of each property. Under the bill, DOA must obtain appraisals of all properties in the inventory that are identified by DOA for potential sale and submit to the Building Commission an inventory containing a location, description, and fair market value of each property identified for potential sale.

This bill creates a capital investment program in DOA and appropriates $25,000,000 in general purpose revenue for the program in fiscal year 2013–14. The purpose of the program is to make coinvestments in business startups and investment capital projects.

This bill creates a broadband expansion program under which DOA, in consultation with PSC, makes broadband expansion grants from the universal service fund for the purpose of constructing broadband infrastructure in underserved areas.

Under current law, DOA administers a program for making grants from the utility public benefits fund to provide assistance to low–income households for 1) weatherization and conservation assistance; and 2) payment of energy bills and early identification or prevention of energy crises (bill and crisis assistance). In each fiscal year, DOA must ensure that the amount spent under the program on grants for weatherization and conservation assistance is equal to 47 percent of a sum that is calculated for the fiscal year and that 53 percent of the sum is spent on grants for bill and crisis assistance. This bill requires instead that 50 percent of the sum must be allocated for grants for weatherization and conservation assistance, resulting in 50 percent for grants for bill and crisis assistance. The bill also makes changes to

how the sum is calculated, including eliminating certain federal funding amounts from the calculation.

Under current law, counties collect a $25 fee for recording or filing most instruments that are recorded or filed with a register of deeds. Counties must remit $10 of each fee to DOA, which DOA uses to make land records modernization grants. If a county meets certain requirements, the county may retain $8 of each $10 fee that would otherwise be payable to DOA. In addition, counties may temporarily collect a $30 fee for recording or filing most instruments that are recorded or filed with a register of deeds if the county uses $5 of each fee for redacting social security numbers from certain electronic format records. Under this bill the $30 fee is made permanent and counties must remit $15 of each fee to DOA.

Currently, DOA may provide legal services to any executive branch state agency that has a secretary who serves at the pleasure of the governor. This bill provides that DOA may also provide legal services to an executive branch state agency that does not have a secretary who serves at the pleasure of the governor, but only at the request of the state agency.

This bill permits DOA to transfer information technology infrastructure services staff and equipment from another executive branch agency, other than the Board of Regents of the UW System, to DOA. The bill also permits DOA to assess executive branch agencies for information technology infrastructure services provided by DOA.

This bill authorizes the secretary of administration to maintain intergovernmental affairs offices to conduct public outreach and promote coordination among state agencies and authorities.

TAXATION

Income taxation

Under current law, there are five income tax brackets, which are indexed for inflation. The rate of taxation under current law for the lowest bracket for single individuals, certain fiduciaries, heads of households, and married persons is 4.60 percent of taxable income; the rate for the second bracket is 6.15 percent; the rate for the third bracket is 6.50 percent; the rate for the fourth bracket is 6.75 percent; and the rate for the highest bracket is 7.75 percent.

With regard to taxable year 2012, for single individuals, certain fiduciaries, and heads of households, for example, the lowest bracket applies to taxable income of over $0 up to $10,570; the second bracket applies to taxable income over $10,570 up to $20,360; the third bracket applies to taxable income over $20,360 up to $158,500; the fourth bracket applies to taxable income over $158,500 up to $232,660; and the fifth, or top, bracket applies to taxable income over $232,660.

For taxable years beginning after December 31, 2012, this bill lowers the rate of taxation in each of the first three brackets; the rates in the top two brackets remain unchanged. Under the bill, the tax rate in the lowest bracket is reduced to 4.50 percent; the rate in the next higher bracket is reduced to 5.94 percent; and the rate in the next higher bracket is reduced to 6.36 percent. The brackets will continue to be indexed for inflation.

Under current law, the veterans and surviving spouses property tax credit may be claimed by certain U.S. armed forces veterans and by the unremarried surviving spouses of certain veterans or members of the national guard or reserves (collectively, "veterans"). To be eligible to claim the credit, the veteran must meet several criteria, including criteria related to the veteran's residency in this state and his or her disability rating. Similarly, to be eligible to claim the credit as a spouse of a veteran, the veteran to whom the unremarried surviving spouse was married must have met these same residency and disability criteria.

In general, the credit may currently be claimed in an amount equal to the property taxes paid by the claimant on the veteran's principal dwelling in the year to which the claim relates. If the amount of the credit for which a claimant is eligible exceeds the claimant's income tax liability, the excess amount of the credit is paid to the claimant by check (refundable tax credit).

For taxable years beginning after December 31, 2013, this bill expands the definition of eligible unremarried surviving spouse to include an individual who is eligible for, and receives, dependency and indemnity compensation from the federal government due to his or her spouse's status as a veteran whose death was service–connected.

This bill creates penalties for a person who negligently or fraudulently files an incorrect claim for a tax refund or credit. The penalty for negligence is 25 percent of the difference between the amount claimed and the amount that should have been claimed, and the penalty for fraud is 100 percent of the difference between the amount claimed and the amount that should have been claimed. In addition, any person, other than a corporation or limited liability company, who files an income tax return in which the person tries to obtain a refund or credit with fraudulent intent is guilty of a Class H felony.

This bill prohibits an individual who files a fraudulent claim for an earned income tax credit or homestead tax credit (credit) from filing a claim for either credit for ten years. The bill also prohibits an individual who files a reckless claim for one of these credits from filing a claim for either credit for two years. Under the bill, a claim is fraudulent if it is false or excessive and filed with fraudulent intent, as determined by DOR, and a claim is reckless if it is improper, due to reckless or intentional disregard of the provisions of the income tax statutes or of rules and regulations of DOR, as determined by DOR.

Under current law, capital gains on certain Wisconsin–sourced capital assets are exempted from taxation. For taxable years beginning after December 31, 2015, an individual; an individual partner or member of a partnership, limited liability company, or limited liability partnership; or an individual shareholder of a tax–option corporation (claimant) may subtract from federal adjusted gross income the lesser of the claimant's federal net capital gain as reported on the claimant's federal tax return if, in that year, the claimant had a qualifying gain, or the claimant's qualifying gain.

The capital gains exemption defines "qualifying gain" as the gain realized by the sale of any asset that is purchased after December 31, 2010, held for at least five consecutive years, is a Wisconsin capital asset at the time of purchase and for at least

two of the next four years, and treated as a long–term gain under federal law. A "Wisconsin capital asset" is real or tangible personal property that is located in this state and used in a Wisconsin business, or stock or other ownership interest in a Wisconsin business. Currently, a business may apply to WEDC for annual certification for the exemption. WEDC may certify a business if it determines that, in the taxable year ending immediately before the date of the business's application, at least 50 percent of the business's payroll is paid in Wisconsin and at least 50 percent of the value of the business's real and tangible personal property is used by the business in this state.

This bill transfers from WEDC to DOR the responsibility for registering a business, subject to the business meeting the same conditions related to payroll and the value of the business's real and tangible personal property as is the case under current law certification. Also under the bill, excluded gain is not limited to net capital gain, and the bill clarifies that the exclusion is for gain on investments in a business and not for individual assets of the business.

Under current law, there are two income tax deferrals for capital gains that are reinvested in qualified Wisconsin businesses. Under one of the deferrals (long–term deferral), a claimant may elect to defer the payment of income taxes on up to $10,000,000 of the gain realized from the sale of any capital asset held more than one year (original asset) that is treated as a long–term gain under the Internal Revenue Code (IRC), if the claimant completes a number of requirements. Under the bill, the long–term deferral may no longer be claimed for taxable years beginning after December 31, 2013.

Under the other deferral (Wisconsin assets deferral), a claimant may elect to defer the payment of income taxes on any amount of the gain realized from the sale of any capital asset held more than one year (original new asset) that is treated as a long–term gain under the IRC, if the claimant completes a number of requirements.

Under this bill, for taxable years beginning after December 31, 2013, the current requirement that the gain realized from the sale of the applicable long–term asset be deposited into a segregated account in a financial institution does not apply. This bill transfers from WEDC to DOR the responsibility for registering a business under the Wisconsin assets deferral.

Under current law, an individual may claim as an income tax credit an amount equal to 25 percent of the individual's angel investment in a qualified new business venture in this state. The total amount of angel investment credits that all taxpayers may claim in all taxable years combined is $47,500,000. This bill eliminates the limit of the total amount of angel investment credits that taxpayers may claim.

This bill adopts, for state income and franchise tax purposes, changes made to the IRC related to transferring retirement plan amounts to designated ROTH accounts without distribution, limiting the amount of salary reduction for a health care flexible spending arrangement, eliminating a deduction for expenses allocable to a Medicare, Part D subsidy, increasing the threshold for itemized medical expense deductions from 7.5 percent to 10 percent of adjusted gross income, increasing the penalty for nonqualified distributions from a health savings account, and limiting the deduction for remuneration paid by health insurance providers.

The bill also adopts the changes made to the IRC related to free choice vouchers, corporate repurchasing of convertible debt instruments, pension funding rules for determining segment rates, transfers from excess pension assets to retiree medical accounts or for purchasing retiree group term life insurance, phased retirements, the installment method for accrual basis taxpayers, and the tax treatment of Blue Cross and Blue Shield organizations.

Under current law, an eligible claimant may claim a refundable farmland preservation tax credit (farmland credit) based on the number of the claimant's qualified acres and the type of zoning district in which the acres are located. Also under current law, the maximum amount of farmland credits that may be claimed in any fiscal year may not exceed $27,007,200. If the amount of eligible claims exceed this amount, the excess claims are paid in the next succeeding fiscal year and DOR must prorate the per acre amounts that may be claimed.

Under this bill, the maximum amount of farmland credits that may be claimed in the 2013–14 fiscal year, and in any succeeding fiscal year, may not exceed $25,304,300 and the treatment of excess claims and proration are the same as under current law.

Under current state law, certain individuals may claim an income tax deduction for amounts paid for medical care insurance for the individual, his or her spouse, and his or her dependents. Under the federal Patient Protection and Affordable Care Act (PPACA), beginning in 2014 certain individuals will be eligible to receive premium assistance in the form of federal tax credits to make it more affordable for such individuals to purchase medical care insurance.

This bill clarifies that the current state income tax deduction for medical care insurance may not be claimed for any amount that is paid for with a premium assistance credit under the PPACA.

Under current law, a health care provider may claim an income and franchise tax credit equal to 50 percent of the amount that the health care provider paid in the taxable year for information technology hardware or software that is used to maintain medical records in electronic form. Under this bill, no health care provider may claim the credit for taxable years beginning after December 31, 2013.

Under this bill, generally, a person who is subject to an assessment or audit determination by DOR is not liable for any amount that DOR asserts that the person owes if the liability asserted is the result of a tax issue that existed in a prior assessment or audit, a DOR employee involved in the prior assessment or audit knew of the tax issue, and DOR did not assert the liability for the tax issue at the time of the prior assessment or audit.

Under current law, the interest income from bonds issued by WHEFA is exempt from income taxation if the bond proceeds are used by a health facility to acquire information technology hardware or software. Under the bill, the interest income from bonds issued by WHEFA is also exempt from income taxation if the bonds are issued for the benefit of a person who is eligible to receive bond proceeds from another entity for the same purpose and the interest income received from the other bonds is exempt from taxation.

Under current law, if a person who is liable for income taxes fails to pay the taxes within ten days from the date that the taxes become delinquent, DOR may obtain the person's real or personal property and sell that property to pay the delinquent taxes. After DOR obtains the property, DOR must notify the property owner, in writing, that it has obtained the property and that the property will be sold if the delinquent taxes are not paid. DOR must also post a public notice of the sale. This bill allows DOR to provide notice of obtaining a person's property in the manner prescribed by DOR. Under the bill, DOR does not have to provide notice to the property owner of the sale of the person's property, but must still post a public notice of the sale.

PROPERTY TAXATION

Under current law, solar energy systems and wind energy systems are exempt from personal property taxes. Under this bill, biogas energy systems are also exempt from personal property taxes.

Under this bill, the state no longer appropriates moneys from the lottery fund to pay a portion of the school levy property tax credit.

OTHER TAXATION

Under current law, in order to offer cigarettes for sale in this state, a cigarette manufacturer must have a valid permit issued by DOR and pay the cigarette tax on all cigarettes offered for sale in this state. Cigarette manufacturers must also comply with fire safety standards for cigarettes and with the master settlement agreement entered into with U.S. tobacco product manufacturers. This bill specifies that a cigarette manufacturer includes a person who owns an automated roll–your–own machine that is used to make cigarettes, but does not include an individual who owns a roll–your–own machine and uses the machine solely to make cigarettes for his or her personal use or for the use of other individuals who live in his or her home.

This bill creates a sales and use tax exemption for items and services sold as part of a contract to perform real property construction activities and for which the contractor quotes the charge for labor, services of subcontractors, and materials as one price.

Under current law, the sale of tangible personal property, animals, and certain other items to a person who is primarily engaged in biotechnology or manufacturing in this state is exempt from the sales and use tax if the property, animals, or items are used for qualified research. This bill allows a member of a combined group of corporations to claim the exemption if another group member is conducting qualified research for the member who is engaged in biotechnology or manufacturing in this state.

Under current law, a retailer submits the sales and use taxes that the retailer collected during each calendar quarter to DOR no later than the last day of the month following the end of the previous calendar quarter. If, however, a retailer collects more than $600 in any calendar quarter, DOR may require the retailer to submit the taxes no later than the last day of the month following the month in which the taxes are collected. Under this bill, if a retailer collects more than $1,200 in any calendar quarter, DOR may require the retailer to submit the taxes no later than the last day of the month following the month in which the taxes are collected.

Under current law, DOR may enter into agreements with other states to provide for offsetting Wisconsin tax refunds against tax obligations of other states and offsetting tax refunds of other states against Wisconsin tax obligations. Under this bill, DOR may also enter into agreements with other states to provide for offsetting Wisconsin tax refunds against nontax obligations of other states and offsetting tax refunds of other states against Wisconsin nontax obligations.

Under current law, instead of paying local general property taxes, public utilities and telephone companies pay taxes imposed by the state based on property value. These taxes are referred to as ad valorem taxes. Under this bill, DOR may use the same methods used for collecting delinquent income taxes, including imposing a levy on a taxpayer's property, to collect delinquent ad valorem taxes owed by public utilities and telephone companies.

Under current law, DOR may write off from its records all sales, use, withholding, motor vehicle fuel, gift, beverage, and cigarette tax liabilities that it determines are not collectible. This bill allows DOR to write off all tax and fee liabilities it determines are not collectible.

Under current law, the printing of tangible personal property is not a service subject to the sales and use tax if it results in catalogs or other printed materials designed to promote the sale of merchandise. Under this bill, printing of tangible property that results in advertising and promotional direct mail is also not subject to the sales and use tax.

TRANSPORTATION

HIGHWAYS

This bill makes changes with respect to which highway operations and activities are considered highway improvements and which are considered highway maintenance, which affects the source of funding for these operations and activities. However, under the bill, some highway operations and activities, such as maintenance for roadside improvements and private contractor maintenance, can be funded from more than one appropriation. Under this bill, highway maintenance activities no longer include, and highway improvements no longer exclude, the installation, replacement, or rehabilitation of traffic control signals and intelligent transportation (IT) systems, but maintenance of traffic control signals and IT systems are still considered maintenance activities. The bill limits DOT's expenditure, from certain highway improvement appropriations, of moneys for the installation, replacement, or rehabilitation of traffic control signals and IT systems to a total of $20,000,000 in any fiscal year.

This bill allows DOT to enter into sponsorship agreements under which DOT displays a sponsor's advertising or promotional material at locations owned or controlled by DOT in exchange for the sponsor's payment of fees or provision of services to DOT. The bill also allows DOT to enter into partnership agreements under which DOT authorizes a partner to engage in commercial activity at locations owned or controlled by DOT in exchange for the partner's payment of fees or provision of services to DOT. Fees received by DOT under these agreements may be used by DOT for, among other purposes, maintenance and repair of state trunk

highways and roadside improvements. Contracts for sponsorship agreements and partnership agreements must be awarded on the basis of competitive proposals.

The bill does all of the following:

1. Allows general obligation bonds, in an amount not exceeding $200,000,000, to be used to fund high–cost state highway bridge projects, which are projects involving the construction or rehabilitation of a bridge on the state trunk highway system that have a total estimated cost of more than $150,000,000.

2. Authorizes an additional $107,000,000 in general obligation bond proceeds to fund the Zoo interchange project and the I 94 north–south corridor project.

3. Authorizes an additional $200,000,000 in general obligation bond proceeds to fund southeast Wisconsin freeway megaprojects. Debt service on these bonds is paid from the general fund.

4. Increases the revenue bond limit, from $3,351,547,300 to $3,768,059,300, for major highway projects and transportation administrative facilities.

This bill eliminates DOT's bicycle and pedestrian facilities program, transportation enhancement activities program, safe routes to school program, and traffic marking enhancement program and creates instead a transportation alternatives program. Under this program, DOT may award grants to political subdivisions for transportation alternatives activities such as: construction, planning, and design of trail facilities and infrastructure–related projects for pedestrians, bicyclists, and other nondrivers; trail conversion of abandoned railroad corridors; construction of overlooks and viewing areas; and preservation of historic transportation facilities.

Under current law, if a highway or bridge that is not on the state trunk highway system (highway) is damaged by flood, the county or municipality having jurisdiction over the highway may petition DOT for payment of flood damage aid to cover part of the repair or replacement cost. This bill expands DOT's flood damage aid program to a disaster damage aid program. Under the bill, a "disaster" is defined as any of the following: 1) a severe storm, flood, fire, tornado, mudslide, or other natural event external to a highway; 2) the sudden failure of a major element or segment of the highway system due to a cause that is external to a highway; or 3) an event or recurring damage caused by any governmental unit or person acting under the direction or approval of, or permit issued by, any governmental unit and in response to an event described in item 1) or 2). The bill also prohibits DOT from paying disaster damage aid in excess of $1,000,000, in connection with disaster damage resulting from a single disaster, unless the governor approves the payment of aid.

Under current law, beginning July 1, 2014, DOT must maintain an inventory of completed designs for highway projects under the major highway projects program and the reconditioning, reconstruction, and resurfacing projects program. Under this bill, the estimated costs of the inventory of projects for each program must be not less than 20 percent of the annual amount of funding provided to each program.

This bill repeals a provision of current law that prohibits a southeast Wisconsin freeway rehabilitation project from adding vehicle lanes on I 94 adjacent to Wood National Cemetery.

Drivers and motor vehicles

Current law includes certain regulation of motor carriers engaged in interstate commerce. This bill imposes the same regulation on motor carriers engaged in intrastate commerce.

This bill increases the per pound of excess weight forfeiture rates that are imposed for unlawfully operating vehicles exceeding weight limits without a permit.

This bill also increases the penalty for a second conviction for violating weight limits while transporting raw forest products.

Transportation aids

Under current law, DOT provides state aid payments from the transportation fund to local public bodies in urban areas served by mass transit systems to assist the local public bodies with the expenses of operating those systems. This bill changes the funding source for those aids from the transportation fund to the general fund beginning on July 1, 2014.

Rail and air transportation

This bill increases the authorized general obligation bonding limit to $216,500,000 to acquire railroad property and provide grants and loans for railroad property acquisition and improvement.

Other transportation

This bill requires DOT to administer a surveying reference station system that consists of monuments that are used to generate latitude, longitude, and elevation data; reference stations that continuously transmit global positioning system data to a system server; and the system server, which receives and processes the data received from the reference stations. The bill also permits DOT to charge a fee to persons who access the system in an amount to be established by rule. All access fees received by DOT are appropriated for system maintenance and operation costs.

Under current law, a person who is convicted of certain violations relating to operating a vehicle while intoxicated must pay a driver improvement surcharge of $365 in addition to any applicable forfeiture or fine, assessments, and costs. A portion of the money collected from this surcharge is provided to DOT for chemical testing training and services provided by the state traffic patrol. Under this bill, driver improvement surcharge money is no longer provided to DOT for the chemical testing training and services provided by the state traffic patrol. The training and services are instead funded from the transportation fund.

This bill increases the authorized general obligation bonding limit to $87,500,000 to provide grants for harbor improvements.

VETERANS

Current law imposes certain state residency requirements that apply to veterans and widows, widowers, and parents of living and deceased veterans who are seeking admission to veterans homes operated by the state. Also, under current law, DVA administers a priority system for admissions into a veteran home. Under the system, veterans have first priority, spouses have second priority, surviving spouses have third priority, and parents of veterans have fourth priority.

This bill eliminates all residency requirements, but gives priority to residents over nonresidents. The bill establishes a priority system within each of the four priority levels described above. Under the system, state residents who have resided in the state for more than six continuous months before the date of application have first priority, other state residents have second priority, and nonresidents have third priority.

Current law imposes certain state residency requirements on veterans and members of the U.S. armed forces for burial in a state veterans cemetery. This bill expands eligibility for burial in a state veterans cemetery to include anyone who is a resident of a state veterans home. The bill also requires DVA to maintain a waiting list for each cemetery and to give priority to state residents over nonresidents.

Current law imposes certain state residency requirements for a veteran to receive assistance based on the veteran's homelessness, incarceration, or other circumstances established by DVA. Such a veteran may be eligible for assistance from DVA only if the veteran is a resident of and living in Wisconsin at the time the veteran applies for assistance. The bill eliminates those residency requirements.

The bill directs DVA to pay $500,000 in fiscal year 2013–14 to VETransfer, Inc. (VETransfer), an organization that provides training and other assistance to veterans engaged in entrepreneurship. The bill requires VETransfer to use those moneys to make grants to Wisconsin veterans or their businesses to cover costs associated with the start–up of veteran–owned businesses in Wisconsin and to provide entrepreneurial training and related services to Wisconsin veterans. VETransfer must repay to the state any moneys not used by June 30, 2017, but DVA may extend that deadline.

The bill authorizes DVA to grant up to $50,000 annually to the Wisconsin department of the American Legion for the operation of Camp American Legion located in the town of Lake Tomahawk.

The bill modifies the amount of annual payments that DVA must make to certain federally recognized state veterans organizations in Wisconsin based on the amount a state veterans organization pays each year to its employees who provide certain services to veterans in Wisconsin.

Under current law, DVA is required to pay $100,000 annually to the Wisconsin department of the Disabled American Veterans for the provision of transportation services to veterans. The bill increases that amount to $120,000.

Under current law, DVA may make annual grants of up to $8,500 to American Indian tribes or bands for the improvement of a tribe's or band's services to veterans. The bill increases that authorization to up to $15,000 for each grant DVA makes to an American Indian tribe or band.

The bill establishes a tuition reimbursement program for veterans enrolled in the College of Menominee Nation or Lac Courte Oreilles Ojibwa Community College (tribal colleges). Under the bill, subject to certain limitations, DVA is generally required to reimburse a veteran for up to 120 credits of tribal college tuition if the veteran applies to DVA for reimbursement, is enrolled as a member of a federally recognized American Indian tribe or band in Wisconsin, and satisfies the bill's other eligibility requirements.

Under current law, the Board of Veterans Affairs (board) may approve or veto plans or modifications for established state veterans memorials and make recommendations for future memorials. This bill restricts the board's authority only to proposals for plans or modifications of memorials for which DVA has estimated that the costs will exceed $25,000.

Under current law, each nursing home is required to pay the state an assessment of not more than $170 per bed, per month. The assessment revenue is deposited in the MA trust fund and is generally expended for MA services for which the federal government contributes a share of the costs. Current law exempts Wisconsin veterans homes from having to pay the assessment for the 2011–13 fiscal biennium. This bill makes the exemption permanent.

Under current law, DVA employs commandants for the administration of veterans homes. Among other duties, a commandant may receive, disburse, and account for the personal funds of a resident of the veterans home the commandant oversees. Under the bill, the secretary of DVA or the secretary's designee may also receive, disburse, and account for the funds of a veterans home resident.

Under current law, documents that are evidence of service in the United States armed forces and that are in the possession of DVA may be disclosed only to veterans or their duly authorized representatives. Under current law, a "duly authorized representative" is a person who has written authorization from a veteran to act on his or her behalf, a guardian if the veteran has been adjudicated incompetent, or a legal representative if the veteran is deceased. A spouse or adult child of a veteran or a parent of an unmarried veteran may be also be considered a duly authorized representative of the veteran if there is no written authorization, guardian, or legal representative. This bill expands this list of relatives to include an adult sibling of a veteran.

Under current law, DWD administers the federal Disabled Veterans' Outreach Program, under which DWD employs specialists to provide services to meet the employment needs of eligible veterans, and the federal Local Veterans' Employment Representative Program, under which DWD employs representatives to facilitate employment, training, and placement services for veterans. This bill requires DWD and DVA, jointly, to prepare and submit to the secretary of the federal Department of Labor (secretary) a plan to transfer administration of those programs from DWD to DVA. If the secretary approves the plan, responsibility for administration of those programs is transferred from DWD to DVA.

Because this bill relates to an exemption from state or local taxes, it may be referred to the Joint Survey Committee on Tax Exemptions for a report to be printed as an appendix to the bill.

Because this bill relates to public employee retirement or pensions, it may be referred to the Joint Survey Committee on Retirement Systems for a report to be printed as an appendix to the bill.

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

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

SECTION 1. 5.05 (2m) (c) 6. b. of the statutes is amended to read:

5.05 **(2m)** (c) 6. b. The board shall enter into a written contract with any individual who is retained as special counsel setting forth the terms of the engagement. The contract shall set forth the compensation to be paid such counsel by the state. The contract shall be executed on behalf of the state by the board's legal counsel, who shall file the contract in the office of the secretary of state. The compensation shall be charged to the appropriation under s. ~~20.455 (1) (b)~~ 20.505 (1) (d).

SECTION 2. 13.106 (1) (intro.) of the statutes is repealed.

SECTION 3. 13.106 (1) (a), (b), (c), (d) and (e) of the statutes are renumbered 13.106 (3) (ac), (ag), (aL), (ap) and (at).

SECTION 4. 13.106 (3) (intro.) of the statutes is amended to read:

13.106 **(3)** (intro.) By October 15 of each even–numbered year, the Medical College of Wisconsin and the University of Wisconsin–Madison Medical School shall submit a report to the governor, the joint committee on finance, and ~~to~~ the chief clerk of each house of the legislature for distribution to the legislature under s. 13.172 (2), that provides information on all of the following:

SECTION 5. 13.106 (3) (a) of the statutes is renumbered 13.106 (3) (ax).

SECTION 6. 13.106 (4) of the statutes is created to read:

13.106 **(4)** (a) In this subsection, "rural or underserved urban medicine program" includes the Wisconsin Academy for Rural Medicine, the Training in Urban Medicine and Public Health program, any community medical education program of the Medical College of Wisconsin, and any other rural or underserved urban medicine program established after the effective date of this paragraph .... [LRB inserts date].

(b) By October 15 of each year, the Medical College of Wisconsin and the University of Wisconsin–Madison Medical School shall submit an annual report to the governor and to the chief clerk of each house of the legislature for distribution to the legislature under s. 13.172 (2) that provides information on all of the following:

1. The number of students enrolled in rural or underserved urban medicine programs.

2. The medical specialties and residency locations of the students in rural or underserved urban medicine programs.

3. The initial postresidency practice locations for graduates of rural or underserved urban medicine programs.

SECTION 7. 13.48 (2) (b) 3. of the statutes is amended to read:

13.48 **(2)** (b) 3. ~~The~~ Except as provided in sub. (14) (am), the building commission may lease space in buildings described under subd. 2. to other governmental bodies or to nonprofit associations organized for public purposes and shall charge those bodies or associations an annual rental which shall be not less than the cost of operating, maintaining and amortizing the construction cost of the leased space.

SECTION 8. 13.48 (14) (title) of the statutes is amended to read:

13.48 **(14)** (title) SALE OR LEASE OF ~~LANDS~~ PROPERTY.

SECTION 9. 13.48 (14) (a) of the statutes is amended to read:

13.48 **(14)** (a) In this subsection, "agency" has the meaning given ~~for "state agency" in s. 20.001 (1), except that the term does not include the Board of Regents of the University of Wisconsin System~~ in s. 16.52 (7).

SECTION 10. 13.48 (14) (am) of the statutes is amended to read:

13.48 **(14)** (am) Except as provided in this paragraph ~~and subject to par. (d)~~, the building commission shall have the authority to sell or lease all or any part of ~~a~~ state–owned ~~building or structure or state–owned land, including farmland, where such authority is not otherwise provided to an agency by law~~ real property unless the sale or lease is prohibited under the state or federal constitution or federal law or the sale is conducted as a part of a procedure to enforce an obligation to this state, and may transfer ~~land~~ real property under its jurisdiction among agencies. The commission may sell or lease property under this paragraph with or without the approval of the agency having jurisdiction over the property and regardless of whether the property is included in an inventory submitted under par. (d). The building commission does not have the authority to sell or lease any state–owned real property under this paragraph after the department of administration notifies the commission in writing that an offer of sale or sale or lease agreement with respect to a property is pending under s. 16.848 (1). If the sale or lease is not completed and no further action is pending with respect to the property, the authority of the building commission under this paragraph is restored. Except with respect to property identified in s. 16.848 (2), if any agency has authority to sell or lease real property under any other law, the authority of that agency does not apply after the commission notifies the agency in writing that an offer of sale or sale, or a lease agreement, is

pending with respect to the property under this paragraph. If the sale or lease is not completed and no further action is pending with respect to the property, the authority of the agency to sell or lease the property is restored. If the commission sells or leases any state–owned real property under this subsection, the commission may attach such conditions to the sale or lease as it finds to be necessary or appropriate to carry out the sale or lease in the best interest of the state. This paragraph does not apply to real property that is exempted from sale or lease by the department of administration under s. 16.848.

SECTION 11. 13.48 (14) (b) of the statutes is amended to read:

13.48 **(14)** (b) ~~Subject to par. (d), the~~ The building commission shall sell ~~or lease~~ on the basis of either public bids, with the building commission reserving the right to reject any or all bids in the best interest of the state, or on the basis of negotiated prices as determined through a competitive or transparent process. Buildings, structures and land mentioned in this subsection shall be subject to general property taxes levied by those taxing bodies within whose area they lie if used for commercial purposes, and shall be subject to special assessments for public improvements in the same manner and to the same extent as privately owned ~~buildings, structures and land~~ real property, subject to approval of the building commission when required under s. 66.0703 (6).

SECTION 12. 13.48 (14) (bg) of the statutes is created to read:

13.48 **(14)** (bg) If any property that is proposed to be sold by the commission under par. (am) is co–owned by a nonstate entity, the commission shall afford to that entity the right of first refusal to purchase the share of the property owned by the state on reasonable financial terms established by the commission.

SECTION 13. 13.48 (14) (br) of the statutes is created to read:

13.48 **(14)** (br) If the building commission sells or leases any real property under par. (am) that was under the jurisdiction of an agency prior to the sale or lease, the agency shall convey all systems, fixtures, or additional property interests specified by the commission to the purchaser or lessee of the property on terms specified by the commission. If the commission sells or leases a state–owned heating, cooling, or power plant that is under the jurisdiction of an agency, the agency shall convey all real and personal property associated with the plant to the purchaser or lessee on terms specified by the commission.

SECTION 14. 13.48 (14) (c) of the statutes is renumbered 13.48 (14) (c) (intro.) and amended to read:

13.48 **(14)** (c) (intro.) ~~If~~ Except as provided in par. (e), if there is any outstanding public debt used to finance the acquisition ~~of a building, structure or land or the~~, construction, or improvement of ~~a building or structure~~ any property that is sold or leased under par. ~~(b)~~ (am), the building commission shall deposit a sufficient amount of the net proceeds from the sale or lease of the ~~building, structure or land~~ property in the bond security and redemption fund under s. 18.09 to repay the principal and pay the interest on the debt, and any premium due upon refunding any of that debt. ~~Except as provided in s. 51.06 (6), if~~ If there is any outstanding public debt used to finance the acquisition, construction, or improvement of any property that is sold or leased under par. (am), the building commission shall then provide a sufficient amount of the net proceeds from the sale or lease of the property for the costs of maintaining federal tax law compliance applicable to the debt. If the property was acquired, constructed, or improved with federal financial assistance, the commission shall pay to the federal government any of the proceeds required by federal law. If the property was acquired by gift or grant or with gift or grant funds, the commission

shall adhere to any restriction governing use of the proceeds. Except as required under par. (e) and ss. 20.395 (9) (qd) and 51.06 (6), if there is no such debt outstanding, ~~or,~~ there are no moneys payable to the federal government, and there is no restriction governing use of the proceeds, and if the net proceeds exceed the amount required to ~~repay that principal and pay that interest and premium~~ be deposited, paid, or used for another purpose under this subsection, the building commission shall ~~deposit~~ use the net proceeds or remaining net proceeds ~~in the budget stabilization fund.~~ to pay principal and interest costs on other outstanding public debt. For the purpose of paying principal and interest costs on other outstanding public debt under this paragraph, the commission may cause outstanding bonds to be called for redemption on or following their optional redemption date, establish one or more escrow accounts to redeem bonds at their optional redemption date, or purchase bonds in the open market. To the extent practical, the commission shall consider all of the following in determining which public debt to redeem:

SECTION 15. 13.48 (14) (c) 1. to 4. of the statutes are created to read:

13.48 **(14)** (c) 1. To the extent that debt service on the property being sold or leased was paid from a segregated fund, other outstanding public debt related to that segregated fund should be redeemed.

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

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

4. The costs of maintaining federal tax law compliance in the selection of general obligation debt to be redeemed.

SECTION 16. 13.48 (14) (cm) of the statutes is created to read:

13.48 **(14)** (cm) If there are any outstanding revenue obligations, issued pursuant to subch. II of ch. 18, used to finance the acquisition, construction, or improvement of any property that is sold or leased under par. (am), the commission shall deposit a sufficient amount of the net proceeds from the sale or lease of the property in the respective redemption fund provided under s. 18.561 (5) or 18.562 (3) to repay the principal and pay the interest on the revenue obligations, and any premium due upon refunding any of the revenue obligations. If there are any outstanding revenue obligations, issued pursuant to subch. II of ch. 18, used to finance the acquisition, construction, or improvement of any property that is sold or leased under par. (am), the commission shall then provide a sufficient amount of the net proceeds from the sale or lease of the property for the costs of maintaining federal tax law compliance applicable to the revenue obligations. For the purpose of paying principal and interest costs on other outstanding revenue obligations, the commission may cause outstanding revenue obligations to be called for redemption on or following their optional redemption date, establish one or more escrow accounts to redeem obligations at their optional redemption date, or purchase bonds on the open market. Except as required under par. (e) and ss. 20.395 (9) (qd) and 51.06 (6), if the net proceeds exceed the amount required to be deposited, paid, or used for another purpose under this paragraph, the department shall use the net proceeds or the remaining net proceeds to pay principal and interest costs on other similar revenue obligations.

SECTION 17. 13.48 (14) (d) 1. of the statutes is repealed.

SECTION 18. 13.48 (14) (d) 2. of the statutes is renumbered 13.48 (14) (d) and amended to read:

13.48 **(14)** (d) Biennially, beginning on January 1, ~~1984, each agency having surplus land~~ 2014, each agency shall submit to the department of administration an inventory of all real property under its jurisdiction together with the estimated fair market value of each property. The agency shall specifically identify any under utilized assets in the inventory. No later than July 1 following receipt of the inventories, the department of administration shall obtain appraisals of all properties in the inventories that are identified by the department for potential sale and shall submit to the building commission ~~and the joint committee on finance~~ an inventory containing the location, description and fair market value of each parcel of ~~surplus land~~ property identified for potential sale.

SECTION 19. 13.48 (14) (d) 3. of the statutes is repealed.

SECTION 20. 13.48 (14) (d) 4. of the statutes is repealed.

SECTION 21. 13.48 (19) of the statutes is amended to read:

13.48 **(19)** ALTERNATIVES TO STATE CONSTRUCTION. Whenever the building commission determines that the use of innovative types of design and construction processes will make better use of the resources and technology available in the building industry, the building commission may waive any or all of s. 16.855, except s. 16.855 (13) and (14m), if such action is in the best interest of the state and if the waiver is accomplished through formal action of the building commission. The building commission may authorize the lease, lease purchase or acquisition of such facilities constructed in the manner authorized by the building commission. Subject to the requirements of s. 20.924 (1) (i), the building commission may also authorize

the lease, lease purchase or acquisition of existing facilities in lieu of state construction of any project enumerated in the authorized state building program.

SECTION 22. 13.48 (20) of the statutes is amended to read:

13.48 **(20)** RESIDENCE HALLS. ~~The~~ Except as provided in sub. (14) (am), the building commission may approve the sale or lease of state–owned residence halls by the board of regents of the University of Wisconsin System to another state agency or a nonstate nonprofit agency for purposes provided in s. 36.11 (1) (e).

SECTION 23. 13.48 (22) of the statutes is amended to read:

13.48 **(22)** SALE OR LEASE OF CAPITOL AREA LANDS. The building commission may lease or resell lands acquired in the capitol planning area for public or private redevelopment and may set such conditions of sale or lease as it deems necessary to ensure development compatible with the needs of the community and the state. This subsection does not apply to lands that are authorized to be sold or leased under s. 16.848 while an offer of sale, sale, or lease agreement is pending or while the lands are leased.

SECTION 24. 13.48 (23) of the statutes is amended to read:

13.48 **(23)** LEASE OF SPACE FOR COMMERCIAL USE. ~~The~~ Except as provided in sub. (14) (am), the building commission may lease space in state office buildings for commercial use, including without limitation because of enumeration, retail, service and office uses. In doing so the building commission shall consider the cost and fair market value of the space as well as the desirability of the proposed use. Such leases may be negotiated or awarded by competitive bid procedures. All such leases of space in state office buildings shall provide for payments in lieu of property taxes.

SECTION 25. 13.482 (2) (a) of the statutes is amended to read:

13.482 **(2)** (a) For the purpose of providing housing for state departments and agencies, including housing for state offices and the completion of the state office building, and to enable the construction, financing and ultimate acquisition thereof by the state, the building commission may acquire any necessary lands, and, subject to s. 13.48 (14) (am), lease and re–lease any lands owned by the state and available for the purpose to the Wisconsin State Public Building Corporation or other nonstock corporation organized under ch. 181 that is a nonprofit corporation, as defined in s. 181.0103 (17). The lease and re–lease shall be for a term or terms not exceeding 50 years each and shall be made on the condition that such corporation shall construct and provide on such leased lands such building projects, including buildings, improvements, facilities or equipment or other capital items, as the building commission requires, and shall re–lease the same to the building commission upon satisfactory terms as to the rental, maintenance and ultimate acquisition by the state as is in its best interests in the judgment of the building commission. After such leases and re–leases are executed and until the projects are acquired by the state, they shall be operated by the building commission through the department of administration, which shall have charge of such property as provided in ss. 16.85 and 16.8511. The building commission shall operate the projects in such manner as to provide revenues therefrom sufficient to pay the costs of operation and maintenance of the project and to provide for the payments due the Wisconsin State Public Building Corporation or other nonstock, nonprofit corporation but if the building commission finds and declares that the housing available in any such project is in excess of the current housing needs or requirements of the state departments and agencies occupying or availing themselves of the space in or capacity of such project, the building commission need not operate such project in a manner to provide

revenues therefrom sufficient to pay the costs of operation and maintenance of the project and to provide for the rental payments due the Wisconsin State Public Building Corporation or other nonstock, nonprofit corporation.

SECTION 26. 13.488 (1) (a) of the statutes is amended to read:

13.488 **(1)** (a) Without limitation by reason of any other statutes except s. 13.48 (14) (am), the power to sell and to convey title in fee simple to a nonprofit–sharing corporation any land and any existing buildings thereon owned by the state for such consideration and upon such terms and conditions as in the judgment of the building commission are in the public interest.

SECTION 27. 13.488 (1) (b) of the statutes is amended to read:

13.488 **(1)** (b) ~~The~~ Except as provided in s. 13.48 (14) (am), the power to lease to a nonprofit–sharing corporation for terms not exceeding 50 years each any land and existing buildings thereon owned by the state upon such terms, conditions and rentals as in the judgment of the building commission are in the public interest.

SECTION 28. 14.11 (2) (b) of the statutes is amended to read:

14.11 **(2)** (b) When special counsel is employed, a contract in writing shall be entered into between the state and such counsel, in which shall be fixed the compensation to be paid such counsel by the state. The contract shall be executed in behalf of the state by the governor, and shall be filed in the office of the secretary of state. Such compensation shall be charged to the special counsel appropriation in s. ~~20.455 (1) (b)~~ 20.505 (1) (d).

SECTION 29. 15.01 (6) of the statutes is amended to read:

15.01 **(6)** "Division," "bureau," "section," and "unit" means the subunits of a department or an independent agency, whether specifically created by law or created by the head of the department or the independent agency for the more economic and

efficient administration and operation of the programs assigned to the department or independent agency. The ~~office of justice assistance in the department of administration and the~~ office of credit unions in the department of financial institutions, the office of the inspector general in the department of health services, and the office of children's mental health in the department of health services have the meaning of "division" under this subsection. The office of the long–term care ombudsman under the board on aging and long–term care and the office of educational accountability in the department of public instruction have the meaning of "bureau" under this subsection.

****NOTE: This is reconciled s. 15.01 (6). This SECTION has been affected by drafts with the following LRB numbers: –0839/p3, –1163/p1, and –1235/4.

SECTION 30. 15.02 (3) (c) 1. of the statutes is amended to read:

15.02 **(3)** (c) 1. The principal subunit of the department is the "division". Each division shall be headed by an "administrator". The ~~office of justice assistance in the department of administration and the~~ office of credit unions in the department of financial institutions and the office of children's mental health in the department of health services have the meaning of "division" and the ~~executive staff director of the office of justice assistance in the department of administration and the~~ director of credit unions in the department of financial institutions and the director of the office of children's mental health in the department of health services have the meaning of "administrator" under this subdivision.

****NOTE: This is reconciled s.15.02 (3) (c) 1. This SECTION has been affected by drafts with the following LRB numbers: –0839/p3 and –1235/4.

SECTION 31. 15.05 (3) of the statutes is repealed and recreated to read:

15.05 **(3)** ASSISTANT DEPUTY SECRETARY AND EXECUTIVE ASSISTANT. (a) Each secretary may appoint an assistant deputy secretary to serve at his or her pleasure

outside the classified service. The assistant deputy secretary shall perform duties as the secretary prescribes.

(b) The attorney general, the adjutant general, the director of the technical college system, the state superintendent of public instruction, and the director of the historical society may appoint an executive assistant to serve at his or her pleasure outside the classified service. The executive assistant shall perform duties as his or her appointing authority prescribes.

****NOTE: This is reconciled s. 15.05 (3). This SECTION has been affected by drafts with the following LRB numbers: –0026 and –0707.

SECTION 32. 15.05 (5) (title) of the statutes is amended to read:

15.05 **(5)** (title) ~~EXECUTIVE~~ ASSISTANT DEPUTY SECRETARY AND EXECUTIVE ASSISTANT APPROVALS.

SECTION 33. 15.06 (3) (a) 4. of the statutes is created to read:

15.06 **(3)** (a) 4. The members of the employment relations commission.

SECTION 34. 15.06 (3) (c) of the statutes is created to read:

15.06 **(3)** (c) Each member of the employment relations commission shall be appointed to two–thirds of a full–time equivalent position.

SECTION 35. 15.06 (4m) of the statutes is amended to read:

15.06 **(4m)** EXECUTIVE ASSISTANT. Each ~~commission chairperson under s. 230.08 (2) (m) and each~~ commissioner of the public service commission may appoint an executive assistant to serve at his or her pleasure outside the classified service. The executive assistant shall perform duties as the ~~chairperson or~~ commissioner prescribes.

SECTION 36. 15.07 (2) (c) of the statutes is created to read:

15.07 **(2)** (c) The chairperson of the charter school oversight board shall be designated by the governor.

SECTION 37. 15.105 (19) of the statutes is repealed.

SECTION 38. 15.107 (18) (b) 1. of the statutes is amended to read:

15.107 **(18)** (b) 1. The ~~executive director of the office of justice assistance~~ attorney general, the adjutant general, the secretary of natural resources, the secretary of transportation, and a representative from the department of administration with knowledge of information technology, or their designees.

SECTION 39. 15.193 of the statutes is created to read:

15.193 Same; specified divisions. (1) OFFICE OF THE INSPECTOR GENERAL. There is created in the department of health services an office of the inspector general.

SECTION 40. 15.194 of the statutes is created to read:

15.194 Same; offices. (1) OFFICE OF CHILDREN'S MENTAL HEALTH. There is created an office of children's mental health in the department of health services. The director of the office shall be appointed by the governor to serve at the pleasure of the governor.

SECTION 41. 15.205 (title) of the statutes is repealed.

SECTION 42. 15.205 (4) of the statutes is renumbered 15.105 (34), and 15.105 (34) (intro.), as renumbered, is amended to read:

15.105 **(34)** CHILD ABUSE AND NEGLECT PREVENTION BOARD. (intro.) There is created a child abuse and neglect prevention board, which is attached to the department of ~~children and families~~ administration under s. 15.03. The board shall consist of 20 members as follows:

SECTION 43. 15.255 (1) (a) 1. of the statutes is amended to read:

15.255 **(1)** (a) 1. ~~Six~~ Seven representatives of local law enforcement in this state, at least one of whom shall be a sheriff and at least one of whom shall be a chief of police.

SECTION 44. 15.255 (1) (a) 7. of the statutes is repealed.

SECTION 45. 15.375 (1) of the statutes is created to read:

15.375 **(1)** CHARTER SCHOOL OVERSIGHT BOARD. (a) There is created a charter school oversight board attached to the department of public instruction under s. 15.03. The board shall consist of the state superintendent of public instruction or his or her designee and the following members appointed for 3–year terms:

1. Two members appointed by the governor, at least one of whom has served on the governing board of a charter school established under s. 118.40 (2r), has been employed by a charter school established under s. 118.40 (2r), or has served on the governing body of an entity specified in s. 118.40 (2r) (b) 1.

2. a. Two members, who are not legislators, appointed by the senate majority leader.

b. One member, who is not a legislator, appointed by the senate minority leader.

c. Two members, who are not legislators, appointed by the speaker of the assembly.

d. One member, who is not a legislator, appointed by the assembly minority leader.

3. Two members, appointed by the state superintendent of public instruction, who in addition to the qualifications under par. (b) have served on the governing board of a charter school established under s. 118.40 (2r), have been employed by a charter school established under s. 118.40 (2r), or have served on the governing body of an entity specified in s. 118.40 (2r) (b) 1.

(b) The appointing authorities under par. (a) shall ensure to the extent feasible that members appointed to the board are geographically diverse and have experience and expertise in governing public and nonprofit organizations; in management and finance; in public school leadership, assessment, and curriculum and instruction; and in education law; and understand and are committed to the use of charter schools to strengthen public education.

(c) No member of the board appointed under par. (a) may serve more than 2 consecutive terms.

(d) The board does not have rule–making authority.

SECTION 46. 15.406 (6) (a) 1. of the statutes is amended to read:

15.406 **(6)** (a) 1. Six massage therapists or bodywork therapists licensed under ch. 460 who have engaged in the practice of massage therapy or bodywork therapy for at least 2 years preceding appointment. One member appointed under this subdivision shall be a representative of a massage therapy or bodywork therapy school approved by the educational approval board under s. ~~38.50~~ 440.55. One member appointed under this subdivision shall be a representative of a massage therapy or bodywork therapy program offered by a technical college in this state. No other members appointed under this subdivision shall be directly or indirectly affiliated with a massage therapy or bodywork therapy school or program.

SECTION 47. 15.58 of the statutes is renumbered 15.225 (2) and amended to read:

15.225 **(2)** EMPLOYMENT RELATIONS COMMISSION~~; CREATION~~. There is created an employment relations commission which is attached to the department of workforce development under s. 15.03.

SECTION 48. 15.945 (title) of the statutes is repealed.

SECTION 49. 15.945 (1) of the statutes is renumbered 15.405 (18) and amended to read:

15.405 **(18)** EDUCATIONAL APPROVAL BOARD. There is created an educational approval board which is attached to the ~~technical college system board~~ department of safety and professional services under s. 15.03. The board shall consist of not more than 7 members, who shall be representatives of state agencies and other persons with a demonstrated interest in educational programs, appointed to serve at the pleasure of the governor.

SECTION 50. 16.004 (15) (a) of the statutes is amended to read:

16.004 **(15)** (a) In this subsection, "state agency" means ~~a~~ any office, department, or independent agency in the executive branch of state government ~~that has a secretary who serves at the pleasure of the governor~~.

SECTION 51. 16.004 (15) (b) of the statutes is repealed and recreated to read:

16.004 **(15)** (b) 1. At its own discretion, the department may provide legal services to any state agency that has a secretary who serves at the pleasure of the governor and shall assess the state agency for legal services provided by the division of legal services.

2. At the request of any state agency that does not have a secretary who serves at the pleasure of the governor, the department may provide legal services to the state agency and shall assess the state agency for legal services provided by the division of legal services.

3. The department shall credit all moneys received from state agencies under this paragraph to the appropriation account under s. 20.505 (1) (kr).

SECTION 52. 16.004 (15) (bm) of the statutes is repealed.

SECTION 53. 16.004 (18) of the statutes is created to read:

16.004 **(18)** INTERGOVERNMENTAL AFFAIRS OFFICES. The secretary may maintain intergovernmental affairs offices to conduct public outreach and promote coordination between agencies, as defined in s. 16.70 (1e), and authorities, as defined in s. 16.70 (2).

SECTION 54. 16.004 (19) of the statutes is created to read:

16.004 **(19)** CAPITAL INVESTMENT PROGRAM. In consultation with the director of the office of business development, the secretary shall provide $25,000,000 in fiscal year 2013–14 for a capital investment program to make coinvestments in business startups and investment capital projects.

SECTION 55. 16.283 (1) (b) 3. of the statutes is amended to read:

16.283 **(1)** (b) 3. A person who is in receipt of an award from the U.S. department of veterans affairs of a service–connected disability rating under 38 USC 1114 or 1134 of at least ~~30~~ <u>20</u> percent.

SECTION 56. 16.283 (3) (b) of the statutes is renumbered 16.283 (3) (b) 1m.

SECTION 57. 16.283 (3) (b) 2m. of the statutes is created to read:

16.283 **(3)** (b) 2m. The department may, without conducting an investigation, certify a business, financial adviser, or investment firm having its principal place of business in this state and currently performing a useful business function if the business, financial advisor, or investment firm is certified, or otherwise classified, as a disabled veteran–owned business, financial advisor, or investment firm by an agency or municipality of this or another state, a federally recognized American Indian tribe, or the federal government, or by a private business with expertise in certifying disabled veteran–owned businesses if the business uses substantially the same procedures the department uses in making a determination under subd. 1m.

SECTION 58. 16.283 (3) (d) of the statutes is amended to read:

16.283 **(3)** (d) If a business, financial adviser, or investment firm applying for certification under this section fails to provide the department with sufficient information to enable the department to conduct an investigation under par. (b) 1m. or does not qualify for certification under par. (b), the department shall deny the application. A business, financial adviser, or investment firm whose application is denied may, within 30 days after the date of the denial, appeal in writing to the secretary. The secretary shall enter his or her final decision within 30 days after receiving the appeal.

SECTION 59. 16.285 (1) (b) of the statutes is amended to read:

16.285 **(1)** (b) The department shall implement a program for the certification of woman–owned businesses. The department ~~shall compile and periodically update a list of businesses certified under this section and shall make the list available to the public on the Internet~~ may, without conducting an investigation, certify a business currently performing a useful business function in this state as a woman–owned business if the business is certified, or otherwise classified, as a woman–owned business by an agency or municipality of this or another state, a federally recognized American Indian tribe, or the federal government, or by a private business with expertise in certifying woman–owned businesses if the business uses substantially the same process as the department promulgates by rule for implementing this subsection.

SECTION 60. 16.285 (2) of the statutes is amended to read:

16.285 **(2)** The department shall develop, maintain, and keep current a computer database of businesses in the state that are owned by women, containing demographic statistics and information on the types of industries represented, sales volume and growth rates, generation of jobs by both new and existing businesses,

and any other relevant characteristics. The department shall compile and periodically update a list of businesses certified under sub. (1) and make the list available to the public on the Internet.

SECTION 61. 16.287 (2) (c) of the statutes is amended to read:

16.287 **(2)** (c) The department, without investigation, may certify a business incorporated in this state or having its principal place of business in this state if the business is certified or otherwise classified as a minority business by an agency or municipality of this or another state, a federally recognized American Indian tribe, or the federal government, or by a private business with expertise in certifying minority businesses if the private business uses substantially the same procedures as those used by the department in making a determination under par. (b).

SECTION 62. 16.287 (2) (e) of the statutes is amended to read:

16.287 **(2)** (e) If a business refuses to provide the department with sufficient information to enable it to conduct an investigation under par. (b) or if the business does not qualify for certification under par. (b), (c) or (d), the department shall deny the application. A business whose application is denied may, within 30 days after the date of the denial, appeal in writing to the secretary. The secretary shall enter his or her final decision within 30 days after receiving the appeal.

SECTION 63. 16.309 (title) of the statutes is amended to read:

16.309 (title) **Community development block grant ~~housing~~ programs.**

SECTION 64. 16.309 (1) of the statutes is amended to read:

16.309 **(1)** The department may administer ~~housing~~ programs, including the housing improvement grant program ~~and~~, the initial rehabilitation grant program, the community development grant program, and the revolving loan fund program, that are funded by a community development block grant, 42 USC 5301 to 5320.

SECTION 65. 16.310 (5) of the statutes is amended to read:

16.310 **(5)** NONAPPLICATION. This section does not apply to property that is authorized to be sold ~~under~~ or leased or property that is operated under contract as provided in s. 16.848 while an offer of sale, sale, or lease agreement is pending or while the property is leased or under contractual operation.

SECTION 66. 16.505 (4) (b) of the statutes is amended to read:

16.505 **(4)** (b) ~~Except as provided in par. (c), no~~ No agency may change the funding source for a position authorized under this section unless the position is authorized to be created under a different funding source in accordance with this section.

SECTION 67. 16.505 (4) (c) of the statutes is repealed.

SECTION 68. 16.70 (2) of the statutes is amended to read:

16.70 **(2)** "Authority" means a body created under subch. II of ch. 114 or subch. III of ch. 149 or under ch. 231, 232, 233, 234, 237, 238, or 279.

SECTION 69. 16.70 (2j) of the statutes is created to read:

16.70 **(2j)** "Commodity" means materials, supplies, or equipment, but does not include a service.

SECTION 70. 16.70 (3) of the statutes is amended to read:

16.70 **(3)** "Contractual services" includes all services, materials to be furnished by a service provider in connection with services, and any limited trades work involving less than $30,000 to be done for or furnished to the state or any agency, but does not include maintenance or support that is incidental to the purchase of a commodity.

SECTION 71. 16.70 (3j) of the statutes is created to read:

16.70 **(3j)** "Delegated agency" means an agency that has a designated purchasing agent to whom the department has delegated the authority to purchase under s. 16.71 (1).

SECTION 72. 16.70 (8) of the statutes is amended to read:

16.70 **(8)** "Municipality" means a county, city, village, town, school district, board of school directors, sewer district, drainage district, technical college district, authority, or any other public or quasi–public corporation, officer, board or other body having the authority to award public contracts.

SECTION 73. 16.70 (13m) of the statutes is created to read:

16.70 **(13m)** "Standard specification" means a requirement or qualification that is chemical, physical, or both chemical and physical that describes the commodity or service to be purchased but is not a trade name.

SECTION 74. 16.701 (title) of the statutes is amended to read:

16.701 (title) **Subscription service and procurement system.**

SECTION 75. 16.701 (1m) of the statutes is created to read:

16.701 **(1m)** The department may provide an electronic procurement system to manage all aspects of procurement under this subchapter. The electronic procurement system may supplement or supplant the subscription service under sub. (1). If the department provides an electronic procurement system under this subsection, the department may require that an agency use the system. The department may assess agencies and vendors for the costs of the system under this subsection in accordance with a method the department develops.

SECTION 76. 16.701 (2) of the statutes is amended to read:

16.701 **(2)** The department may permit prospective vendors to provide product or service information through the service established under sub. (1) or through the

system provided under sub. (1m). The department may prescribe fees or establish fees through a competitive process for the use of the service or system under this subsection.

SECTION 77. 16.7015 of the statutes is amended to read:

16.7015 Bidders list. The department may maintain a bidders list. ~~Any agency to which the department delegates purchasing authority under s. 16.71 (1) may maintain a bidders list if authorized by the delegation.~~ The bidders list shall include the names and addresses of all persons who request to be notified of bids or competitive sealed proposals, excluding those to be awarded under s. 16.75 (1) (c) or (2m) (c), that are solicited by the department or ~~other~~ delegated agency for the procurement of materials, supplies, equipment, or contractual services under this subchapter. Any bidders list ~~maintained by the department~~ may include the names and addresses of any person who requests to be notified of bids or competitive sealed proposals that are solicited by any agency. The department or ~~other~~ delegated agency shall notify each person on ~~its~~ the bidders list of all bids or competitive sealed proposals that are solicited by the department or ~~other~~ delegated agency. The department ~~or other agency~~ may remove any person from ~~its~~ the bidders list for cause.

SECTION 78. 16.705 (1) of the statutes is amended to read:

16.705 **(1)** The department or ~~its agents~~ a delegated agency may contract for services which can be performed more economically or efficiently by such contract. The department shall, by rule, prescribe uniform procedures for determining whether services are appropriate for contracting under this subsection.

SECTION 79. 16.705 (1b) (intro.) and (c) of the statutes are created to read:

16.705 **(1b)** (intro.) The determinations under sub. (1) do not apply to a contract entered into by any of the following:

(c) The department under s. 16.848 (1).

****NOTE: This is reconciled s. 16.705 (1b) (c). This SECTION has been affected by drafts with the following LRB numbers: LRB–1023/p2 and LRB–1130/6.

SECTION 80. 16.705 (1m) of the statutes is renumbered 16.705 (1b) (a) and amended to read:

16.705 **(1b)** (a) ~~Subsection (1) does not apply to contracts entered into by the~~ The service award board under s. 16.25 (4) (b).

SECTION 81. 16.705 (1n) of the statutes, as affected by 2011 Wisconsin Act 266, is renumbered 16.705 (1b) (b) and amended to read:

16.705 **(1b)** (b) ~~Subsection (1) does not apply to a contract entered into by the~~ The department of corrections for global positioning system tracking services under s. 301.48 (3) or 301.49.

SECTION 82. 16.705 (1r) (intro.) of the statutes is amended to read:

16.705 **(1r)** (intro.) Notwithstanding s. 16.75 (2m) and (3m), and except as provided in s. 16.75 (2) (b) and (7), the department ~~and its agents~~ or a delegated agency may purchase contractual services only if those services are performed within the United States, which, notwithstanding s. 990.01 (40) and (44), includes only the 50 states and the District of Columbia. This requirement does not apply to any of the following:

SECTION 83. 16.705 (2) of the statutes, as affected by 2011 Wisconsin Act 32, is renumbered 16.705 (2) (a) and amended to read:

16.705 **(2)** (a) The department shall promulgate rules for the procurement of contractual services by the department ~~and its designated agents~~ or a delegated

agency, including but not limited to rules prescribing approval and monitoring processes for contractual service contracts~~,~~; except as provided in par. (b), a requirement for agencies, except for the University of Wisconsin System, to conduct a uniform cost–benefit analysis of each proposed contractual service procurement involving an estimated expenditure of more than ~~$25,000~~ $50,000 in accordance with standards prescribed in the rules~~,~~; and, except as provided in par. (b), a requirement for agencies, except for the University of Wisconsin System, to review periodically, and before any renewal, the continued appropriateness of contracting under each contractual services agreement involving an estimated expenditure of more than ~~$25,000~~ $50,000.

(c) Each officer requesting approval to engage any person to perform contractual services shall submit to the department written justification for such contracting which shall include a description of the contractual services to be procured, justification of need, justification for not contracting with other agencies, a specific description of the scope of contractual services to be performed, and justification for the procurement process if a process other than competitive bidding is to be used. The department may not approve any contract for contractual services unless it is satisfied that the justification for contracting conforms to the requirements of this section and ss. 16.71 to 16.77.

SECTION 84. 16.705 (2) (b) of the statutes is created to read:

16.705 **(2)** (b) A cost–benefit analysis or continued appropriateness review is not required for the following services:

1. Services that federal or state law requires to be performed by contract.

2. Services that are incidental to the purchase of a commodity.

3. Services that must be provided per a contract, license, or warranty, by the original equipment manufacturer or publisher.

4. Services that cannot be performed by state employees because the state lacks the required infrastructure.

5. Services that are expected to be completed within 12 months.

6. Web–based software application services that are delivered and managed remotely.

SECTION 85. 16.705 (9) of the statutes is amended to read:

16.705 **(9)** The department shall maintain a list of persons that are or have been a party to a contract with the state under this subchapter who have violated a provision of this subchapter or a contract under this subchapter <u>or who have been debarred from contracting with the federal government or any agency</u>. The parties on the list are ineligible for state contracts and no state contract may be awarded to a party on the ineligible list. The department may remove any party from the ineligible list if the department determines that the party's practices comply with this subchapter and ~~provide~~ <u>the party provides</u> adequate safeguards against future violations of this subchapter or contracts under this subchapter <u>or, if the person was on the list due to debarment, the person is no longer debarred. The department shall promulgate rules that provide procedures to implement this subsection</u>.

SECTION 86. 16.71 (3) of the statutes is amended to read:

16.71 **(3)** ~~If~~ <u>The department, department of revenue, or delegated agency shall comply with the requirements under s. 565.25 if</u> the department makes or delegates to the department of revenue or to any other ~~designated purchasing agent under sub. (1)~~ <u>delegated agency</u> the authority to make a major procurement, as defined in s.

565.01 (4), for the department of revenue~~, the department, department of revenue, or designated purchasing agent shall comply with the requirements under s. 565.25~~.

SECTION 87. 16.72 (2) (a) of the statutes is renumbered 16.72 (2) (a) 1. and amended to read:

16.72 **(2)** (a) 1. The department shall prepare standard specifications, as far as possible, for all ~~state~~ purchases~~. By "standard specifications" is meant a specification, either chemical or physical or both, prepared to describe in detail the article which the state desires to purchase, and trade names shall not be used~~ statewide except those purchases under subd. 2. On the formulation, adoption and modification of any standard specifications, the department ~~of administration~~ shall also seek and be accorded without cost, the assistance, advice, and cooperation of other agencies and officers.

3. Each specification adopted under subd. 1. or 2. for any ~~commodity~~ purchase shall, insofar as possible, satisfy the requirements of any and all agencies which use it in common.

SECTION 88. 16.72 (2) (a) 2. of the statutes is created to read:

16.72 **(2)** (a) 2. Delegated agencies shall adopt standard specifications for all delegated purchases.

SECTION 89. 16.72 (2) (b) of the statutes is amended to read:

16.72 **(2)** (b) Except as provided in ss. 16.25 (4) (b), 16.751, and 565.25 (2) (a) 4., the department or delegated agency shall prepare or review specifications for all materials, supplies, equipment, other permanent personal property and contractual services not purchased under standard specifications. Such "nonstandard specifications" may be generic or performance specifications, or both, prepared to describe in detail the article which the state desires to purchase either by its physical

properties or by its programmatic utility. When appropriate for such nonstandard items or services, trade names may be used to identify what the ~~state~~ department or delegated agency requires, but wherever possible 2 or more trade names shall be designated and the trade name of any Wisconsin producer, distributor or supplier shall appear first.

SECTION 90. 16.72 (2) (c) of the statutes is amended to read:

16.72 **(2)** (c) To the extent possible, the department or delegated agency shall write specifications so as to permit the purchase of materials manufactured in the United States, as defined in s. 16.754 (1) (b).

SECTION 91. 16.72 (2) (e) (intro.) of the statutes is amended to read:

16.72 **(2)** (e) (intro.) In writing the specifications under this subsection, the department ~~and any other designated purchasing agent under s. 16.71 (1)~~ or delegated agency shall incorporate requirements for the purchase of products made from recycled materials and recovered materials if their use is technically and economically feasible. Each authority other than the University of Wisconsin Hospitals and Clinics Authority, the Lower Fox River Remediation Authority, and the Health Insurance Risk–Sharing Plan Authority, in writing specifications for purchasing by the authority, shall incorporate requirements for the purchase of products made from recycled materials and recovered materials if their use is technically and economically feasible. The specifications shall include requirements for the purchase of the following materials:

SECTION 92. 16.72 (2) (f) of the statutes is amended to read:

16.72 **(2)** (f) In writing specifications under this subsection, the department, any ~~other designated purchasing agent under s. 16.71 (1)~~ delegated agency, and each authority other than the University of Wisconsin Hospitals and Clinics Authority,

the Lower Fox River Remediation Authority, and the Health Insurance Risk–Sharing Plan Authority shall incorporate requirements relating to the recyclability and ultimate disposition of products and, wherever possible, shall write the specifications so as to minimize the amount of solid waste generated by the state, consistent with the priorities established under s. 287.05 (12). All specifications under this subsection shall discourage the purchase of single–use, disposable products and require, whenever practical, the purchase of multiple–use, durable products.

SECTION 93. 16.72 (4) (a) of the statutes is amended to read:

16.72 **(4)** (a) Except as provided in ss. 16.71 and 16.74 or as otherwise provided in this subchapter and the rules promulgated under s. 16.74 and this subchapter, all supplies, materials, equipment, and contractual services shall be purchased ~~for and furnished to any agency~~ only upon requisition to the department. The department shall prescribe the form, contents, number, and disposition of requisitions and shall promulgate rules as to time and manner of submitting such requisitions for processing. ~~No~~ Except as provided in ss. 16.71 and 16.74 or as otherwise provided in this subchapter and the rules promulgated under s. 16.74 and this subchapter, no agency or officer may engage any person to perform contractual services without the specific prior approval of the department for each ~~such~~ engagement. Purchases of supplies, materials, equipment, or contractual services by the legislature, the courts, or legislative service or judicial branch agencies do not require approval under this paragraph.

SECTION 94. 16.72 (4m) of the statutes is repealed.

SECTION 95. 16.73 (1m) of the statutes is created to read:

16.73 **(1m)** The department or a delegated agency may allow municipalities to participate in state procurement solicitations and use any current state contract.

SECTION 96. 16.73 (5) of the statutes, as affected by 2011 Wisconsin Act 32, is amended to read:

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

SECTION 97. 16.75 (1) (a) 1. of the statutes is amended to read:

16.75 **(1)** (a) 1. All orders awarded or contracts made by the department or a delegated agency for all materials, supplies, equipment, and contractual services to be provided to any agency, except as otherwise provided in par. (c) and subs. (2), (2g), (2m), (3m), (3t), (6), (7), (8), (9), (10e), and (10m) and ss. 16.705 (1r), 16.73 (4) (a), 16.751, 16.754, ~~16.964 (8),~~ 50.05 (7) (f), 153.05 (2m) (a), 165.987, and 287.15 (7), shall be awarded to the lowest responsible bidder, taking into consideration life cycle cost estimates under sub. (1m), when appropriate, the location of the agency, the quantities of the articles to be supplied, their conformity with the specifications, and the purposes for which they are required and the date of delivery.

****NOTE: This is reconciled s. 16.75 (1) (a) 1. This SECTION has been affected by drafts with the following LRB numbers: LRB–0839/p3 and LRB–1023/p3.

SECTION 98. 16.75 (1) (a) 2. of the statutes is amended to read:

16.75 **(1)** (a) 2. If a vendor is not a Wisconsin producer, distributor, supplier or retailer and the department determines that the state, foreign nation or subdivision thereof in which the vendor is domiciled grants a preference to vendors domiciled in that state, nation or subdivision in making governmental purchases, the department, a delegated agency, and any agency making purchases under s. 16.74 shall give a preference over that vendor to Wisconsin producers, distributors, suppliers and retailers, if any, when awarding the order or contract. The department may enter into agreements with states, foreign nations and subdivisions thereof for the purpose of implementing this subdivision.

SECTION 99. 16.75 (1) (b) 1. and 3. of the statutes, as affected by 2011 Wisconsin Act 32, are consolidated, renumbered 16.75 (1) (b) and amended to read:

16.75 **(1)** (b) ~~Except as provided in subd. 2., when~~ When the estimated cost exceeds ~~$25,000~~ $50,000, the department or delegated agency shall invite bids to be submitted. ~~3.~~ If ~~subd. 1. or 2. requires~~ bids are to be solicited, the department or delegated agency either shall solicit sealed bids to be opened publicly at a specified date and time, or shall solicit bidding by auction to be conducted electronically at a specified date and time. Whenever bids are invited, due notice inviting bids shall be published as a class 2 notice, under ch. 985 or posted on the Internet at a site determined or approved by the department. The bid opening or auction shall occur at least 7 days after the date of the last insertion of the notice or at least 7 days after the date of posting on the Internet. The notice shall specify whether sealed bids are invited or bids will be accepted by auction, and shall give a clear description of the

materials, supplies, equipment, or contractual services to be purchased, the amount of any bond, share draft, check, or other draft to be submitted as surety with the bid or prior to the auction, and the date and time that the public opening or the auction will be held.

SECTION 100. 16.75 (1) (b) 2. of the statutes, as created by 2011 Wisconsin Act 32, is repealed.

SECTION 101. 16.75 (1) (c) of the statutes is amended to read:

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

SECTION 102. 16.75 (1m) of the statutes is amended to read:

16.75 **(1m)** The department or a delegated agency shall award each order or contract for materials, supplies or equipment on the basis of life cycle cost estimates, whenever such action is appropriate. Each authority other than the University of Wisconsin Hospitals and Clinics Authority, the Lower Fox River Remediation Authority, the Wisconsin Aerospace Authority, and the Health Insurance Risk–Sharing Plan Authority shall award each order or contract for materials, supplies or equipment on the basis of life cycle cost estimates, whenever such action is appropriate. The terms, conditions and evaluation criteria to be applied shall be incorporated in the solicitation of bids or proposals. The life cycle cost formula may include, but is not limited to, the applicable costs of energy efficiency, acquisition and conversion, money, transportation, warehousing and distribution, training, operation and maintenance and disposition or resale. The department shall prepare documents containing technical guidance for the development and use of life cycle

cost estimates, and shall make the documents available to interested parties, including local governmental units.

SECTION 103. 16.75 (2m) (a) of the statutes is amended to read:

16.75 **(2m)** (a) Except as otherwise required by law, if the secretary or his or her designee determines that the use of competitive sealed bidding is not practicable or not advantageous to this state, the department or delegated agency may solicit competitive sealed proposals. Each request for competitive sealed proposals shall state the relative importance of price and other evaluation factors.

SECTION 104. 16.75 (2m) (b) 1. and 3. of the statutes, as affected by 2011 Wisconsin Act 32, are consolidated, renumbered 16.75 (2m) (b) and amended to read:

16.75 **(2m)** (b) ~~Except as provided in subd. 2., when~~ When the estimated cost exceeds ~~$25,000~~ $50,000, the department or delegated agency may invite competitive sealed proposals. ~~3.~~ If competitive sealed proposals are to be invited, the department or delegated agency shall publish a class 2 notice under ch. 985 or post notice on the Internet at a site determined or approved by the department. The notice shall describe the materials, supplies, equipment, or contractual services to be purchased, the intent to make the procurement by solicitation of proposals rather than by solicitation of bids, any requirement for surety and the date the proposals will be opened, which shall be at least 7 days after the date of the last insertion of the notice or at least 7 days after the date of posting on the Internet.

SECTION 105. 16.75 (2m) (b) 2. of the statutes, as created by 2011 Wisconsin Act 32, is repealed.

SECTION 106. 16.75 (2m) (c) of the statutes is amended to read:

16.75 **(2m)** (c) When the estimated cost is ~~$25,000~~ $50,000 or less, the department or delegated agency may award the order or contract in accordance with simplified procedures established by the department for such transactions.

SECTION 107. 16.75 (2m) (d) of the statutes is amended to read:

16.75 **(2m)** (d) For purposes of clarification, the department or delegated agency may discuss the requirements of the proposed order or contract with any person who submits a proposal and shall permit any offerer to revise his or her proposal to ensure its responsiveness to those requirements.

SECTION 108. 16.75 (2m) (e) of the statutes is amended to read:

16.75 **(2m)** (e) The department or delegated agency shall determine which proposals are reasonably apt to be awarded the order or contract and shall provide each offerer of such a proposal a fair and equal opportunity to discuss the proposal. The department or delegated agency may negotiate with each offerer in order to obtain terms that are advantageous ~~to this state~~. Prior to the award of the order or contract, any offerer may revise his or her proposal. The department or delegated agency shall keep a written record of all meetings, conferences, oral presentations, discussions, negotiations, and evaluations of proposals under this section.

SECTION 109. 16.75 (2m) (f) of the statutes is amended to read:

16.75 **(2m)** (f) In opening, discussing, and negotiating proposals, the department or delegated agency may not disclose any information that would reveal the terms of a competing proposal.

SECTION 110. 16.75 (2m) (g) of the statutes is amended to read:

16.75 **(2m)** (g) After receiving each offerer's best and final offer, the department or delegated agency shall determine which proposal is most advantageous and shall award the order or contract to the person who offered it. The ~~department's~~

department or delegated agency shall base its determination ~~shall be based~~ only on price and the other evaluation factors specified in the request for proposals. The department or delegated agency shall state in writing the reason for the award and shall place the statement in the contract file. This paragraph does not apply to procurements under s. 16.751.

SECTION 111. 16.75 (3m) (b) 1. of the statutes is amended to read:

16.75 **(3m)** (b) 1. The department, a delegated agency, and any agency making purchases under s. 16.74 shall attempt to ensure that 5 percent of the total amount expended under this subchapter in each fiscal year is paid to minority businesses.

SECTION 112. 16.75 (3m) (b) 2. of the statutes is amended to read:

16.75 **(3m)** (b) 2. The department, a delegated agency, and any agency making purchases under s. 16.74 shall make efforts to ensure that a portion of the total amount expended under this subchapter in each fiscal year is paid to disabled veteran–owned businesses.

SECTION 113. 16.75 (3m) (b) 3. of the statutes is amended to read:

16.75 **(3m)** (b) 3. Except as provided under sub. (7), the department, a delegated agency, and any agency making purchases under s. 16.74 may purchase materials, supplies, equipment, and contractual services from any minority business or disabled veteran–owned business, or a business that is both a minority business and a disabled veteran–owned business, submitting a qualified responsible competitive bid that is no more than 5 percent higher than the apparent low bid or competitive proposal that is no more than 5 percent higher than the most advantageous proposal. In administering the preference for minority businesses or disabled veteran–owned businesses established in this paragraph, the department, a delegated agency, and any agency making purchases under s. 16.74 shall maximize

the use of minority businesses or disabled veteran–owned businesses which are incorporated under ch. 180 or which have their principal place of business in this state.

SECTION 114. 16.75 (3t) (c) (intro.) of the statutes is amended to read:

16.75 **(3t)** (c) (intro.) The department of corrections shall periodically provide to the department of administration a current list of all materials, supplies, equipment, or contractual services, excluding commodities, that are supplied by prison industries, as created under s. 303.01. The department of administration shall distribute the list to all ~~designated purchasing agents under s. 16.71 (1)~~ delegated agencies. Except as otherwise provided in sub. (6) (am), prior to seeking bids or competitive sealed proposals with respect to the purchase of any materials, supplies, equipment, or contractual services enumerated in the list, the department of administration or ~~any other designated purchasing agent under s. 16.71 (1)~~ delegated agency shall offer prison industries the opportunity to supply the materials, supplies, equipment, or contractual services if the department of corrections is able to provide them at a price that is equal to or lower than one which may be obtained through competitive bidding or competitive sealed proposals and is able to conform to the specifications. If the department of administration or ~~other purchasing agent~~ delegated agency is unable to determine whether the price of prison industries is equal to or lower than one obtained through competitive bidding or competitive sealed proposals, it may solicit bids or competitive proposals before awarding the order or contract. This paragraph does not apply to the printing of the following forms:

SECTION 115. 16.75 (5) of the statutes is amended to read:

16.75 **(5)** The department or delegated agency may require of bidders, persons making proposals under sub. (2m) or contractors such sureties as, in its judgment, are deemed advisable and may decide as to their responsibility and competency. The department or delegated agency may require a contractor to provide a bond furnished by a surety company authorized to do business in this state, for the proper performance of each contract.

SECTION 116. 16.75 (6) (c) of the statutes is amended to read:

16.75 **(6)** (c) If the governor or, if acting as the governor's designee, the secretary determines that it is in the best interest of this state to do so, he or she may~~, with the approval of the governor,~~ waive the requirements of subs. (1) to (5) and may purchase supplies, ~~material~~ materials, equipment, or contractual services, other than printing and stationery, from a private source other than a source specified in par. (b). Except as provided in sub. (2g) (c), if the cost of the purchase is expected to exceed ~~$25,000~~ $50,000, the department shall first publish a class 2 notice under ch. 985 or post a notice on the Internet at the site determined or approved by the department under sub. (1) (b) describing the materials, supplies, equipment, or contractual services to be purchased, stating the intent to make the purchase from a private source without soliciting bids or competitive sealed proposals and stating the date on which the contract or purchase order will be awarded. The date of the award shall be at least 7 days after the date of the last insertion or the date of posting on the Internet.

SECTION 117. 16.75 (6) (d) of the statutes is amended to read:

16.75 **(6)** (d) If the governor or, if acting as the governor's designee, the secretary determines that it is in the best interest of this state to do so, he or she may issue a general waiver of the requirements of subs. (1) to (5) permitting the purchase of specified materials, supplies, equipment, or contractual services, except printing

and stationery, from a private source. A general waiver may be issued for any period up to one year. The governor or, if acting as the governor's designee, the secretary may impose any necessary or appropriate condition or restriction on the waiver.

SECTION 118. 16.75 (8) (a) 1. of the statutes is amended to read:

16.75 **(8)** (a) 1. The department, any ~~other designated purchasing agent under s. 16.71 (1)~~ delegated agency, any agency making purchases under s. 16.74, and each authority other than the University of Wisconsin Hospitals and Clinics Authority, the Lower Fox River Remediation Authority, and the Health Insurance Risk–Sharing Plan Authority shall, to the extent practicable, make purchasing selections using specifications developed under s. 16.72 (2) (e) to maximize the purchase of materials utilizing recycled materials and recovered materials.

SECTION 119. 16.75 (9) of the statutes is amended to read:

16.75 **(9)** The department, any ~~other designated purchasing agent under s. 16.71 (1)~~ delegated agency, any agency making purchases under s. 16.74, and any authority other than the University of Wisconsin Hospitals and Clinics Authority, the Lower Fox River Remediation Authority, and the Health Insurance Risk–Sharing Plan Authority shall, to the extent practicable, make purchasing selections using specifications prepared under s. 16.72 (2) (f).

SECTION 120. 16.75 (10e) (a) of the statutes is amended to read:

16.75 **(10e)** (a) In this subsection, "energy consuming equipment" means any equipment that is designed for heating, ventilation, air conditioning, water heating or cooling, lighting, or refrigeration~~, or any other function, and that consumes energy~~.

SECTION 121. 16.75 (10e) (b) of the statutes is amended to read:

16.75 **(10e)** (b) If s. 16.855 (10s) (a) provides an applicable standard for the type of ~~agency~~ energy consuming equipment being purchased and the purchase will cost

more than $5,000 per unit the department, any ~~other designated purchasing agent under s. 16.71 (1)~~ delegated agency, any agency making purchases under s. 16.74, and any authority may not purchase that type of energy consuming equipment unless the specifications for the equipment meet the applicable standards. If there is an applicable standard under s. 16.855 (10s) (a), but the energy consuming equipment meeting that standard is not reasonably available, the department, ~~purchasing agent~~ delegated agency, agency, or authority shall ensure, for purchases over $5,000 per unit, that the energy consuming equipment that is purchased maximizes energy efficiency to the extent technically and economically feasible. The department, ~~purchasing agent~~ delegated agency, agency, or authority shall not determine that energy consuming equipment that meets the applicable standard under s. 16.855 (10s) (a) either is not reasonably available on the basis of cost alone or is not cost–effective unless the difference in the cost of the purchase and installation of the equipment that meets the standard and the equipment that would otherwise be installed is greater than the difference in the cost of operating the equipment that meets the standard and the equipment that would otherwise be installed over the anticipated life of the equipment.

SECTION 122. 16.75 (10m) of the statutes is amended to read:

16.75 **(10m)** The department, any ~~other designated purchasing agent under s. 16.71 (1)~~ delegated agency, any agency making purchases under s. 16.74, and any authority shall not enter into any contract or order for the purchase of materials, supplies, equipment, or contractual services with a person if the name of the person, or the name of an affiliate of that person, is certified to the department by the secretary of revenue under s. 77.66.

SECTION 123. 16.84 (1) of the statutes is amended to read:

16.84 **(1)** Have charge of, operate, maintain and keep in repair the state capitol building, the executive residence, ~~the light, heat and power plant,~~ any heating, cooling, and power plants serving state properties that are not operated by an agency, as defined in s. 16.52 (7), or by a purchaser, lessee, or contractor under s. 13.48 (14) or 16.848 (1), the state office buildings and their power plants, the grounds connected therewith, and such other state properties as are designated by law. All costs of such operation and maintenance shall be paid from the appropriations under s. 20.505 (5) (ka) and (kb), except for debt service costs paid under s. 20.866 (1) (u). The department shall transfer moneys from the appropriation under s. 20.505 (5) (ka) to the appropriation account under s. 20.505 (5) (kc) sufficient to make principal and interest payments on state facilities and payments to the United States under s. 13.488 (1) (m).

SECTION 124. 16.848 (title) of the statutes is amended to read:

16.848 (title) **Sale, lease, or contractual operation of ~~certain~~ state property or facilities.**

SECTION 125. 16.848 (1) of the statutes is amended to read:

16.848 **(1)** Except as provided in sub. (2), the department may offer for sale or lease any state–owned real property, if the department determines that the sale or lease is in the best interest of the state, unless prohibited under the state or federal constitution or federal law or the sale is conducted as a part of a procedure to enforce an obligation to this state. Any sale may be either on the basis of public bids, with the department reserving the right to reject any bid in the best interest of the state, or on the basis of negotiated prices as determined through a competitive or transparent process. If the department receives an offer to purchase property offered under this subsection, the department may submit a report to the building

commission recommending acceptance of the offer. The report shall contain a description of the property and the reasons for the recommendation. The department may recommend the sale of ~~a parcel of~~ property with or without the approval of the agency, as defined in s. 16.52 (7), having jurisdiction ~~of~~ over the property and regardless of whether the property is included in an inventory submitted under s. 13.48 (14) (d). If the building commission approves the proposed sale, the department may sell the property. Except with respect to property identified in sub. (2), if any agency, as defined in s. 16.52 (7), has authority to sell or lease real property under any other law, the authority of that agency does not apply after the department notifies the agency in writing that an offer of sale or sale, or a lease agreement, is pending with respect to the property under this subsection. If the sale or lease is not completed and no further action is pending with respect to the property, the authority of the agency to sell or lease the property is restored. If the department sells or leases any state–owned real property under this subsection, the department may attach such conditions to the sale or lease as it finds to be necessary or appropriate to carry out the sale or lease in the best interest of the state. If the department sells or leases a state–owned heating, cooling, or power plant under this subsection, the department may contract with the purchaser or lessee for the operation of the plant.

SECTION 126. 16.848 (1e) of the statutes is created to read:

16.848 **(1e)** If the department sells, leases, or contracts with a purchaser or lessee for the operation of any real property under sub. (1) that was under the jurisdiction of an agency, as defined in s. 16.52 (7), prior to the sale, lease, or contract, the agency shall convey all systems, fixtures, or additional property interests specified by the department to the purchaser or lessee of the property on terms

specified by the department. If the department sells, leases, or contracts with a purchaser or lessee for the operation of a state–owned heating, cooling, or power plant that is under the jurisdiction of an agency, as defined in s. 16.52 (7), the agency shall convey all real and personal property associated with the plant to the purchaser or lessee on terms specified by the department.

SECTION 127. 16.848 (1m) of the statutes is created to read:

16.848 **(1m)** If any property that is proposed to be sold by the department under sub. (1) is co–owned by a nonstate entity, the department shall afford to that entity the right of first refusal to purchase the share of the property owned by the state on reasonable financial terms established by the department.

SECTION 128. 16.848 (1s) of the statutes is created to read:

16.848 **(1s)** (a) If the department sells, leases, or contracts with a purchaser or lessee for the operation of any facility under sub. (1) that is operated by an agency, as defined in s. 16.52 (7), on the day prior to the effective date of the sale, lease, or contract, the secretary shall, notwithstanding s. 16.50 (1), require submission of expenditure estimates for approval under s. 16.50 (2) for each agency that proposes to expend moneys from any appropriation for the operation of the facility during the fiscal biennium in which the facility is sold or leased or operated under contract.

(b) Notwithstanding s. 16.50 (2), the secretary shall disapprove any such estimate for the period during which the facility is not operated by the agency. The secretary may then require the use of the amounts of any disapproved expenditure estimates for the purpose of purchase of contractual services from the facility or payment of the costs of purchasing services that were provided by the facility from an alternative source. If the department sells, leases, or contracts for the operation of a facility under this subsection, the secretary may identify any full–time

equivalent positions authorized for the agency that was operating the facility the duties of which primarily relate to the management or operation of the facility, and may decrease the authorized full–time equivalent positions for the agency by the number of positions so identified effective on the effective date of the sale, lease, or contract.

(c) Notwithstanding s. 20.001 (3) (a) to (c), the secretary may lapse or transfer to the general fund from the unencumbered balance of appropriations to any agency, other than sum sufficient appropriations or appropriations of program revenues to the Board of Regents of the University of Wisconsin System or appropriations of segregated or federal revenues, any amount appropriated to an agency that is determined by the secretary to be allocated for the management or operation of the facility that was sold or leased or operated under contract effective on the effective date of the sale, lease, or contract.

(d) The secretary shall report any action taken under this subsection to the cochairpersons of the joint committee on finance.

SECTION 129. 16.848 (2) (a) of the statutes is repealed.

SECTION 130. 16.848 (2) (b) of the statutes is repealed.

SECTION 131. 16.848 (2) (gw) of the statutes is repealed.

SECTION 132. 16.848 (4) (a) of the statutes is amended to read:

16.848 **(4)** (a) Except as provided in s. 13.48 (14) (e), if there is any outstanding public debt used to finance the acquisition, construction, or improvement of any property that is sold <u>or leased</u> under sub. (1), the department shall deposit a sufficient amount of the net proceeds from the sale <u>or lease</u> of the property in the bond security and redemption fund under s. 18.09 to repay the principal and pay the interest on the debt, and any premium due upon refunding any of the debt<u>. If there</u>

is any outstanding public debt used to finance the acquisition, construction, or improvement of any property that is sold or leased under sub. (1), the department shall then provide a sufficient amount of the net proceeds from the sale or lease of the property for the costs of maintaining federal tax law compliance applicable to the debt. If the property was acquired, constructed, or improved with federal financial assistance, the department shall pay to the federal government any of the net proceeds required by federal law. If the property was acquired by gift or grant or acquired with gift or grant funds, the department shall adhere to any restriction governing use of the proceeds. Except as required under ss. 13.48 (14) (e), 20.395 (9) (qd), and 51.06 (6), if there is no such debt outstanding, there are no moneys payable to the federal government, and there is no restriction governing use of the proceeds, and if the net proceeds exceed the amount required to be deposited, paid, or used for another purpose under this ~~paragraph~~ subsection, the department shall use the net proceeds or remaining net proceeds to pay principal and interest costs on other outstanding public debt.

SECTION 133. 16.848 (4) (b) 1. of the statutes is repealed and recreated to read:

16.848 **(4)** (b) 1. To the extent that debt service on the property being sold or leased was paid from a segregated fund, other outstanding public debt related to that segregated fund should be redeemed.

SECTION 134. 16.848 (4) (b) 2. of the statutes is repealed.

SECTION 135. 16.848 (4) (b) 3. of the statutes is amended to read:

16.848 **(4)** (b) 3. The extent to which general obligation debt that was issued to acquire, build, or improve the property being sold or leased is subject to current optional redemption, would require establishment of an escrow, or could be assigned for accounting purposes to another statutory bond purpose.

SECTION 136. 16.848 (4) (b) 5. of the statutes is amended to read:

16.848 **(4)** (b) 5. The costs of maintaining federal tax law compliance in the selection of general obligation debt to be redeemed.

SECTION 137. 16.848 (4) (c) of the statutes is created to read:

16.848 **(4)** (c) If there are any outstanding revenue obligations, issued pursuant to subch. II of ch. 18, used to finance the acquisition, construction, or improvement of any property that is sold or leased under sub. (1), the department shall deposit a sufficient amount of the net proceeds from the sale or lease of the property in the respective redemption fund provided under s. 18.561 (5) or 18.562 (3) to repay the principal and pay the interest on the revenue obligations, and any premium due upon refunding any of the revenue obligations. If there are any outstanding revenue obligations, issued pursuant to subch. II of ch. 18, used to finance the acquisition, construction, or improvement of any property that is sold or leased under sub. (1), the department shall then provide a sufficient amount of the net proceeds from the sale or lease of the property for the costs of maintaining federal tax law compliance applicable to the revenue obligations. For the purpose of paying principal and interest costs on other outstanding revenue obligations, the secretary may cause outstanding revenue obligations to be called for redemption on or following their optional redemption date, establish one or more escrow accounts to redeem obligations at their optional redemption date, or purchase bonds on the open market. Except as required under ss. 13.48 (14) (e), 20.395 (9) (qd), and 51.06 (6), if the net proceeds exceed the amount required to be deposited, paid, or used for another purpose under this paragraph, the department shall use the net proceeds or remaining net proceeds to pay principal and interest costs on other similar revenue obligations.

SECTION 138. 16.849 of the statutes is created to read:

16.849 Facility design services for state agencies. The department may provide facility design services to agencies, as defined in s. 16.70 (1e). The department may assess a fee to agencies for which the department performs services under this section.

SECTION 139. 16.855 (1) of the statutes is renumbered 16.855 (1m) and amended to read:

16.855 **(1m)** The department shall let by contract to the lowest qualified responsible bidder all construction work when the estimated construction cost of the project exceeds $50,000, except for construction work authorized under s. 16.858 and except as provided in sub. (1r) or (10m) or s. 13.48 (19). If factors other than dollar amounts are required to be evaluated for a project, the department shall specify a formula that will convert the other factors into a dollar value for comparison.

(1r) If a bidder is not a Wisconsin firm and the department determines that the state, foreign nation or subdivision thereof in which the bidder is domiciled grants a preference to bidders domiciled in that state, nation or subdivision in making governmental purchases, the department shall give a preference over that bidder to Wisconsin firms, if any, when awarding the contract, in the absence of compelling reasons to the contrary. The department may enter into agreements with states, foreign nations and subdivisions thereof for the purpose of implementing this subsection.

SECTION 140. 16.855 (1g) of the statutes is created to read:

16.855 **(1g)** In this section:

(a) "Mechanical, electrical, or plumbing subcontractor" is a contractor that performs mechanical, electrical, plumbing, or fire protection work and enters into a contract with a general prime contractor to perform their division of work.

(b) "Qualified bidder" means a person that the department certifies under sub. (9m) (b) 1.

(c) "Qualified responsible bidder" means a person who is a qualified bidder and who is a responsible bidder.

(d) "Responsible bidder" means a person that the department certifies under sub. (9m) (b) 2.

(e) "Single prime contracting" means bidding and contracting through a process in which only a general prime contractor has a contractual relationship with the state and all mechanical, electrical, or plumbing subcontractors are selected by department and are subcontractors to the general prime contractor.

SECTION 141. 16.855 (2) (a) 5. of the statutes is amended to read:

16.855 **(2)** (a) 5. Date~~,~~ when and place where plans will be available.

SECTION 142. 16.855 (2) (a) 6. of the statutes is created to read:

16.855 **(2)** (a) 6. That the department shall consider only bids from persons who are responsible bidders and, unless sub. (9m) (ar) 2. applies, qualified bidders.

SECTION 143. 16.855 (9) of the statutes is renumbered 16.855 (9m) (b) 1. c. and amended to read:

16.855 **(9m)** (b) 1. c. ~~The~~ If the department ~~may require bidders to submit~~ so requires or the bidder will be considered unqualified, the bidder has submitted a sworn ~~statements~~ statement as to financial ability, equipment, and experience in construction and ~~require such~~ other information as may be necessary to determine ~~their~~ the bidder's competency.

SECTION 144. 16.855 (9m) of the statutes is created to read:

16.855 **(9m)** (ag) In this subsection, "bidder" includes a potential bidder.

(ar) 1. The department shall certify bidders as qualified bidders under par. (b) 1. and responsible bidders under par. (b) 2. and shall administer a registration process for all bidders submitting bids on any construction project under this section. The department shall issue, in a timely manner, a certification decision on a complete application for certification. A certification under this subdivision is valid for 2 years except the department may decertify a bidder if the department determines that the bidder no longer meets the qualifications under par. (b) and if the department follows a decertification process developed by rule that provides to the bidder notice, hearing, and a means to appeal.

2. Notwithstanding sub. (1m) or (14) (e), the department may waive the condition of certification as a qualified bidder if the project is of such magnitude as to limit competition if the conditions under par. (b) 1. were required.

3. The department shall consider for certification under par. (b) associations consisting of at least 2 contracting firms that are organized for the purpose of entering into a construction contract as a single entity if at least one of the contracting firms is qualified under par. (b) and if the assignment of, and provisions for the continuity of, the various responsibilities within the association are agreed upon before the contract is awarded.

(b) 1. To be certified as a qualified bidder, a bidder must meet all of the following conditions:

a. The bidder has completed at least one project that involved similar work to the work being bid and the project was at least 50 percent of the size or value of the division of the project being bid. If the department determines that more experience

is necessary for a particular project, the department may include additional requirements in the specifications and certify bidders accordingly.

b. The bidder has access to all necessary equipment and the organizational capacity and technical competence necessary to perform the project work properly and expeditiously.

2. To be certified as a responsible bidder, a bidder must meet all of the following conditions:

a. The bidder maintains a permanent place of business.

b. The bidder submits a sworn statement, upon the department's request, that indicates that the bidder has adequate financial resources to complete the work being bid, taking into account any other work the bidder is currently under contract to complete.

c. The bidder is bondable for the term of the proposed contract.

d. The bidder has a record of satisfactorily completing projects. In determining this factor, the department shall consider if the bidder has completed all contracts in accordance with drawings and specifications; diligently pursued execution of the work and completed contracts according to the time schedule, taking account of extensions granted; fulfilled guarantee requirements of contracts; if the contract included an affirmative action program requirement, complied with the requirement; and, if the contract included a safety program requirement, complied with the requirement.

e. The bidder is not on an ineligible list that the department maintains under s. 16.705 (9) or 16.765 (9) or on a list that another agency maintains for persons who violated construction–related statutes or administrative rules.

f. The bidder has been in business for at least 12 months.

g. The bidder is a legal entity and authorized to do business in Wisconsin.

h. The bidder has performed at least one other public project for a government entity.

i. The bidder can provide information, upon request, to the department on the bidder's ownership, management, and control.

j. In any jurisdiction, the bidder, in the previous 10 years, has not been debarred from any government contracts and has not been found to have committed tax avoidance or evasion.

k. In any jurisdiction, in the previous 10 years, the bidder has not been disciplined under a professional license and none of the bidder's employees and no member of the bidder's organization has been disciplined under a professional license.

SECTION 145. 16.855 (10m) (am) 3. of the statutes is amended to read:

16.855 **(10m)** (am) 3. The department may award any contract to a minority business or disabled veteran–owned business, or a business that is both a minority business and a disabled veteran–owned business, ~~that~~ <u>if the business is a qualified responsible bidder and the business</u> submits a ~~qualified responsible~~ bid that is no more than 5 percent higher than the apparent low bid.

SECTION 146. 16.855 (13) of the statutes is repealed and recreated to read:

16.855 **(13)** (a) In any project under this section let under single prime contracting, the department shall identify, as provided under par. (b), necessary mechanical, electrical, or plumbing subcontractors who are qualified responsible bidders and a general prime contractor who is submitting a bid under sub. (14) shall include the selected subcontractors.

(b) For purposes of selecting subcontractors under par. (a), the department shall develop and administer an open and public bidding process and follow the requirements and procedures under sub. (2). Within 48 hours of bid submission, the department shall make available on the department Internet site the names of the bidders and the amount of the bid. No more than 7 days after the deadline for bid submission, the department shall provide public notice of the lowest bidders who are qualified responsible bidders. The department shall make available on its Internet site the bids, including the bid documents, identified under this paragraph as the lowest bidders and they shall be open to public inspection. No other bids under this paragraph may be on the Internet site or open to public inspection.

SECTION 147. 16.855 (14) (a) of the statutes is renumbered 16.855 (14) (d) and amended to read:

16.855 **(14)** (d) ~~If a project requires prior approval of the building commission under s. 13.48 (10) (a) and bids are required to be solicited under sub. (2), the department shall take both single bids and separate bids on any division of the work that it designates. If a project does not require prior approval of the building commission under s. 13.48 (10) (a) and bids are required to be solicited under sub. (2), the department may take single bids or separate bids on any division of the work that it designates. If the department awards contracts by the division of work, the department shall award the contracts according to the division of work selected for bidding.~~ Except as provided in sub. (10m) (am), the department shall award all <u>single prime</u> contracts to the lowest <u>bidder who is a</u> qualified responsible bidder ~~or bidders~~ that ~~result~~ <u>results</u> in the lowest total construction cost for the project.

SECTION 148. 16.855 (14) (am) of the statutes is created to read:

16.855 **(14)** (am) Except as provided in s. 13.48 (19), the department shall let all construction projects that exceed $185,000 through single prime contracting.

SECTION 149. 16.855 (14) (b) of the statutes is amended to read:

16.855 **(14)** (b) The state is not liable to a ~~prime~~ contractor for damage from delay caused by another ~~prime~~ contractor if the department takes reasonable action to require the delaying ~~prime~~ contractor to comply with its contract. If the state is not liable under this paragraph, the delayed ~~prime~~ contractor may bring an action for damages against the delaying ~~prime~~ contractor.

SECTION 150. 16.855 (14) (bm) of the statutes is created to read:

16.855 **(14)** (bm) If the bid is being let through single prime contracting, bidders for the general prime contractor who are responsible qualified bidders shall submit their bids to the department no later than 7 days after the successful subcontractor bids become available to the public under sub. (13) (b).

SECTION 151. 16.855 (14) (c) of the statutes is created to read:

16.855 **(14)** (c) The department shall reject any bid for the general prime contractor from a bidder who submits a bid that includes contractors other than the ones selected under sub. (13) (a). The award of a contract may not be finalized until the department approves the required performance bond and certificate of insurance.

SECTION 152. 16.855 (14) (e) of the statutes is created to read:

16.855 **(14)** (e) Within 30 days after the deadline under par. (bm), the department shall notify the successful general prime contractor bidder of its selection. The contractor who is awarded the contract shall enter into contracts with the mechanical, electrical, or plumbing subcontractors selected under par. (13) (a) and shall comply with the requirements under sub. (14m). The department shall

make the final bid results available on its Internet site at the time it provides the written, official notice to the successful general prime contractor bidder notifying the contractor that the contract is fully executed and that the contractor is authorized to begin work on the project.

SECTION 153. 16.855 (14m) of the statutes is created to read:

16.855 **(14m)** (a) The department shall develop a standard contract for a general prime contractor selected under sub. (14) to use and shall include in the contract all of the following:

1. A requirement that all subcontractors selected under sub. (13) (a) provide a 100 percent performance bond and a 100 percent payment bond to the benefit of the general prime contractor as the only obligee.

2. A delineation of the responsibilities, insurance requirements, indemnification obligations, claims processes, and termination rights and protections of all subcontractors selected under sub. (13) (a).

3. A requirement that the general prime contractor is subject to s. 16.528 (2m).

4. A schedule for payment from the general prime contractor to a subcontractor that is consistent with sub. (19) (b).

(b) Neither a general prime contractor nor a subcontractor selected under sub. (13) (b) may amend a contract developed under par. (a).

SECTION 154. 16.855 (19) of the statutes is renumbered 16.855 (19) (a) and amended to read:

16.855 **(19)** (a) As the work progresses under any contract for construction <u>of a project</u> the department, from time to time, shall grant to the contractor an estimate of the amount and proportionate value of the work done, which shall entitle the contractor to receive the amount ~~thereof~~, less the retainage, from the proper fund.

The retainage shall be an amount equal to not more than 5% of the estimate until 50% of the work has been completed. At 50% completion, no additional amounts shall be retained, and partial payments shall be made in full to the contractor unless the ~~architect or engineer~~ department certifies that the job is not proceeding satisfactorily. At 50% completion or any time thereafter when the progress of the work is not satisfactory, additional amounts may be retained but in no event shall the total retainage be more than 10% of the value of the work completed. Upon substantial completion of the work, ~~an~~ any amount retained ~~may~~ shall be paid to the contractor, less the value of any required corrective work or uncompleted work. For the purposes of this section, estimates may include any fabricated or manufactured materials and components specified, previously paid for by contractor and delivered to the work or properly stored and suitable for incorporation in the work embraced in the contract.

(c) This subsection does not apply to contracts awarded under s. 16.858.

SECTION 155. 16.855 (19) (b) of the statutes is created to read:

16.855 **(19)** (b) As the work progresses under any subcontract under sub. (14) (e) for construction of a project, the general prime contractor shall, upon request of a subcontractor, pay to the subcontractor an amount equal to the proportionate value of the subcontractor's work done, less retainage. The retainage shall be an amount equal to not more than 5 percent of the subcontractor's work completed until 50 percent of the subcontractor's work has been completed. At 50 percent completion, no additional amounts may be retained, and partial payments shall be made in full to the subcontractor unless the department certifies that the subcontractor's work is not proceeding satisfactorily. At 50 percent completion or any time thereafter when the progress of the subcontractor's work is not satisfactory, additional amounts

may be retained but the total retainage may not be more than 10 percent of the value of the work completed. Upon substantial completion of the subcontractor's work, any amount retained shall be paid to the subcontractor, less the value of any required corrective work or uncompleted work. All payments the general prime contractor makes under this paragraph shall be within 7 calendar days after the date on which the general prime contractor receives payment from the department for the work performed.

SECTION 156. 16.957 (1) (gg) of the statutes is repealed.

SECTION 157. 16.957 (2) (a) (intro.) of the statutes is amended to read:

16.957 **(2)** (a) *Low–income programs.* (intro.) After holding a hearing, establish programs to be administered by the department for awarding grants from the appropriation under s. 20.505 (3) (r) to provide low–income assistance. In each fiscal year, the amount awarded under this paragraph shall be sufficient to ensure that an amount equal to ~~47%~~ 50% of the sum of the following~~, or the amount determined under par. (d) 2m.~~, is ~~spent~~ allocated for weatherization and other energy conservation services:

SECTION 158. 16.957 (2) (a) 1. of the statutes is repealed.

SECTION 159. 16.957 (2) (a) 3. of the statutes is amended to read:

16.957 **(2)** (a) 3. ~~All~~ The moneys ~~spent in a fiscal year on programs established under this paragraph~~ collected in low–income assistance fees under sub. (4) (a).

SECTION 160. 16.957 (2) (d) 2m. of the statutes is repealed.

SECTION 161. 16.964 (title) of the statutes is repealed.

SECTION 162. 16.964 (1g) of the statutes is repealed.

SECTION 163. 16.964 (1m) (intro.) of the statutes is repealed.

SECTION 164. 16.964 (1m) (a) and (b) of the statutes are consolidated, renumbered 165.25 (13) and amended to read:

165.25 **(13)** JUVENILE JUSTICE IMPROVEMENT PLAN. Serve as the state planning agency under the juvenile justice and delinquency prevention act of 1974, P.L. 93–415. ~~(b) Prepare~~ The department shall prepare a state comprehensive juvenile justice improvement plan ~~on behalf of the governor~~. The plan shall be submitted to the governor, the joint committee on finance in accordance with s. 16.54, and to the appropriate standing committees of each house of the legislature as determined by the presiding officer of each house. The plan shall be updated periodically and shall be based on an analysis of the state's juvenile justice needs and problems.

SECTION 165. 16.964 (1m) (c) of the statutes is repealed.

SECTION 166. 16.964 (1m) (d) of the statutes is renumbered 165.25 (14) and amended to read:

165.25 **(14)** COOPERATION AND ASSISTANCE. Cooperate with and render technical assistance to state agencies and units of local government and public or private agencies relating to the criminal and juvenile justice system.

SECTION 167. 16.964 (1m) (e) of the statutes is renumbered 165.25 (15) and amended to read:

165.25 **(15)** CONTRACTS AND EXPENDITURES. Apply for contracts or receive and expend for its purposes any appropriation or grant from the state, a political subdivision of the state, the federal government or any other source, public or private, in accordance with the statutes.

SECTION 168. 16.964 (1m) (f) of the statutes is renumbered 165.845 (1) (c).

SECTION 169. 16.964 (1m) (g) of the statutes is renumbered 165.845 (1) (a) and amended to read:

165.845 **(1)** (a) Collect information concerning the number and nature of offenses known to have been committed in this state and such other information as may be useful in the study of crime and the administration of justice. The ~~office~~ department of justice may determine any other information to be obtained regarding crime and justice system statistics. The information shall include data requested by the federal bureau of investigation under its system of uniform crime reports for the United States.

SECTION 170. 16.964 (1m) (h) of the statutes is renumbered 165.845 (1) (b) and amended to read:

165.845 **(1)** (b) Furnish all reporting officials with forms or instructions or both that specify the nature of the information required under par. ~~(g)~~ (a), the time it is to be forwarded, the method of classifying and any other matters that facilitate collection and compilation.

SECTION 171. 16.964 (1m) (i) of the statutes is renumbered 321.03 (1) (e).

SECTION 172. 16.964 (2) of the statutes is renumbered 165.845 (2) and amended to read:

165.845 **(2)** All persons in charge of law enforcement agencies and other criminal and juvenile justice system agencies shall supply the ~~office~~ department of justice with the information described in sub. ~~(1m) (g)~~ (1) (a) on the basis of the forms or instructions or both to be supplied by the ~~office~~ department under sub. ~~(1m) (g)~~ (1) (a). The department may conduct an audit to determine the accuracy of the data and other information it receives from law enforcement agencies and other criminal and juvenile justice system agencies.

SECTION 173. 16.964 (3) of the statutes is repealed.

SECTION 174. 16.964 (5) of the statutes is renumbered 165.986, and 165.986 (1), (2), (3) (intro.), (4) and (6), as renumbered, are amended to read:

165.986 **(1)** The ~~office~~ department of justice shall provide grants from the appropriation under s. ~~20.505 (6) (kb)~~ 20.455 (2) (kb) to cities to employ additional uniformed law enforcement officers whose primary duty is beat patrolling. A city is eligible for a grant under this ~~subsection~~ section in fiscal year 1994–95 if the city has a population of 25,000 or more. A city may receive a grant for a calendar year if the city applies for a grant before September 1 of the preceding calendar year. Grants shall be awarded to the 10 eligible cities submitting an application for a grant that have the highest rates of violent crime index offenses in the most recent full calendar year for which data is available under the uniform crime reporting system of the federal bureau of investigation.

(2) A city applying to the ~~office~~ department of justice for a grant under this ~~subsection~~ section shall include a proposed plan of expenditure of the grant moneys. The grant moneys that a city receives under this ~~subsection~~ section may be used for salary and fringe benefits only. Except as provided in ~~par. (c)~~ sub. (3), the positions for which funding is sought must be created on or after April 21, 1994, and result in a net increase in the number of uniformed law enforcement officers assigned to beat patrol duties.

(3) (intro.) During the first 6 months of the first year of a grant, a city may, with the approval of the ~~office~~ department, use part of the grant for the payment of salary and fringe benefits for overtime provided by uniformed law enforcement officers whose primary duty is beat patrolling. A city may submit a request to the ~~office~~ department for a 3–month extension of the use of the grant for the payment of

overtime costs. To be eligible to use part of the first year's grant for overtime costs, the city shall provide the ~~office~~ department with all of the following:

(4) The ~~office~~ department shall develop criteria which, notwithstanding s. 227.10 (1), need not be promulgated as rules under ch. 227, for use in determining the amount to grant to cities under this ~~subsection~~ section. The ~~office~~ department may not award an annual grant in excess of $150,000 to any city. The ~~office~~ department shall review any application and plan submitted under ~~par. (b)~~ sub. (2) to determine if that application and plan meet the requirements of this ~~subsection~~ section. The grant that a city receives under this ~~subsection~~ section may not supplant existing local resources.

(6) The ~~office~~ department may make grants to additional cities with a population of 25,000 or more after fiscal year 1994–95. Eligibility for grants under this ~~paragraph~~ subsection shall be determined and allocations made as provided in this ~~subsection~~ section.

SECTION 175. 16.964 (8) of the statutes is renumbered 165.987, and 165.987 (1), (2) and (3), as renumbered, are amended to read:

165.987 **(1)** From the appropriations under s. ~~20.505 (6) (d) and (kj)~~ 20.455 (2) (cr) and (kj), the ~~office~~ department of justice shall allocate $500,000 in each fiscal year to enter into a contract with an organization to provide services in a county having a population of 500,000 or more for the diversion of youths from gang activities into productive activities, including placement in appropriate educational, recreational, and employment programs. Notwithstanding s. 16.75, the ~~office~~ department may enter into a contract under this ~~paragraph~~ subsection without soliciting bids or proposals and without accepting the lowest responsible bid or offer.

(2) From the appropriation under s. ~~20.505 (6) (km)~~ 20.455 (2) (k), the ~~office~~ department of justice may not distribute more than $300,000 in each fiscal year to the organization that it has contracted with under ~~par. (a)~~ sub. (1) for alcohol and other drug abuse education and treatment services for participants in that organization's youth diversion program.

(3) From the appropriations under s. ~~20.505 (6) (d) and (kj)~~ 20.455 (2) (cr) and (kj) the ~~office~~ department of justice shall allocate $150,000 in each fiscal year to enter into a contract with an organization to provide services in Racine County, $150,000 in each fiscal year to enter into a contract with an organization to provide services in Kenosha County, $150,000 in each fiscal year to enter into a contract with an organization that is located in ward 2 in the city of Racine to provide services in Racine County, and $150,000 in each fiscal year to enter into a contract with an organization to provide services in Brown County, and from the appropriation under s. ~~20.505 (6) (kj)~~ 20.455 (2) (kj), the department shall allocate $100,000 in each fiscal year to enter into a contract with an organization, for the diversion of youths from gang activities into productive activities, including placement in appropriate educational, recreational, and employment programs, and for alcohol or other drug abuse education and treatment services for participants in that organization's youth diversion program. The organization that is located in ward 2 in the city of Racine shall have a recreational facility, shall offer programs to divert youths from gang activities, may not be affiliated with any national or state association, and may not have entered into a contract under s. 301.265 (3), 1995 stats. Notwithstanding s. 16.75, the ~~office~~ department may enter into a contract under this ~~paragraph~~ subsection without soliciting bids or proposals and without accepting the lowest responsible bid or offer.

SECTION 176. 16.964 (11) of the statutes is repealed.

SECTION 177. 16.964 (12) (a) to (j) of the statutes are renumbered 165.95 (1) to (10), and 165.95 (1) (intro.), (2), (2r), (3) (intro.) and (k), (4), (5), (5m) (intro.), (6), (7), (7m), (8), (9) and (10), as renumbered, are amended to read:

165.95 **(1)** (intro.) In this ~~subsection~~ section, "violent offender" means a person to whom one of the following applies:

(2) The ~~office~~ department of justice shall make grants to counties to enable them to establish and operate programs, including suspended and deferred prosecution programs and programs based on principles of restorative justice, that provide alternatives to prosecution and incarceration for criminal offenders who abuse alcohol or other drugs. The ~~office~~ department of justice shall make the grants from the appropriations under s. ~~20.505 (6) (b), (kn), and (ku)~~ 20.455 (2) (em), (kn), and (kv). The ~~office~~ department of justice shall collaborate with the departments of corrections and health and family services in establishing this grant program.

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

(3) (intro.) A county shall be eligible for a grant under ~~par. (b)~~ sub. (2) if all of the following apply:

(k) The county complies with other eligibility requirements established by the ~~office~~ department of justice to promote the objectives listed in ~~subds. 1. and 2~~ pars. (a) and (b).

(4) In implementing a program that meets the requirements of ~~par. (c)~~ sub. (3), a county department may contract with or award grants to a religious organization under s. 59.54 (27).

(5) (a) A county that receives a grant under this ~~subsection~~ section shall create an oversight committee to advise the county in administering and evaluating its program. Each committee shall consist of a circuit court judge, the district attorney or his or her designee, the state public defender or his or her designee, a local law enforcement official, a representative of the county, a representative of each other county agency responsible for providing social services, including services relating to child welfare, mental health, and the Wisconsin Works program, representatives of the departments of corrections and health and family services, a representative from private social services agencies, a representative of substance abuse treatment providers, and other members to be determined by the county.

(b) A county that receives a grant under this ~~subsection~~ section shall comply with state audits and shall submit an annual report to the ~~office~~ department of justice and to the oversight committee created under ~~subd. 1.~~ par. (a) regarding the impact of the program on jail and prison populations and its progress in attaining the goals specified in ~~par. (c) 2. and 6~~ sub. (3) (b) and (f).

(5m) (intro.) In a program funded by a grant under this ~~subsection~~ section, if urine collection for the purposes of a drug test results in the exposure of a program participant's genitals, pubic area, buttock or anus, all of the following must apply:

(6) Two or more counties may jointly apply for and receive a grant under this ~~subsection~~ section. If counties submit a joint application, they shall include with their application a written agreement specifying each county department's role in developing, administering, and evaluating the program. The oversight committee established under ~~par. (e) 1.~~ sub. (5) (a) shall consist of representatives from each county.

(7) Grants provided under this ~~subsection~~ section shall be provided on a calendar year basis beginning on January 1, 2007. If the ~~office~~ department of justice decides to make a grant to a county under this ~~subsection~~ section, the ~~office~~ department of justice shall notify the county of its decision and the amount of the grant no later than September 1 of the year preceding the year for which the grant will be made.

(7m) Beginning in fiscal year 2012–13, the ~~office~~ department of justice shall, every 5 years, make grants under this ~~subsection~~ section available to any county on a competitive basis. A county may apply for a grant under this ~~paragraph~~ subsection regardless of whether the county has received a grant previously under this ~~subsection~~ section.

(8) The ~~office~~ department of justice shall assist a county receiving a grant under this ~~subsection~~ section in obtaining funding from other sources for its program.

(9) The ~~office~~ department of justice shall inform any county that is applying for a grant under this ~~subsection~~ section whether the county meets the requirements established under ~~par. (c)~~ sub. (3), regardless of whether the county receives a grant.

(10) The ~~office~~ department of justice shall ~~enter into one or more contracts with another person for the purpose of evaluating~~ evaluate every 2 years, the grant program established under this ~~subsection~~ section~~. The office shall fund such contracts from moneys appropriated under s. 20.505 (6) (b) and (ku) with 1 percent of the amount awarded as grants under par. (b)~~.

SECTION 178. 16.964 (12) (k) of the statutes is repealed.

SECTION 179. 16.964 (14) of the statutes is renumbered 165.96, and 165.96 (intro.), as renumbered, is amended to read:

165.96 Child advocacy grants. (intro.) Beginning in fiscal year 2011–2012, from the appropriation under s. ~~20.505 (6) (ke)~~ 20.455 (5) (ke), the ~~office~~ department of justice shall in each fiscal year provide $17,000 to each of the following child advocacy centers for education, training, medical advice, and quality assurance activities:

SECTION 180. 16.964 (15) of the statutes is renumbered 165.25 (17) and amended to read:

165.25 **(17)** INTEROPERABILITY. (a) The ~~office~~ department of justice shall provide staff support for the interoperability council under s. 16.9645 and oversight of the development and operation of a statewide public safety interoperable communication system.

(b) 1. The ~~office~~ department may charge a public safety agency, as defined in s. 256.35 (1) (g), that is a state agency a fee for use of the statewide public safety interoperable communication system under par. (a).

2. The ~~office~~ department may charge a person that is not a state agency a fee for use of the statewide public safety interoperable communication system under par. (a).

SECTION 181. 16.964 (17) of the statutes is renumbered 301.073 and amended to read:

301.073 American Indian tribal community reintegration program. The ~~office~~ department shall establish a program to facilitate the reintegration of American Indians who have been incarcerated in a state prison into their American Indian tribal communities. Under the program, each participant shall be provided an integration plan that addresses the participant's needs and shall be provided services that are customized for the participant. The program shall encourage

confidence, responsibility, and independence among participants. The ~~office~~ department shall ensure that the program incorporates tribal practices and traditions that meet the participant's community reintegration needs.

SECTION 182. 16.964 (18) of the statutes is repealed.

SECTION 183. 16.9645 (2) (d) of the statutes is amended to read:

16.9645 **(2)** (d) Assist the ~~office~~ department of justice ~~assistance~~ in identifying and obtaining funding to implement a statewide public safety interoperable communication system.

SECTION 184. 16.9645 (2) (e) of the statutes is amended to read:

16.9645 **(2)** (e) Advise the ~~office~~ department of justice ~~assistance~~ and the department of military affairs on allocating funds, including those available for homeland security, for the purpose of achieving the goals under par. (b).

SECTION 185. 16.9645 (2) (f) (intro.) of the statutes is amended to read:

16.9645 **(2)** (f) (intro.) Make recommendations to the ~~office~~ department of justice ~~assistance~~ on all of the following:

SECTION 186. 16.967 (3) (h) of the statutes is created to read:

16.967 **(3)** (h) Establish an implementation plan for a statewide digital parcel map.

SECTION 187. 16.971 (2) (cf) of the statutes is amended to read:

16.971 **(2)** (cf) Implement, operate, maintain, and upgrade an ~~integrated business information~~ enterprise resource planning system capable of providing information technology services to all agencies in the areas of accounting, auditing, payroll and other financial services; procurement; human resources; and other administrative processes. The department may provide information technology services under this subsection to any executive branch agency under s. 16.70 (4). The

department may also provide information technology services to any local governmental unit under this subsection.

SECTION 188. 16.972 (2) (j) of the statutes is created to read:

16.972 **(2)** (j) In consultation with an executive branch agency other than the Board of Regents of the University of Wisconsin System transfer to the department any full–time equivalent position in that executive branch agency other than the Board of Regents of the University of Wisconsin System that is related to the provision of information technology infrastructure services in that executive branch agency, and any incumbent employee holding that position. If a position is transferred under this paragraph, the department shall assess the appropriate executive branch agency appropriation account for the costs to pay salary and fringe benefit costs of the transferred position. If an incumbent employee is transferred under this paragraph, the department shall determine the transferred employee's probationary status under s. 230.28, except that the employee shall receive credit towards his or her probationary period for the time that the employee had been employed in any unclassified position immediately prior to appointment. The department may require an executive branch agency that is subject to a transfer under this paragraph to transfer to the department information technology equipment or systems required by the department to carry out information technology services for the executive branch agency, and may assess that executive branch agency for the provision of information technology services to that executive branch agency.

SECTION 189. 16.974 (2) of the statutes is amended to read:

16.974 **(2)** Subject to s. 16.972 (2) (b), enter into and enforce an agreement with any agency, any authority, any unit of the federal government, any local

governmental unit, any entity in the private sector, any individual, or any tribal school, as defined in s. 115.001 (15m), to provide services authorized to be provided by the department to that agency, authority, unit, entity, individual, or tribal school at a cost specified in the agreement.

SECTION 190. 16.974 (3) of the statutes is amended to read:

16.974 **(3)** Develop or operate and maintain any system or device facilitating Internet or telephone access to information about programs of agencies, authorities, local governmental units, entities in the private sector, individuals, or any tribal schools, as defined in s. 115.001 (15m), or otherwise permitting the transaction of business by agencies, authorities, local governmental units, entities in the private sector, individuals, or tribal schools by means of electronic communication. The department may assess executive branch agencies, other than the board of regents of the University of Wisconsin System, for the costs of systems or devices relating to information technology or telecommunications that are developed, operated, or maintained under this subsection in accordance with a methodology determined by the department. The department may also charge any agency, authority, local governmental unit, entity in the private sector, individual, or tribal school for such costs as a component of any services provided by the department to that agency, authority, local governmental unit, entity, individual, or tribal school.

SECTION 191. 16.975 of the statutes is amended to read:

16.975 Access to information. The department shall withhold from access under s. 19.35 (1) all information submitted to the department by agencies, authorities, units of the federal government, local governmental units ~~or~~, entities in the private sector, or individuals for the purpose of processing. The department may not process such information without the consent of the agency, authority, unit ~~or~~

~~other,~~ entity, or individual which submitted the information and may not withhold such information from the agency, authority, unit ~~or other,~~ entity, or individual or from any other person authorized by the agency, authority, unit ~~or,~~ entity, or individual to have access to the information. The agency, authority, unit ~~or other,~~ entity, or individual submitting the information remains the custodian of the information while it is in the custody of the department and access to such information by that agency, authority, unit ~~or,~~ entity, or individual or any other person shall be determined by that agency, authority, unit ~~or other,~~ entity, or individual and in accordance with law.

SECTION 192. 16.9795 of the statutes is created to read:

16.9795 Broadband expansion grant program. (1) In this section:

(a) "Eligible applicant" means any of the following:

1. An organization operated for profit or not for profit, including a cooperative.

2. A telecommunications utility.

3. A city, village, town, or county that submits an application in partnership with an eligible applicant under subd. 1. or 2.

(b) "Underserved" means served by fewer than 2 broadband service providers.

(2) The department shall administer the broadband expansion program and shall have the following powers:

(a) In consultation with the public service commission, to make broadband expansion grants to eligible applicants for the purpose of constructing broadband infrastructure in underserved areas designated under par. (d). Grants awarded under this section shall be paid from the appropriation under s. 20.505 (4) (u).

(b) To prescribe the form, nature, and extent of the information that shall be contained in an application for a grant under this section. The application shall

require the applicant to identify the area of the state that will be affected by the proposed project and explain how the proposed project will increase broadband access.

(c) To establish criteria for evaluating applications and awarding grants under this section. The criteria shall prohibit grants that have the effect of subsidizing the expenses of a telecommunication service provider or the monthly bills of telecommunications customers. The criteria shall give priority to projects that include matching funds, that involve public–private partnerships, that affects areas with no broadband service providers, or that affect a large geographic area or a large number of underserved individuals or communities.

(d) In consultation with the public service commission, to designate areas of the state that are underserved as underserved areas.

SECTION 193. 17.03 (4) (d) of the statutes is amended to read:

17.03 **(4)** (d) If the office is local and appointive, and residency, subject to s. 66.0502, is a local requirement, the county, city, village, town, district, or area within which the duties of the office are required to be discharged.

SECTION 194. 20.002 (11) (b) 2. of the statutes is amended to read:

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

SECTION 195. 20.003 (4) (gm) of the statutes is created to read:

20.003 **(4)** (gm) For fiscal year 2015–16, $65,000,000.

SECTION 196. 20.003 (4) (gn) of the statutes is created to read:

20.003 **(4)** (gn) For fiscal year 2016–17, $65,000,000.

SECTION 197. 20.003 (4) (L) of the statutes is amended to read:

20.003 **(4)** (L) For fiscal year ~~2015–16~~ 2017–18 and each fiscal year thereafter, 2 percent.

SECTION 198. 20.005 (1) of the statutes is repealed and recreated to read:

20.005 **(1)** SUMMARY OF ALL FUNDS. The budget governing fiscal operations for the state of Wisconsin for all funds beginning on July 1, 2013, and ending on June 30, 2015, is summarized as follows: [See Figure 20.005 (1) following]

Figure: 20.005 (1)

GENERAL FUND SUMMARY

	2013–14	2014–15
Opening Balance, July 1	$ 487,725,300	$ 296,256,900
Revenues		
Taxes	$ 13,991,205,900	$ 14,520,998,000
Departmental Revenues		
Tribal Gaming	25,985,400	26,766,700
Other	563,520,500	521,019,700
Total Available	$ 15,068,437,100	$ 15,365,041,300
Appropriations, Transfers, and Reserves		
Gross Appropriations	$ 14,978,420,900	$ 15,507,819,500
Transfers to:		
Transportation Fund	58,127,000	36,302,500
Veterans Trust Fund	5,300,000	0

	2013–14	2014–15
Compensation Reserves	46,363,700	76,000,500
Less Lapses	–316,031,400	–363,180,900
Total Expenditures	$ 14,772,180,200	$ 15,256,941,600
Balances		
Gross Balance	$ 296,256,900	$ 108,099,700
Less Required Statutory Balance	–65,000,000	–65,000,000
Net Balance, June 30	$ 231,256,900	$ 43,099,700

SUMMARY OF APPROPRIATIONS — ALL FUNDS

	2013–14	2014–15
General Purpose Revenue	$ 14,978,420,900	$ 15,507,819,500
Federal Revenue	$ 9,663,243,000	$ 9,915,856,400
Program	8,764,609,400	9,018,125,100
Segregated	898,633,600	897,731,300
Program Revenue	$ 4,961,635,700	$ 4,991,319,500
Nonservice	4,126,413,800	4,158,037,000
Service	835,221,900	833,282,500
Segregated Revenue	$ 4,048,794,200	$ 3,931,573,400
State nonservice	3,700,673,000	3,583,427,900
Local	107,611,800	107,636,100
Service	240,509,400	240,509,400
GRAND TOTAL	$ 33,652,093,800	$ 34,346,568,800

SUMMARY OF COMPENSATION RESERVES — ALL FUNDS

	2013–14	2014–15
General Purpose Revenue	$ 46,363,700	$ 76,000,500
Federal Revenue	12,054,600	19,760,100
Program Revenue	20,400,000	33,440,200
Segregated Revenue	13,909,100	22,800,100
TOTAL	$ 92,727,400	$ 152,000,900

LOTTERY FUND SUMMARY

	2013–14	2014–15
Gross Revenue		
Ticket Sales	$ 526,636,400	$ 526,636,400
Miscellaneous Revenue	63,800	63,800
	$ 526,700,200	$ 526,700,200
Expenses		
Prizes	$ 310,686,300	$ 310,686,300
Administrative Expenses	72,803,000	73,142,300
	$ 383,489,300	$ 383,828,600
Net Proceeds	$ 143,210,900	$ 142,871,600

	2013–14	2014–15
Total Available for Property Tax Relief		
Opening Balance	$ 17,157,600	$ 10,534,000
Net Proceeds	143,210,900	142,871,600
Interest Earnings	111,200	124,600
Gaming–Related Revenue	102,300	102,300
	$ 160,582,100	$ 153,632,500
Property Tax Relief	$ 150,048,000	$ 143,098,500
Gross Closing Balance	$ 10,534,000	$ 10,534,000
Reserve	$ 10,534,000	$ 10,534,000
Net Balance	$ –0–	$ –0–

SECTION 199. 20.005 (2) of the statutes is repealed and recreated to read:

20.005 **(2)** STATE BORROWING PROGRAM SUMMARY. The following schedule sets forth the state borrowing program summary: [See Figures 20.005 (2) (a) and (b) following]

Figure: 20.005 (2) (a)

SUMMARY OF BONDING AUTHORITY MODIFICATIONS
2013–15 FISCAL BIENNIUM

Source and Purpose	Amount
GENERAL OBLIGATIONS	
Agriculture, Trade and Consumer Protection	
Soil and water	$ 7,000,000
Building Commission	

Source and Purpose	Amount
Refunding tax–supported and self–amortizing general obligation debt	2,010,000,000
Environmental Improvement Fund	
Safe drinking water loan program	7,100,000
Natural Resources	
Contaminated sediment removal	5,000,000
Dam safety projects	4,000,000
Nonpoint source	7,000,000
Urban nonpoint source cost–sharing	5,000,000
Transportation	
Rail acquisitions and improvements	60,000,000
Harbor improvements	10,700,000
State highway rehabilitation projects, southeast megaprojects	200,000,000
Southeast rehabilitation projects, southeast megaprojects, and high–cost bridge projects	307,000,000
TOTAL General Obligation Bonds	$ 2,622,800,000

REVENUE OBLIGATIONS

Transportation	
Transportation facilities and major highway projects	$ 416,512,000
TOTAL Revenue Obligation Bonds	$ 416,512,000
GRAND TOTAL General and Revenue Obligation Bonding Authority Modifications	$ 3,039,312,000

1
2 **Figure: 20.005 (2) (b)**
3

GENERAL OBLIGATION DEBT SERVICE
FISCAL YEARS 2013–14 AND 2014–15

STATUTE, AGENCY AND PURPOSE			SOURCE	2013–14	2014–15
20.115 Agriculture, trade and consumer protection, department of					
(2)	(d)	Principal repayment and interest	GPR	$ 15,500	$ 14,100
(7)	(b)	Principal repayment and interest, conservation reserve enhancement	GPR	1,697,100	1,243,600
20.190 State fair park board					
(1)	(c)	Housing facilities principal repayment, interest and rebates	GPR	1,120,200	1,120,400
(1)	(d)	Principal repayment and interest	GPR	2,374,700	2,374,200
20.225 Educational communications board					
(1)	(c)	Principal repayment and interest	GPR	2,898,400	2,856,400
20.245 Historical society					
(1)	(e)	Principal repayment, interest, and rebates	GPR	3,243,600	3,263,700
20.250 Medical College of Wisconsin					
(1)	(c)	Principal repayment, interest, and rebates; biomedical research and technology incubator	GPR	3,146,700	3,332,900
(1)	(e)	Principal repayment and interest	GPR	208,400	194,500
20.255 Public instruction, department of					
(1)	(d)	Principal repayment and interest	GPR	1,156,900	1,152,400
20.285 University of Wisconsin System					
(1)	(d)	Principal repayment and interest	GPR	235,855,700	245,110,100

STATUTE, AGENCY AND PURPOSE			SOURCE	2013–14	2014–15
20.320 Environmental improvement program					
(1)	(c)	Principal repayment and interest – clean water fund program	GPR	32,732,600	34,535,900
(2)	(c)	Principal repayment and interest – safe drinking water loan program	GPR	5,244,600	5,407,300
20.370 Natural resources, department of					
(7)	(aa)	Resource acquisition and development – principal repayment and interest	GPR	78,262,500	81,058,100
(7)	(ac)	Principal repayment and interest – recreational boating bonds	GPR	–0–	–0–
(7)	(cb)	Principal repayment and interest – pollution abatement bonds	GPR	9,734,100	9,871,800
(7)	(cc)	Principal repayment and interest – combined sewer overflow; pollution abatement bonds	GPR	5,403,100	5,138,400
(7)	(cd)	Principal repayment and interest – municipal clean drinking water grants	GPR	288,000	270,400
(7)	(ea)	Administrative facilities – principal repayment and interest	GPR	933,600	873,500
20.395 Transportation, department of					
(6)	(af)	Principal repayment and interest, local roads for job preservation program, major highway and rehabilitation projects, southeast megaprojects, state funds	GPR	177,301,000	144,171,300
20.410 Corrections, department of					
(1)	(e)	Principal repayment and interest	GPR	95,680,700	90,165,000

STATUTE, AGENCY AND PURPOSE	SOURCE	2013–14	2014–15
(1) (ec) Prison industries principal, interest and rebates	GPR	–0–	–0–
(3) (e) Principal repayment and interest	GPR	6,701,800	6,546,200
20.435 Health services, department of			
(2) (ee) Principal repayment and interest	GPR	23,559,800	23,523,800
20.465 Military affairs, department of			
(1) (d) Principal repayment and interest	GPR	6,390,300	6,429,300
20.485 Veterans affairs, department of			
(1) (f) Principal repayment and interest	GPR	1,648,400	1,632,100
20.505 Administration, department of			
(4) (es) Principal, interest, and rebates; general purpose revenue – schools	GPR	2,153,300	2,052,300
(4) (et) Principal, interest, and rebates; general purpose revenue – public library boards	GPR	16,200	16,900
(5) (c) Principal repayment and interest; Black Point Estate	GPR	177,300	185,300
20.855 Miscellaneous appropriations			
(8) (a) Dental clinic and education facility; principal repayment, interest and rebates	GPR	1,816,300	1,770,300
20.867 Building commission			
(1) (a) Principal repayment and interest; housing of state agencies	GPR	–0–	–0–
(1) (b) Principal repayment and interest; capitol and executive residence	GPR	14,926,600	14,901,800
(3) (a) Principal repayment and interest	GPR	20,116,200	36,084,100

STATUTE, AGENCY AND PURPOSE			SOURCE	2013–14	2014–15
(3)	(b)	Principal repayment and interest	GPR	2,261,800	1,803,800
(3)	(bb)	Principal repayment, interest and rebates; AIDS Network, Inc.	GPR	24,500	24,500
(3)	(bc)	Principal repayment, interest and rebates; Grand Opera House in Oshkosh	GPR	32,300	35,100
(3)	(bd)	Principal repayment, interest and rebates; Aldo Leopold climate change classroom and interactive laboratory	GPR	38,400	38,400
(3)	(be)	Principal repayment, interest and rebates; Bradley Center Sports and Entertainment Corporation	GPR	385,600	388,700
(3)	(bf)	Principal repayment, interest and rebates; AIDS Resource Center of Wisconsin, Inc.	GPR	65,300	65,300
(3)	(bg)	Principal repayment, interest, and rebates; Madison Children's Museum	GPR	20,400	20,400
(3)	(bh)	Principal repayment, interest, and rebates; Myrick Hixon EcoPark, Inc.	GPR	41,500	41,500
(3)	(bi)	Principal repayment, interest, and rebates; Marshfield Clinic	GPR	–0–	–0–
(3)	(bj)	Principal repayment, interest, and rebates; Lac du Flambeau Indian Tribal Cultural Center	GPR	10,100	20,100
(3)	(bm)	Principal repayment, interest, and rebates; HR Academy, Inc.	GPR	140,100	139,000

STATUTE, AGENCY AND PURPOSE	SOURCE	2013–14	2014–15
(3) (bn) Principal repayment, interest and rebates; Hmong cultural centers	GPR	22,400	22,200
(3) (bp) Principal repayment, interest and rebates	GPR	22,100	22,100
(3) (bq) Principal repayment, interest and rebates; children's research institute	GPR	1,041,400	1,085,400
(3) (br) Principal repayment, interest and rebates	GPR	104,300	102,600
(3) (bu) Principal repayment, interest and rebates; Civil War exhibit at the Kenosha Public Museums	GPR	44,300	44,300
(3) (bv) Principal repayment, interest, and rebates; Bond Health Center	GPR	23,200	23,200
(3) (e) Principal repayment, interest and rebates; parking ramp	GPR	–0–	–0–
TOTAL General Purpose Revenue Debt Service		$739,081,300	$729,172,700
20.190 State fair park board			
(1) (i) State fair capital expenses	PR	$ –0–	$ –0–
(1) (j) State fair principal repayment, interest and rebates	PR	3,939,500	$3,952,900
20.225 Educational communications board			
(1) (i) Program revenue facilities; principal repayment, interest, and rebates	PR	13,900	13,900
20.245 Historical society			
(1) (j) Self–amortizing facilities; principal repayment, interest, and rebates	PR	2,400	5,000

STATUTE, AGENCY AND PURPOSE	SOURCE	2013–14	2014–15
20.285 University of Wisconsin System			
(1) (gj) Self–amortizing facilities principal and interest	PR	138,022,300	155,388,900
20.370 Natural resources, department of			
(7) (ag) Land acquisition – principal repayment and interest	PR	–0–	–0–
(7) (cg) Principal repayment and interest – nonpoint repayments	PR	–0–	–0–
20.410 Corrections, department of			
(1) (ko) Prison industries principal repayment, interest and rebates	PR	90,900	214,000
20.505 Administration, department of			
(4) (ha) Principal, interest, and rebates; program revenue – schools	PR	16,800	178,500
(4) (hb) Principal, interest, and rebates; program revenue – public library boards	PR	–0–	–0–
(5) (g) Principal repayment, interest and rebates; parking	PR	2,346,000	2,326,300
(5) (kc) Principal repayment, interest and rebates	PR	19,045,400	17,999,100
20.867 Building commission			
(3) (g) Principal repayment, interest and rebates; program revenues	PR	–0–	–0–
(3) (h) Principal repayment, interest, and rebates	PR	–0–	–0–
(3) (i) Principal repayment, interest and rebates; capital equipment	PR	–0–	–0–
(3) (kd) Energy conservation construction projects; principal repayment, interest and rebates	PR	2,337,600	4,536,200

STATUTE, AGENCY AND PURPOSE	SOURCE	2013–14	2014–15
(3) (km) Aquaculture demonstration facility; principal repayment and interest	PR	262,600	263,100
TOTAL Program Revenue Debt Service		$166,077,400	$184,877,900
20.115 Agriculture, trade and consumer protection, department of			
(7) (s) Principal repayment and interest; soil and water, environmental fund	SEG	$ 3,659,500	$ 3,900,700
20.320 Environmental improvement program			
(1) (t) Principal repayment and interest – clean water fund program bonds	SEG	8,000,000	8,000,000
20.370 Natural resources, department of			
(7) (aq) Resource acquisition and development – principal repayment and interest	SEG	16,500	16,500
(7) (ar) Dam repair and removal – principal repayment and interest	SEG	533,000	543,600
(7) (at) Recreation development – principal repayment and interest	SEG	–0–	–0–
(7) (au) State forest acquisition and development – principal repayment and interest	SEG	13,500,000	13,500,000
(7) (bq) Principal repayment and interest – remedial action	SEG	3,486,600	3,385,300
(7) (br) Principal repayment and interest – contaminated sediment	SEG	1,485,700	1,786,400
(7) (cq) Principal repayment and interest – nonpoint source grants	SEG	7,981,400	7,965,700
(7) (cr) Principal repayment and interest – nonpoint source	SEG	1,302,400	1,525,000

STATUTE, AGENCY AND PURPOSE			SOURCE	2013–14	2014–15
(7)	(cs)	Principal repayment and interest – urban nonpoint source cost–sharing	SEG	2,927,900	3,193,800
(7)	(ct)	Principal and interest – pollution abatement, environmental fund	SEG	8,000,000	8,000,000
(7)	(eq)	Administrative facilities – principal repayment and interest	SEG	4,977,700	5,058,100
(7)	(er)	Administrative facilities – principal repayment and interest; environmental fund	SEG	816,900	883,700
20.395 Transportation, department of					
(6)	(aq)	Principal repayment and interest, transportation facilities, state highway rehabilitation, major highway projects, state funds	SEG	29,844,200	30,960,800
(6)	(ar)	Principal repayment and interest, buildings, state funds	SEG	25,200	25,900
(6)	(au)	Principal repayment and interest, southeast rehabilitation projects, southeast megaprojects, and high–cost bridge projects, state funds	SEG	47,939,100	67,360,200
20.485 Veterans affairs, department of					
(1)	(rg)	Self–amortizing facilities; principal repayment and interest	SEG	1,660,900	1,902,500
(3)	(t)	Debt service	SEG	8,435,900	6,906,600
(4)	(qm)	Repayment of principal and interest	SEG	81,200	87,000
20.866 Public debt					
(1)	(u)	Principal repayment and interest	SEG	–0–	–0–

STATUTE, AGENCY AND PURPOSE	SOURCE	2013–14	2014–15
20.867 Building commission			
(3) (q) Principal repayment and interest; segregated revenues	SEG	–0–	–0–
TOTAL Segregated Revenue Debt Service		$ 144,674,100	$ 165,001,800
GRAND TOTAL All Debt Service		$1,049,832,800	$1,079,052,400

SECTION 200. 20.005 (3) of the statutes is repealed and recreated to read:

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

Figure: 20.005 (3)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
Commerce				
20.115 Agriculture, Trade and Consumer Protection, Department of				
(1) FOOD SAFETY AND CONSUMER PROTECTION				
(a) General program operations	GPR	A	–0–	–0–
Food inspection	GPR	A	3,413,700	3,415,100
Meat and poultry inspection	GPR	A	3,911,700	3,912,300
Trade and consumer protection	GPR	A	1,710,100	1,713,000
NET APPROPRIATION			9,035,500	9,040,400

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(c)	Petroleum products; storage tank inventory	GPR	A	–0–	–0–
(g)	Related services	PR	A	42,700	42,700
(gb)	Food regulation	PR	A	5,426,100	5,427,400
(gc)	Testing of petroleum products	PR	C	–0–	–0–
(gf)	Fruit and vegetable inspection	PR	C	964,100	964,300
(gh)	Public warehouse regulation	PR	A	126,000	126,200
(gm)	Dairy trade regulation	PR	A	158,500	158,700
(h)	Grain inspection and certification	PR	C	1,241,300	1,241,300
(hm)	Ozone–depleting refrigerants and products regulation	PR	A	470,100	470,400
(i)	Sale of supplies	PR	A	25,400	25,400
(im)	Consumer protection; telephone solicitor fees	PR	A	241,700	248,300
(ip)	Bisphenol A enforcement	PR	C	–0–	–0–
(j)	Weights and measures inspection	PR	A	1,274,900	1,274,900
(jb)	Consumer protection, information, and education	PR	A	147,800	147,800
(jm)	Telecommunications utility trade practices	PR	A	382,200	386,200
(m)	Federal funds	PR–F	C	5,505,100	5,505,800
(q)	Dairy, grain, and vegetable security	SEG	A	1,147,000	1,151,800
(r)	Unfair sales act enforcement	SEG	A	222,000	228,500

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
(s)	Weights and measures; petroleum inspection fund	SEG	A	786,400	790,000
(t)	Petroleum products; petroleum inspection fund	SEG	A	5,153,100	4,963,500
(u)	Recyclable and nonrecyclable products regulation	SEG	A	–0–	–0–
(v)	Agricultural producer security; contingent financial backing	SEG	S	–0–	–0–
(w)	Agricultural producer security; payments	SEG	S	200,000	200,000
(wb)	Agricultural producer security; proceeds of contingent financial backing	SEG	C	–0–	–0–
(wc)	Agricultural producer security; repayment of contingent financial backing	SEG	S	–0–	–0–

(1) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	9,035,500	9,040,400
PROGRAM REVENUE	16,005,900	16,019,400
FEDERAL	(5,505,100)	(5,505,800)
OTHER	(10,500,800)	(10,513,600)
SEGREGATED REVENUE	7,508,500	7,333,800
OTHER	(7,508,500)	(7,333,800)
TOTAL–ALL SOURCES	32,549,900	32,393,600

(2) ANIMAL HEALTH SERVICES

(a)	General program operations	GPR	A	2,719,700	2,719,700
(b)	Animal disease indemnities	GPR	S	108,600	108,600

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(c)	Financial assistance for paratuberculosis testing	GPR	A	–0–	–0–
(d)	Principal repayment and interest	GPR	S	15,500	14,100
(e)	Livestock premises registration	GPR	A	250,400	250,400
(g)	Related services	PR	C	–0–	–0–
(h)	Sale of supplies	PR	A	28,400	28,400
(ha)	Inspection, testing and enforcement	PR	C	591,500	593,400
(j)	Dog licenses, rabies control, and related services	PR	C	504,500	504,700
(m)	Federal funds	PR–F	C	1,059,300	1,059,800
(q)	Animal health inspection, testing and enforcement	SEG	A	352,500	352,500
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			3,094,200	3,092,800
	PROGRAM REVENUE			2,183,700	2,186,300
	FEDERAL			(1,059,300)	(1,059,800)
	OTHER			(1,124,400)	(1,126,500)
	SEGREGATED REVENUE			352,500	352,500
	OTHER			(352,500)	(352,500)
	TOTAL–ALL SOURCES			5,630,400	5,631,600
(3)	AGRICULTURAL DEVELOPMENT SERVICES				
(a)	General program operations	GPR	A	2,103,700	2,106,800
(at)	Farm to school program administration	GPR	A	66,600	66,600
(g)	Related services	PR	A	–0–	–0–
(h)	Loans for rural development	PR	C	58,700	58,700
(i)	Marketing orders and agreements	PR	C	96,800	97,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
(j)	Stray voltage program	PR	A	537,300	537,600
(ja)	Agricultural development services and materials	PR	C	148,300	148,400
(jm)	Stray voltage program; rural electric cooperatives	PR	A	22,600	22,600
(L)	Something special from Wisconsin promotion	PR	A	60,100	60,400
(m)	Federal funds	PR–F	C	2,785,000	2,779,400
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			2,170,300	2,173,400
	PROGRAM REVENUE			3,708,800	3,704,100
	FEDERAL			(2,785,000)	(2,779,400)
	OTHER			(923,800)	(924,700)
	TOTAL–ALL SOURCES			5,879,100	5,877,500
(4)	AGRICULTURAL ASSISTANCE				
(a)	Aid to Wisconsin livestock breeders association	GPR	A	–0–	–0–
(am)	Buy local grants	GPR	B	–0–	–0–
(as)	Farm to school grants	GPR	A	–0–	–0–
(b)	Aids to county and district fairs	GPR	A	356,400	356,400
(c)	Agricultural investment aids	GPR	B	–0–	–0–
(d)	Dairy industry promotion	GPR	A	200,000	200,000
(dm)	Dairy processing plant grant program	GPR	A	200,000	200,000
(e)	Aids to World Dairy Expo, Inc.	GPR	A	20,100	20,100
(f)	Exposition center grants	GPR	A	182,700	–0–

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2013–2014	2014–2015
(q)	Grants for agriculture in the classroom program	SEG	A	93,900	93,900
(qm)	Grants for agricultural facilities	SEG	B	–0–	–0–
(r)	Agricultural investment aids, agrichemical management fund	SEG	B	–0–	–0–
	(4) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			959,200	776,500
	SEGREGATED REVENUE			93,900	93,900
	OTHER			(93,900)	(93,900)
	TOTAL–ALL SOURCES			1,053,100	870,400
(7)	AGRICULTURAL RESOURCE MANAGEMENT				
(a)	General program operations	GPR	A	763,600	765,700
(b)	Principal repayment and interest, conservation reserve enhancement	GPR	S	1,697,100	1,243,600
(c)	Soil and water resource management program	GPR	C	2,844,500	3,027,200
(dm)	Farmland preservation planning grants	GPR	A	374,200	374,200
(g)	Agricultural impact statements	PR	C	299,600	299,800
(ga)	Related services	PR	C	334,500	336,600
(gm)	Seed testing and labeling	PR	C	86,100	86,100
(h)	Fertilizer research assessments	PR	C	135,600	135,600
(ha)	Liming material research funds	PR	C	21,100	21,100
(i)	Agricultural conservation easements; gifts and grants	PR	C	–0–	–0–

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
(ja)	Plant protection	PR	C	321,500	321,900
(k)	Agricultural resource management services	PR–S	C	669,100	669,200
(m)	Federal funds	PR–F	C	2,600,500	2,601,600
(qc)	Plant protection; conservation fund	SEG	A	1,555,400	1,556,500
(qd)	Soil and water administration; environmental fund	SEG	A	2,185,500	2,187,900
(qe)	Soil and water management; local assistance	SEG	A	5,036,900	5,036,900
(qf)	Soil and water management; aids	SEG	A	2,500,000	2,500,000
(r)	General program operations; agrichemical management	SEG	A	6,663,100	6,668,000
(s)	Principal repayment and interest; soil and water, environmental fund	SEG	S	3,659,500	3,900,700
(tg)	Agricultural conservation easements	SEG	A	–0–	–0–
(tm)	Farmland preservation planning grants, working lands fund	SEG	A	–0–	–0–
(ts)	Working lands programs	SEG	A	–0–	–0–
(va)	Clean sweep grants	SEG	A	1,500,000	750,000
(wm)	Agricultural chemical cleanup reimbursement	SEG	C	1,500,000	1,500,000

(7) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	5,679,400	5,410,700
PROGRAM REVENUE	4,468,000	4,471,900
FEDERAL	(2,600,500)	(2,601,600)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
OTHER			(1,198,400)	(1,201,100)
SERVICE			(669,100)	(669,200)
SEGREGATED REVENUE			24,600,400	24,100,000
OTHER			(24,600,400)	(24,100,000)
TOTAL–ALL SOURCES			34,747,800	33,982,600
(8) CENTRAL ADMINISTRATIVE SERVICES				
(a) General program operations	GPR	A	5,828,400	5,842,900
(g) Gifts and grants	PR	C	1,168,100	1,137,900
(ge) Agricultural education and workforce development council, gifts and grants	PR	C	–0–	–0–
(gm) Enforcement cost recovery	PR	A	4,600	4,600
(h) Sale of material and supplies	PR	C	9,600	9,600
(ha) General laboratory related services	PR	C	44,200	44,200
(hm) Restitution	PR	C	–0–	–0–
(i) Related services	PR	A	85,600	85,600
(j) Electronic processing	PR	C	–0–	–0–
(jm) Telephone solicitation regulation	PR	C	743,500	750,500
(k) Computer system equipment, staff and services	PR–S	A	2,112,200	2,112,200
(kL) Central services	PR–S	C	892,600	901,800
(km) General laboratory services	PR–S	B	2,904,000	2,904,000
(ks) State services	PR–S	C	178,400	181,800
(m) Federal funds	PR–F	C	618,000	619,900
(pz) Indirect cost reimbursements	PR–F	C	2,037,400	1,987,700

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
(8) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			5,828,400	5,842,900
PROGRAM REVENUE			10,798,200	10,739,800
FEDERAL			(2,655,400)	(2,607,600)
OTHER			(2,055,600)	(2,032,400)
SERVICE			(6,087,200)	(6,099,800)
TOTAL–ALL SOURCES			16,626,600	16,582,700
20.115 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			26,767,000	26,336,700
PROGRAM REVENUE			37,164,600	37,121,500
FEDERAL			(14,605,300)	(14,554,200)
OTHER			(15,803,000)	(15,798,300)
SERVICE			(6,756,300)	(6,769,000)
SEGREGATED REVENUE			32,555,300	31,880,200
OTHER			(32,555,300)	(31,880,200)
TOTAL–ALL SOURCES			96,486,900	95,338,400

20.144 Financial Institutions, Department of

(1)	SUPERVISION OF FINANCIAL INSTITUTIONS, SECURITIES REGULATION AND OTHER FUNCTIONS				
(a)	Losses on public deposits	GPR	S	–0–	–0–
(g)	General program operations	PR	A	16,806,700	16,904,900
(h)	Gifts, grants, settlements and publications	PR	C	58,500	58,500
(i)	Investor education and training fund	PR	A	84,500	84,500
(j)	Payday loan database and financial literacy	PR	C	900,000	900,000
(m)	Credit union examinations, federal funds	PR–F	C	–0–	–0–
(u)	State deposit fund	SEG	S	–0–	–0–
(1) PROGRAM TOTALS					
GENERAL PURPOSE REVENUE				–0–	–0–
PROGRAM REVENUE				17,849,700	17,947,900

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
FEDERAL			(–0–)	(–0–)
OTHER			(17,849,700)	(17,947,900)
SEGREGATED REVENUE			–0–	–0–
OTHER			(–0–)	(–0–)
TOTAL–ALL SOURCES			17,849,700	17,947,900
20.144 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			–0–	–0–
PROGRAM REVENUE			17,849,700	17,947,900
FEDERAL			(–0–)	(–0–)
OTHER			(17,849,700)	(17,947,900)
SEGREGATED REVENUE			–0–	–0–
OTHER			(–0–)	(–0–)
TOTAL–ALL SOURCES			17,849,700	17,947,900
20.145 Insurance, Office of the Commissioner of				
(1) SUPERVISION OF THE INSURANCE INDUSTRY				
(g) General program operations	PR	A	16,841,300	16,857,700
(gm) Gifts and grants	PR	C	–0–	–0–
(h) Holding company restructuring expenses	PR	C	–0–	–0–
(m) Federal funds	PR–F	C	1,583,000	395,800
(1) PROGRAM TOTALS				
PROGRAM REVENUE			18,424,300	17,253,500
FEDERAL			(1,583,000)	(395,800)
OTHER			(16,841,300)	(16,857,700)
TOTAL–ALL SOURCES			18,424,300	17,253,500
(2) INJURED PATIENTS AND FAMILIES COMPENSATION FUND				
(a) Supplement for claims payable	GPR	S	–0–	–0–
(q) Interest earned on future medical expenses	SEG	S	–0–	–0–
(u) Administration	SEG	A	1,204,800	1,205,200

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
(um) Peer review council	SEG	A	125,300	125,400
(v) Specified responsibilities, investment board payments, and future medical expenses	SEG	C	54,150,400	54,150,400
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			–0–	–0–
SEGREGATED REVENUE			55,480,500	55,481,000
OTHER			(55,480,500)	(55,481,000)
TOTAL–ALL SOURCES			55,480,500	55,481,000
(3) LOCAL GOVERNMENT PROPERTY INSURANCE FUND				
(u) Administration	SEG	A	1,425,500	1,425,500
(v) Specified payments, fire dues and reinsurance	SEG	C	28,546,900	29,660,200
(3) PROGRAM TOTALS				
SEGREGATED REVENUE			29,972,400	31,085,700
OTHER			(29,972,400)	(31,085,700)
TOTAL–ALL SOURCES			29,972,400	31,085,700
(4) STATE LIFE INSURANCE FUND				
(u) Administration	SEG	A	664,000	664,400
(v) Specified payments and losses	SEG	C	3,528,400	3,528,400
(4) PROGRAM TOTALS				
SEGREGATED REVENUE			4,192,400	4,192,800
OTHER			(4,192,400)	(4,192,800)
TOTAL–ALL SOURCES			4,192,400	4,192,800
20.145 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			–0–	–0–
PROGRAM REVENUE			18,424,300	17,253,500
FEDERAL			(1,583,000)	(395,800)
OTHER			(16,841,300)	(16,857,700)
SEGREGATED REVENUE			89,645,300	90,759,500
OTHER			(89,645,300)	(90,759,500)
TOTAL–ALL SOURCES			108,069,600	108,013,000

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
1	**20.155 Public Service Commission**				
2	(1) REGULATION OF PUBLIC UTILITIES				
3	(g) Utility regulation	PR	A	14,219,000	14,232,400
4	(h) Holding company and nonutility				
5	affiliate regulation	PR	C	717,900	717,900
6	(j) Intervenor financing and grants	PR	B	1,042,500	1,042,500
7	(L) Stray voltage program	PR	A	280,200	280,200
8	(Lb) Gifts for stray voltage program	PR	C	–0–	–0–
9	(Lm) Consumer education and awareness	PR	C	–0–	–0–
10	(m) Federal funds	PR–F	C	384,100	293,900
11	(n) Indirect costs reimbursement	PR–F	C	50,000	50,000
12	(q) Universal telecommunications				
13	service	SEG	A	5,940,000	5,940,000
14	(r) Nuclear waste escrow fund	SEG	S	–0–	–0–

(1) PROGRAM TOTALS

PROGRAM REVENUE	16,693,700	16,616,900
FEDERAL	(434,100)	(343,900)
OTHER	(16,259,600)	(16,273,000)
SEGREGATED REVENUE	5,940,000	5,940,000
OTHER	(5,940,000)	(5,940,000)
TOTAL–ALL SOURCES	22,633,700	22,556,900

15	(2) OFFICE OF THE COMMISSIONER OF RAILROADS				
16	(g) Railroad and water carrier				
17	regulation and general program				
18	operations	PR	A	534,100	534,500

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
(m) Railroad and water carrier regulation; federal funds	PR–F	C	–0–	–0–
(2) PROGRAM TOTALS				
PROGRAM REVENUE			534,100	534,500
FEDERAL			(–0–)	(–0–)
OTHER			(534,100)	(534,500)
TOTAL–ALL SOURCES			534,100	534,500
(3) AFFILIATED GRANT PROGRAMS				
(q) General program operations and grants	SEG	C	–0–	–0–
(s) Energy efficiency and renewable resource programs	SEG	A	419,000	419,000
(t) Police and fire protection fee administration	SEG	A	166,600	166,600
(3) PROGRAM TOTALS				
SEGREGATED REVENUE			585,600	585,600
OTHER			(585,600)	(585,600)
TOTAL–ALL SOURCES			585,600	585,600
20.155 DEPARTMENT TOTALS				
PROGRAM REVENUE			17,227,800	17,151,400
FEDERAL			(434,100)	(343,900)
OTHER			(16,793,700)	(16,807,500)
SEGREGATED REVENUE			6,525,600	6,525,600
OTHER			(6,525,600)	(6,525,600)
TOTAL–ALL SOURCES			23,753,400	23,677,000
20.165 Safety and Professional Services, Department of				
(1) PROFESSIONAL REGULATION AND ADMINISTRATIVE SERVICES				
(a) General program operations – executive and administrative services	GPR	A	–0–	–0–

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(g)	General program operations	PR	A	9,691,600	9,683,000
(gc)	Chiropractic examination	PR	C	–0–	–0–
(gm)	Applicant investigation reimbursement	PR	C	113,000	113,000
(h)	Technical assistance; nonstate agencies and organizations	PR	C	–0–	–0–
(hg)	General program operations; medical examining board; prescription drug monitoring program	PR	B	1,799,300	1,801,000
(i)	Examinations; general program operations	PR	C	1,269,500	1,270,100
(im)	Boxing and mixed martial arts fighting; enforcement	PR	C	–0–	–0–
(jm)	Nursing workforce survey administration	PR	B	9,000	9,000
(k)	Technical assistance; state agencies	PR–S	C	–0–	–0–
(ka)	Sale of materials and services – local assistance	PR–S	C	–0–	–0–
(kb)	Sale of materials and services – individuals and organizations	PR–S	C	–0–	–0–
(kc)	Sale of materials or services	PR–S	C	35,600	35,600
(kd)	Administrative services	PR–S	A	4,605,200	4,577,900

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
(ke)	Transfer of unappropriated balances	PR–S	C	–0–	–0–
(m)	Federal funds	PR–F	C	–0–	–0–
(n)	Federal aid, local assistance	PR–F	C	–0–	–0–
(o)	Federal aid, individuals and organizations	PR–F	C	–0–	–0–
(pz)	Indirect cost reimbursements	PR–F	C	246,700	246,700
(s)	Wholesale drug distributor bonding	SEG	C	–0–	–0–

(1) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	–0–	–0–
PROGRAM REVENUE	17,769,900	17,736,300
FEDERAL	(246,700)	(246,700)
OTHER	(12,882,400)	(12,876,100)
SERVICE	(4,640,800)	(4,613,500)
SEGREGATED REVENUE	–0–	–0–
OTHER	(–0–)	(–0–)
TOTAL–ALL SOURCES	17,769,900	17,736,300

(2) REGULATION OF INDUSTRY, SAFETY AND BUILDINGS

(a)	General program operations	GPR	A	73,700	73,700
(de)	Private on–site wastewater treatment system replacement and rehabilitation	GPR	C	2,338,600	2,338,600
(g)	Gifts and grants	PR	C	18,000	18,000
(ga)	Publications and seminars	PR	C	21,000	21,000
(gb)	Local agreements	PR	C	–0–	–0–
(h)	Local energy resource system fees	PR	A	–0–	–0–
(j)	Safety and building operations	PR	A	15,142,000	15,157,200

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(ka)	Interagency agreements	PR–S	C	115,200	115,300
(kg)	Construction career academy grant	PR	B	–0–	–0–
(km)	Crex Meadows youth conservation camp grant	PR	B	–0–	–0–
(ks)	Data processing	PR–S	C	–0–	–0–
(L)	Fire dues distribution	PR	C	15,400,000	15,400,000
(La)	Fire prevention and fire dues administration	PR	A	785,900	786,500
(m)	Federal funds	PR–F	C	541,200	542,200
(ma)	Federal aid – program administration	PR–F	C	–0–	–0–
(q)	Groundwater – standards; implementation	SEG	A	–0–	–0–
(r)	Safety and building operations; petroleum inspection fund	SEG	A	100,000	100,000

(2) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	2,412,300	2,412,300
PROGRAM REVENUE	32,023,300	32,040,200
FEDERAL	(541,200)	(542,200)
OTHER	(31,366,900)	(31,382,700)
SERVICE	(115,200)	(115,300)
SEGREGATED REVENUE	100,000	100,000
OTHER	(100,000)	(100,000)
TOTAL–ALL SOURCES	34,535,600	34,552,500

(3) EDUCATIONAL APPROVAL BOARD

(g)	Proprietary school programs	PR	A	516,700	516,700
(gm)	Student protection	PR	C	56,600	56,600

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
(i) Closed schools; preservation of student records	PR	C	12,100	12,100
(3) PROGRAM TOTALS				
PROGRAM REVENUE			585,400	585,400
OTHER			(585,400)	(585,400)
TOTAL–ALL SOURCES			585,400	585,400
20.165 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			2,412,300	2,412,300
PROGRAM REVENUE			50,378,600	50,361,900
FEDERAL			(787,900)	(788,900)
OTHER			(44,834,700)	(44,844,200)
SERVICE			(4,756,000)	(4,728,800)
SEGREGATED REVENUE			100,000	100,000
OTHER			(100,000)	(100,000)
TOTAL–ALL SOURCES			52,890,900	52,874,200
20.190 State Fair Park Board				
(1) STATE FAIR PARK				
(c) Housing facilities principal repayment, interest and rebates	GPR	S	1,120,200	1,120,400
(d) Principal repayment and interest	GPR	S	2,374,700	2,374,200
(h) State fair operations	PR	C	15,210,500	15,212,500
(i) State fair capital expenses	PR	C	180,000	180,000
(j) State fair principal repayment, interest and rebates	PR	S	3,939,500	3,952,900
(jm) Gifts and grants	PR	C	–0–	–0–
(m) Federal funds	PR–F	C	–0–	–0–
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			3,494,900	3,494,600
PROGRAM REVENUE			19,330,000	19,345,400
FEDERAL			(–0–)	(–0–)
OTHER			(19,330,000)	(19,345,400)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
TOTAL–ALL SOURCES			22,824,900	22,840,000
20.190 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			3,494,900	3,494,600
PROGRAM REVENUE			19,330,000	19,345,400
FEDERAL			(–0–)	(–0–)
OTHER			(19,330,000)	(19,345,400)
TOTAL–ALL SOURCES			22,824,900	22,840,000
20.192 Wisconsin Economic Development Corporation				
(1) PROMOTION OF ECONOMIC DEVELOPMENT				
(a) Operations and programs	GPR	C	35,111,500	38,511,500
(m) Federal aids; programs	PR–F	C	–0–	–0–
(r) Economic development fund; programs	SEG	C	25,189,200	27,189,200
(s) Brownfield site assessment grants	SEG	B	1,000,000	1,000,000
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			35,111,500	38,511,500
PROGRAM REVENUE			–0–	–0–
FEDERAL			(–0–)	(–0–)
SEGREGATED REVENUE			26,189,200	28,189,200
OTHER			(26,189,200)	(28,189,200)
TOTAL–ALL SOURCES			61,300,700	66,700,700
20.192 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			35,111,500	38,511,500
PROGRAM REVENUE			–0–	–0–
FEDERAL			(–0–)	(–0–)
SEGREGATED REVENUE			26,189,200	28,189,200
OTHER			(26,189,200)	(28,189,200)
TOTAL–ALL SOURCES			61,300,700	66,700,700
Commerce FUNCTIONAL AREA TOTALS				
GENERAL PURPOSE REVENUE			67,785,700	70,755,100
PROGRAM REVENUE			160,375,000	159,181,600
FEDERAL			(17,410,300)	(16,082,800)
OTHER			(131,452,400)	(131,601,000)
SERVICE			(11,512,300)	(11,497,800)
SEGREGATED REVENUE			155,015,400	157,454,500

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
FEDERAL			(–0–)	(–0–)
OTHER			(155,015,400)	(157,454,500)
SERVICE			(–0–)	(–0–)
LOCAL			(–0–)	(–0–)
TOTAL–ALL SOURCES			383,176,100	387,391,200

Education

20.220 Wisconsin Artistic Endowment Foundation

(1) SUPPORT OF THE ARTS

(a) Education and marketing	GPR	C	–0–	–0–
(q) General program operations	SEG	A	–0–	–0–
(r) Support of the arts	SEG	C	–0–	–0–

(1) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	–0–	–0–
SEGREGATED REVENUE	–0–	–0–
OTHER	(–0–)	(–0–)
TOTAL–ALL SOURCES	–0–	–0–

20.220 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUE	–0–	–0–
SEGREGATED REVENUE	–0–	–0–
OTHER	(–0–)	(–0–)
TOTAL–ALL SOURCES	–0–	–0–

20.225 Educational Communications Board

(1) INSTRUCTIONAL TECHNOLOGY

(a) General program operations	GPR	A	2,893,300	2,899,500
(b) Energy costs; energy–related assessments	GPR	A	850,600	868,200
(c) Principal repayment and interest	GPR	S	2,898,400	2,856,400
(d) Milwaukee area technical college	GPR	A	211,900	211,900
(er) Transmitter operation	GPR	A	16,000	16,000

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(f)	Programming	GPR	A	1,063,200	1,063,200
(g)	Gifts, grants, contracts, leases, instructional material, and copyrights	PR	C	10,397,600	10,602,100
(i)	Program revenue facilities; principal repayment, interest, and rebates	PR	S	13,900	13,900
(k)	Funds received from other state agencies	PR–S	C	–0–	–0–
(kb)	Emergency weather warning system operation	PR–S	A	135,500	135,800
(m)	Federal grants	PR–F	C	1,171,800	1,171,800

(1) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	7,933,400	7,915,200
PROGRAM REVENUE	11,718,800	11,923,600
FEDERAL	(1,171,800)	(1,171,800)
OTHER	(10,411,500)	(10,616,000)
SERVICE	(135,500)	(135,800)
TOTAL–ALL SOURCES	19,652,200	19,838,800

20.225 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUE	7,933,400	7,915,200
PROGRAM REVENUE	11,718,800	11,923,600
FEDERAL	(1,171,800)	(1,171,800)
OTHER	(10,411,500)	(10,616,000)
SERVICE	(135,500)	(135,800)
TOTAL–ALL SOURCES	19,652,200	19,838,800

20.235 Higher Educational Aids Board

(1) STUDENT SUPPORT ACTIVITIES

(b)	Tuition grants	GPR	B	26,870,300	26,870,300
(cg)	Nursing student loans	GPR	A	–0–	–0–

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(cm)	Nursing student loan program	GPR	A	445,500	445,500
(cr)	Minority teacher loans	GPR	A	259,500	259,500
(cu)	Teacher education loan program	GPR	A	272,200	272,200
(cx)	Loan program for teachers and orientation and mobility instructors of visually impaired pupils	GPR	A	99,000	99,000
(d)	Dental education contract	GPR	A	1,559,700	1,733,000
(e)	Minnesota–Wisconsin student reciprocity agreement	GPR	S	8,600,000	8,600,000
(fc)	Independent student grants program	GPR	B	–0–	–0–
(fd)	Talent incentive grants	GPR	B	4,458,800	4,458,800
(fe)	Wisconsin higher education grants; University of Wisconsin System students	GPR	S	58,345,400	58,345,400
(ff)	Wisconsin higher education grants; technical college students	GPR	B	18,797,900	18,797,900
(fg)	Minority undergraduate retention grants program	GPR	B	819,000	819,000
(fj)	Handicapped student grants	GPR	B	122,600	122,600
(fm)	Wisconsin covenant scholars grants	GPR	A	12,050,000	16,110,000
(fy)	Academic excellence higher education scholarships	GPR	S	3,309,300	3,309,300

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(fz)	Remission of fees and reimbursement for veterans and dependents	GPR	B	6,496,700	6,496,700
(g)	Student loans	PR	A	–0–	–0–
(gg)	Nursing student loan repayments	PR	C	–0–	–0–
(gm)	Indian student assistance; contributions	PR	C	–0–	–0–
(i)	Gifts and grants	PR	C	–0–	–0–
(k)	Indian student assistance	PR–S	B	779,700	779,700
(km)	Wisconsin higher education grants; tribal college students	PR–S	B	454,200	454,200
(no)	Federal aid; aids to individuals and organizations	PR–F	C	1,567,700	1,567,700
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			142,505,900	146,739,200
	PROGRAM REVENUE			2,801,600	2,801,600
	FEDERAL			(1,567,700)	(1,567,700)
	OTHER			(–0–)	(–0–)
	SERVICE			(1,233,900)	(1,233,900)
	TOTAL–ALL SOURCES			145,307,500	149,540,800
(2)	ADMINISTRATION				
(aa)	General program operations	GPR	A	922,000	923,600
(bb)	Student loan interest, loans sold or conveyed	GPR	S	–0–	–0–
(bc)	Write–off of uncollectible student loans	GPR	A	–0–	–0–
(bd)	Purchase of defective student loans	GPR	S	–0–	–0–

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(ga)	Student interest payments	PR	C	900	900
(gb)	Student interest payments, loans sold or conveyed	PR	C	–0–	–0–
(ia)	Student loans; collection and administration	PR	C	–0–	–0–
(ja)	Write–off of defaulted student loans	PR	A	–0–	–0–
(n)	Federal aid; state operations	PR–F	C	–0–	–0–
(qa)	Student loan revenue obligation repayment	SEG	C	–0–	–0–

(2) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	922,000	923,600
PROGRAM REVENUE	900	900
FEDERAL	(–0–)	(–0–)
OTHER	(900)	(900)
SEGREGATED REVENUE	–0–	–0–
OTHER	(–0–)	(–0–)
TOTAL–ALL SOURCES	922,900	924,500

20.235 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUE	143,427,900	147,662,800
PROGRAM REVENUE	2,802,500	2,802,500
FEDERAL	(1,567,700)	(1,567,700)
OTHER	(900)	(900)
SERVICE	(1,233,900)	(1,233,900)
SEGREGATED REVENUE	–0–	–0–
OTHER	(–0–)	(–0–)
TOTAL–ALL SOURCES	146,230,400	150,465,300

20.245 Historical Society

(1) HISTORY SERVICES

(a)	General program operations	GPR	A	10,580,500	10,721,900
(b)	Wisconsin Black Historical Society and Museum	GPR	A	84,500	84,500

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(c)	Energy costs; energy–related assessments	GPR	A	921,300	946,000
(e)	Principal repayment, interest, and rebates	GPR	S	3,243,600	3,263,700
(h)	Gifts, grants, and membership sales	PR	C	807,500	807,500
(j)	Self–amortizing facilities; principal repayment, interest and rebates	PR	S	2,400	5,000
(k)	Storage facility	PR–S	B	210,300	210,300
(km)	Northern Great Lakes Center	PR–S	A	230,100	230,100
(ks)	General program operations – service funds	PR–S	C	1,533,800	1,535,100
(kw)	Records management — service funds	PR–S	C	265,100	265,100
(m)	General program operations; federal funds	PR–F	C	1,161,800	1,162,000
(n)	Federal aids	PR–F	C	–0–	–0–
(pz)	Indirect cost reimbursements	PR–F	C	102,000	102,000
(q)	Endowment	SEG	C	600,000	600,000
(r)	History preservation partnership trust fund	SEG	C	4,079,100	4,079,100
(y)	Northern great lakes center; interpretive programming	SEG	A	50,200	50,200
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			14,829,900	15,016,100

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
PROGRAM REVENUE			4,313,000	4,317,100
FEDERAL			(1,263,800)	(1,264,000)
OTHER			(809,900)	(812,500)
SERVICE			(2,239,300)	(2,240,600)
SEGREGATED REVENUE			4,729,300	4,729,300
OTHER			(4,729,300)	(4,729,300)
TOTAL–ALL SOURCES			23,872,200	24,062,500
20.245 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			14,829,900	15,016,100
PROGRAM REVENUE			4,313,000	4,317,100
FEDERAL			(1,263,800)	(1,264,000)
OTHER			(809,900)	(812,500)
SERVICE			(2,239,300)	(2,240,600)
SEGREGATED REVENUE			4,729,300	4,729,300
OTHER			(4,729,300)	(4,729,300)
TOTAL–ALL SOURCES			23,872,200	24,062,500
20.250 Medical College of Wisconsin				
(1) TRAINING OF HEALTH PERSONNEL				
(a) Medical student tuition assistance	GPR	A	1,926,600	1,926,600
(b) Family medicine education	GPR	A	3,726,500	3,726,500
(c) Principal repayment, interest, and rebates; biomedical research and technology incubator	GPR	S	3,146,700	3,332,900
(e) Principal repayment and interest	GPR	S	208,400	194,500
(k) Tobacco–related illnesses	PR–S	C	–0–	–0–
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			9,008,200	9,180,500
PROGRAM REVENUE			–0–	–0–
SERVICE			(–0–)	(–0–)
TOTAL–ALL SOURCES			9,008,200	9,180,500
(2) RESEARCH				
(g) Cancer research	PR	C	247,500	247,500

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2013–2014	2014–2015
(h)	Prostate cancer research	PR	C	–0–	–0–
	(2) PROGRAM TOTALS				
	PROGRAM REVENUE			247,500	247,500
	OTHER			(247,500)	(247,500)
	TOTAL–ALL SOURCES			247,500	247,500
	20.250 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			9,008,200	9,180,500
	PROGRAM REVENUE			247,500	247,500
	OTHER			(247,500)	(247,500)
	SERVICE			(–0–)	(–0–)
	TOTAL–ALL SOURCES			9,255,700	9,428,000
20.255 Public Instruction, Department of					
(1)	EDUCATIONAL LEADERSHIP				
(a)	General program operations	GPR	A	10,876,700	10,954,800
(b)	General program operations; Wisconsin Educational Services Program for the Deaf and Hard of Hearing and Wisconsin Center for the Blind and Visually Impaired	GPR	A	10,788,000	10,788,000
(c)	Energy costs; Wisconsin Educational Services Program for the Deaf and Hard of Hearing and Wisconsin Center for the Blind and Visually Impaired; energy–related assessments	GPR	A	592,800	613,200
(d)	Principal repayment and interest	GPR	S	1,156,900	1,152,400
(dw)	Pupil assessment	GPR	A	6,310,400	14,014,500
(e)	Student information system	GPR	C	13,875,900	–0–

Statute, Agency and Purpose		Source	Type	2013–2014	2014–2015
(ee)	Educator effectiveness evaluation system	GPR	A	1,118,600	973,300
(ek)	Longitudinal data system	GPR	A	3,313,100	3,313,100
(el)	WISElearn	GPR	A	–0–	1,450,000
(em)	Academic and career planning	GPR	C	–0–	1,100,000
(f)	Assessments of reading readiness	GPR	A	2,296,000	2,151,000
(g)	Student activity therapy	PR	A	100	100
(gb)	Wisconsin Educational Services Program for the Deaf and Hard of Hearing and Wisconsin Center for the Blind and Visually Impaired; nonresident fees	PR	C	–0–	–0–
(ge)	Educator effectiveness evaluation system; fees	PR	C	4,309,500	4,309,500
(gL)	Wisconsin Educational Services Program for the Deaf and Hard of Hearing and Wisconsin Center for the Blind and Visually Impaired; leasing of space	PR	C	2,000	2,000
(gs)	Wisconsin Educational Services Program for the Deaf and Hard of Hearing and Wisconsin Center for the Blind and Visually Impaired; services	PR	C	7,000	7,000

Statute, Agency and Purpose		Source	Type	2013–2014	2014–2015
(gt)	Wisconsin Educational Services Program for the Deaf and Hard of Hearing and Wisconsin Center for the Blind and Visually Impaired; pupil transportation	PR	A	1,180,000	1,210,000
(he)	Student information system; fees	PR	C	1,449,800	2,771,700
(hg)	Personnel licensure, teacher supply, information and analysis and teacher improvement	PR	A	3,382,100	3,382,100
(hj)	General educational development and high school graduation equivalency	PR	C	128,100	128,100
(hm)	Services for drivers	PR–S	A	254,500	254,500
(i)	Publications	PR	C	116,300	116,300
(im)	Library products and services	PR	C	141,100	141,100
(j)	Milwaukee Parental Choice Program and the parental choice program for eligible school districts; financial audits	PR	C	132,100	132,100
(jg)	School lunch handling charges	PR	A	10,000,500	10,000,500
(jm)	Professional services center charges	PR	A	147,800	147,800
(jr)	Gifts, grants and trust funds	PR	C	1,500,000	1,500,000
(jz)	School district boundary appeal proceedings	PR	C	10,000	10,000

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
(kd)	Alcohol and other drug abuse program	PR–S	A	591,800	591,800
(ke)	Funds transferred from other state agencies; program operations	PR–S	C	2,704,600	2,704,600
(km)	State agency library processing center	PR–S	A	30,300	30,300
(ks)	Data processing	PR–S	C	9,483,100	9,483,100
(me)	Federal aids; program operations	PR–F	C	47,383,400	47,094,500
(pz)	Indirect cost reimbursements	PR–F	C	3,659,200	3,659,200

(1) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	50,328,400	46,510,300
PROGRAM REVENUE	86,613,300	87,676,300
FEDERAL	(51,042,600)	(50,753,700)
OTHER	(22,506,400)	(23,858,300)
SERVICE	(13,064,300)	(13,064,300)
TOTAL–ALL SOURCES	136,941,700	134,186,600

(2) AIDS FOR LOCAL EDUCATIONAL PROGRAMMING

(ac)	General equalization aids	GPR	A	4,336,594,600	4,379,960,500
(ad)	Supplemental aid	GPR	A	100,000	100,000
(ae)	Sparsity aid	GPR	A	13,453,300	13,453,300
(ar)	Low revenue adjustment aid	GPR	A	–0–	–0–
(az)	Special Needs Scholarship Program	GPR	S	6,946,000	13,903,500
(b)	Aids for special education and school age parents programs	GPR	A	368,939,100	368,939,100
(bb)	Aid for high poverty school districts	GPR	A	16,830,000	16,830,000
(bc)	Aid for children–at–risk programs	GPR	A	–0–	–0–

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(bd)	Additional special education aid	GPR	A	3,500,000	3,500,000
(be)	Supplemental special education aid	GPR	A	1,750,000	1,750,000
(bh)	Aid to county children with disabilities education boards	GPR	A	4,067,300	4,067,300
(cc)	Bilingual–bicultural education aids	GPR	A	8,589,800	8,589,800
(cf)	Alternative education grants	GPR	A	–0–	–0–
(cg)	Tuition payments; full–time open enrollment transfer payments	GPR	A	8,242,900	8,242,900
(cm)	Reimbursement for school breakfast programs	GPR	C	2,510,500	2,510,500
(cn)	Aids for school lunches and nutritional improvement	GPR	A	4,218,100	4,218,100
(cp)	Wisconsin school day milk program	GPR	A	617,100	617,100
(cr)	Aid for pupil transportation	GPR	A	23,703,600	23,703,600
(cs)	Aid for debt service	GPR	A	133,700	133,700
(cu)	Achievement guarantee contracts	GPR	A	109,184,500	109,184,500
(cw)	Aid for transportation; youth options program	GPR	A	17,400	17,400
(cy)	Aid for transportation; open enrollment and special needs scholarships	GPR	A	434,200	434,200
(da)	School performance incentive program; grants for high performing schools	GPR	A	–0–	24,000,000

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(db)	School performance incentive program; grants to schools that demonstrate improvement	GPR	A	–0–	30,000,000
(dd)	School performance incentive program; grants for schools that fail to meet expectations	GPR	A	–0–	10,000,000
(dp)	Four–year–old kindergarten grants	GPR	A	1,350,000	1,350,000
(eh)	Head start supplement	GPR	A	6,264,100	6,264,100
(ek)	Educator effectiveness evaluation system; grants to school districts	GPR	A	5,746,000	5,746,000
(fg)	Aid for cooperative educational service agencies	GPR	A	260,600	260,600
(fk)	Grant program for peer review and mentoring	GPR	A	1,606,700	1,606,700
(fm)	Charter schools	GPR	S	67,527,200	80,103,100
(fr)	Parental choice program for eligible school districts	GPR	S	8,052,500	14,390,000
(fu)	Milwaukee parental choice program	GPR	S	164,271,000	194,266,000
(fv)	Milwaukee Parental Choice Program and the parental choice program for eligible school districts; transfer pupils	GPR	S	–0–	–0–
(fy)	Grants to support gifted and talented pupils	GPR	A	237,200	237,200

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(k)	Funds transferred from other state agencies; local aids	PR–S	C	8,500,000	8,500,000
(kd)	Aid for alcohol and other drug abuse programs	PR–S	A	1,284,700	1,284,700
(kg)	Mentoring grants for initial educators	GPR	A	–0–	–0–
(km)	Tribal language revitalization grants	PR–S	A	222,800	222,800
(m)	Federal aids; local aid	PR–F	C	664,923,500	664,923,500
(q)	Grants for literacy and early childhood development programs	SEG	S	–0–	–0–
(s)	School library aids	SEG	C	32,000,000	34,000,000

(2) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	5,165,147,400	5,328,379,200
PROGRAM REVENUE	674,931,000	674,931,000
FEDERAL	(664,923,500)	(664,923,500)
SERVICE	(10,007,500)	(10,007,500)
SEGREGATED REVENUE	32,000,000	34,000,000
OTHER	(32,000,000)	(34,000,000)
TOTAL–ALL SOURCES	5,872,078,400	6,037,310,200

(3) AIDS TO LIBRARIES, INDIVIDUALS AND ORGANIZATIONS

(b)	Adult literacy grants	GPR	A	62,400	62,400
(c)	Grants for national teacher certification or master educator licensure	GPR	S	2,652,700	2,920,400
(cm)	Teach for America	GPR	B	500,000	500,000

Statute, Agency and Purpose		Source	Type	2013–2014	2014–2015
(d)	Elks and Easter Seals Center for Respite and Recreation	GPR	A	73,900	73,900
(dn)	Project Lead the Way Grants	GPR	A	–0–	–0–
(eg)	Milwaukee Public Museum	GPR	A	42,200	42,200
(f)	Interstate compact on educational opportunity for military children	GPR	S	900	900
(fa)	Very special arts	GPR	A	63,300	63,300
(fg)	Special Olympics	GPR	A	75,000	75,000
(fz)	Precollege scholarships	GPR	A	1,931,500	1,931,500
(ge)	Special Olympics Wisconsin	PR	C	–0–	–0–
(mm)	Federal funds; local assistance	PR–F	C	1,300,000	1,300,000
(ms)	Federal funds; individuals and organizations	PR–F	C	56,644,900	56,644,900
(q)	Periodical and reference information databases; Newsline for the Blind	SEG	A	2,589,900	2,596,500
(qm)	Aid to public library systems	SEG	A	15,013,100	15,013,100
(r)	Library service contracts	SEG	A	1,167,200	1,167,200

(3) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	5,401,900	5,669,600
PROGRAM REVENUE	57,944,900	57,944,900
FEDERAL	(57,944,900)	(57,944,900)
OTHER	(–0–)	(–0–)
SEGREGATED REVENUE	18,770,200	18,776,800
OTHER	(18,770,200)	(18,776,800)
TOTAL–ALL SOURCES	82,117,000	82,391,300

20.255 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUE	5,220,877,700	5,380,559,100

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
PROGRAM REVENUE			819,489,200	820,552,200
FEDERAL			(773,911,000)	(773,622,100)
OTHER			(22,506,400)	(23,858,300)
SERVICE			(23,071,800)	(23,071,800)
SEGREGATED REVENUE			50,770,200	52,776,800
OTHER			(50,770,200)	(52,776,800)
TOTAL–ALL SOURCES			6,091,137,100	6,253,888,100

1 **20.285 University of Wisconsin System**

2 (1) UNIVERSITY EDUCATION, RESEARCH AND PUBLIC SERVICE

3 (a)	General program operations	GPR	A	927,011,300	951,984,200
4 (d)	Principal repayment and interest	GPR	S	235,855,700	245,110,100
5 (e)	Incentive grants	GPR	B	10,000,000	10,000,000
6 (f)	Translational imaging research	GPR	B	3,750,000	–0–
7 (fd)	State laboratory of hygiene; general 8 program operations	GPR	A	10,809,500	10,971,000
9 (fj)	Veterinary diagnostic laboratory	GPR	A	5,183,300	5,271,300
10 (gb)	General program operations	PR	C	2,156,634,100	2,156,634,100
11 (ge)	Gifts and nonfederal grants and 12 contracts	PR	C	547,697,900	547,697,900
13 (gj)	Self–amortizing facilities principal 14 and interest	PR	S	138,022,300	155,388,900
15 (i)	State laboratory of hygiene	PR	C	21,871,300	21,871,300
16 (ia)	State laboratory of hygiene; drivers	PR–S	C	1,619,200	1,619,200
17 (je)	Veterinary diagnostic laboratory; 18 fees	PR	C	3,948,900	3,948,900

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(k)	Funds transferred from other state agencies	PR–S	C	38,108,800	38,108,800
(kg)	Veterinary diagnostic laboratory; state agencies	PR–S	C	831,100	831,100
(Li)	General fund interest	PR	C	–0–	–0–
(m)	Federal aid	PR–F	C	1,841,917,800	1,841,917,800
(mc)	Veterinary diagnostic laboratory; federal funds	PR–F	C	1,675,900	1,675,900
(q)	Telecommunications services	SEG	A	1,054,800	1,054,800
(qe)	Rural physician residency assistance program	SEG	B	750,000	750,000
(qj)	Physician and dentist and health care provider loan assistance programs; critical access hospital assessment fund	SEG	B	250,000	250,000
(qm)	Grants for forestry programs	SEG	A	133,300	133,300
(qr)	Discovery farm grants	SEG	A	248,400	248,400
(r)	Environmental education; environmental assessments	SEG	C	130,500	130,500
(rc)	Environmental education; forestry	SEG	A	200,000	200,000
(rm)	Environmental program grants and scholarships	SEG	C	300,000	300,000
(s)	Wisconsin Bioenergy Initiative	SEG	A	4,050,000	4,050,000
(tb)	Extension recycling education	SEG	A	388,200	388,200

Statute, Agency and Purpose		Source	Type	2013–2014	2014–2015
(tm)	Solid waste research and experiments	SEG	A	155,400	155,400
(u)	Trust fund income	SEG	C	25,002,400	25,002,400
(w)	Trust fund operations	SEG	C	–0–	–0–
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			1,192,609,800	1,223,336,600
	PROGRAM REVENUE			4,752,327,300	4,769,693,900
	FEDERAL			(1,843,593,700)	(1,843,593,700)
	OTHER			(2,868,174,500)	(2,885,541,100)
	SERVICE			(40,559,100)	(40,559,100)
	SEGREGATED REVENUE			32,663,000	32,663,000
	OTHER			(32,663,000)	(32,663,000)
	TOTAL–ALL SOURCES			5,977,600,100	6,025,693,500
(3)	UNIVERSITY SYSTEM ADMINISTRATION				
(a)	General program operations	GPR	A	7,537,200	7,670,400
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			7,537,200	7,670,400
	TOTAL–ALL SOURCES			7,537,200	7,670,400
	20.285 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			1,200,147,000	1,231,007,000
	PROGRAM REVENUE			4,752,327,300	4,769,693,900
	FEDERAL			(1,843,593,700)	(1,843,593,700)
	OTHER			(2,868,174,500)	(2,885,541,100)
	SERVICE			(40,559,100)	(40,559,100)
	SEGREGATED REVENUE			32,663,000	32,663,000
	OTHER			(32,663,000)	(32,663,000)
	TOTAL–ALL SOURCES			5,985,137,300	6,033,363,900
20.292 Technical College System Board					
(1)	TECHNICAL COLLEGE SYSTEM				
(a)	General program operations	GPR	A	2,793,600	2,800,100
(am)	Fee remissions	GPR	A	14,200	14,200
(b)	Displaced homemakers' program	GPR	A	805,300	–0–

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(c)	Minority student participation and retention grants	GPR	A	583,300	–0–
(ce)	Basic skills grants	GPR	A	–0–	–0–
(ch)	Health care education programs	GPR	A	5,395,500	–0–
(d)	State aid for technical colleges; statewide guide	GPR	A	83,534,900	88,534,900
(dc)	Incentive grants	GPR	C	6,418,300	–0–
(dd)	Farm training program tuition grants	GPR	A	141,800	–0–
(de)	Services for handicapped students; local assistance	GPR	A	378,200	–0–
(dm)	Aid for special collegiate transfer programs	GPR	A	1,063,000	–0–
(e)	Technical college instructor occupational competency program	GPR	A	67,400	–0–
(ef)	School–to–work programs for children at risk	GPR	A	282,100	–0–
(eg)	Faculty development grants	GPR	A	786,700	–0–
(eh)	Training program grants	GPR	B	3,970,000	–0–
(em)	Apprenticeship curriculum development	GPR	A	70,900	–0–
(f)	Grants to district boards	GPR	C	–0–	21,874,200
(fc)	Driver education, local assistance	GPR	A	304,400	–0–
(fg)	Chauffeur training grants	GPR	C	189,100	–0–

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(fm)	Supplemental aid	GPR	A	1,418,200	–0–
(fp)	Emergency medical technician – basic training; state operations	GPR	A	–0–	–0–
(g)	Text materials	PR	A	115,500	115,500
(ga)	Auxiliary services	PR	C	15,200	15,200
(gm)	Fire schools; state operations	PR	A	413,900	414,800
(gr)	Fire schools; local assistance	PR	A	600,000	600,000
(h)	Gifts and grants	PR	C	20,600	20,600
(hm)	Truck driver training	PR–S	C	150,000	150,000
(i)	Conferences	PR	C	72,600	72,600
(j)	Personnel certification	PR	A	231,300	232,200
(k)	Gifts and grants	PR	C	30,200	30,200
(ka)	Interagency projects; local assistance	PR–S	A	2,000,000	2,000,000
(kb)	Interagency projects; state operations	PR–S	A	238,000	238,000
(kd)	Transfer of Indian gaming receipts; work–based learning programs	PR–S	A	594,000	594,000
(km)	Master logger apprenticeship grants	PR–S	C	–0–	–0–
(kx)	Interagency and intra–agency programs	PR–S	C	57,800	57,800
(L)	Services for district boards	PR	A	45,500	45,500

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(m)	Federal aid, state operations	PR–F	C	3,200,100	3,201,700
(n)	Federal aid, local assistance	PR–F	C	28,424,300	28,424,300
(o)	Federal aid, aids to individuals and organizations	PR–F	C	800,000	800,000
(pz)	Indirect cost reimbursements	PR–F	C	196,000	196,000
(q)	Agricultural education consultant	GPR	A	69,300	69,300

(1) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	108,286,200	113,292,700
PROGRAM REVENUE	37,205,000	37,208,400
FEDERAL	(32,620,400)	(32,622,000)
OTHER	(1,544,800)	(1,546,600)
SERVICE	(3,039,800)	(3,039,800)
TOTAL–ALL SOURCES	145,491,200	150,501,100

20.292 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUE	108,286,200	113,292,700
PROGRAM REVENUE	37,205,000	37,208,400
FEDERAL	(32,620,400)	(32,622,000)
OTHER	(1,544,800)	(1,546,600)
SERVICE	(3,039,800)	(3,039,800)
TOTAL–ALL SOURCES	145,491,200	150,501,100

Education
FUNCTIONAL AREA TOTALS

GENERAL PURPOSE REVENUE	6,704,510,300	6,904,633,400
PROGRAM REVENUE	5,628,103,300	5,646,745,200
FEDERAL	(2,654,128,400)	(2,653,841,300)
OTHER	(2,903,695,500)	(2,922,622,900)
SERVICE	(70,279,400)	(70,281,000)
SEGREGATED REVENUE	88,162,500	90,169,100
FEDERAL	(–0–)	(–0–)
OTHER	(88,162,500)	(90,169,100)
SERVICE	(–0–)	(–0–)
LOCAL	(–0–)	(–0–)
TOTAL–ALL SOURCES	12,420,776,100	12,641,547,700

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
Environmental Resources				
20.320 Environmental Improvement Program				
(1) CLEAN WATER FUND PROGRAM OPERATIONS				
(a) Environmental aids — clean water fund program	GPR	A	–0–	–0–
(c) Principal repayment and interest — clean water fund program	GPR	S	32,732,600	34,535,900
(r) Clean water fund program repayment of revenue obligations	SEG	S	–0–	–0–
(s) Clean water fund program financial assistance	SEG	S	–0–	–0–
(sm) Land recycling loan program financial assistance	SEG	S	–0–	–0–
(t) Principal repayment and interest — clean water fund program bonds	SEG	A	8,000,000	8,000,000
(u) Principal repayment and interest — clean water fund program revenue obligation repayment	SEG	C	–0–	–0–
(x) Clean water fund program financial assistance; federal	SEG–F	C	–0–	–0–
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			32,732,600	34,535,900
SEGREGATED REVENUE			8,000,000	8,000,000

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
FEDERAL			(–0–)	(–0–)
OTHER			(8,000,000)	(8,000,000)
TOTAL–ALL SOURCES			40,732,600	42,535,900
(2) SAFE DRINKING WATER LOAN PROGRAM OPERATIONS				
(c) Principal repayment and interest — safe drinking water loan program	GPR	S	5,244,600	5,407,300
(s) Safe drinking water loan programs financial assistance	SEG	S	–0–	–0–
(x) Safe drinking water loan programs financial assistance; federal	SEG–F	C	–0–	–0–
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			5,244,600	5,407,300
SEGREGATED REVENUE			–0–	–0–
FEDERAL			(–0–)	(–0–)
OTHER			(–0–)	(–0–)
TOTAL–ALL SOURCES			5,244,600	5,407,300
(3) PRIVATE ON–SITE WASTEWATER TREATMENT SYSTEM PROGRAM				
(q) Private on–site wastewater treatment system loans	SEG	C	–0–	–0–
(3) PROGRAM TOTALS				
SEGREGATED REVENUE			–0–	–0–
OTHER			(–0–)	(–0–)
TOTAL–ALL SOURCES			–0–	–0–
20.320 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			37,977,200	39,943,200
SEGREGATED REVENUE			8,000,000	8,000,000
FEDERAL			(–0–)	(–0–)
OTHER			(8,000,000)	(8,000,000)
TOTAL–ALL SOURCES			45,977,200	47,943,200

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
20.360 Lower Wisconsin State Riverway Board				
(1) CONTROL OF LAND DEVELOPMENT AND USE IN THE LOWER WISCONSIN STATE RIVERWAY				
(g) Gifts and grants	PR	C	–0–	–0–
(q) General program operations — conservation fund	SEG	A	208,700	208,800
(1) PROGRAM TOTALS				
PROGRAM REVENUE			–0–	–0–
OTHER			(–0–)	(–0–)
SEGREGATED REVENUE			208,700	208,800
OTHER			(208,700)	(208,800)
TOTAL–ALL SOURCES			208,700	208,800
20.360 DEPARTMENT TOTALS				
PROGRAM REVENUE			–0–	–0–
OTHER			(–0–)	(–0–)
SEGREGATED REVENUE			208,700	208,800
OTHER			(208,700)	(208,800)
TOTAL–ALL SOURCES			208,700	208,800
20.370 Natural Resources, Department of				
(1) LAND AND FORESTRY				
(cq) Forestry — reforestation	SEG	C	100,500	100,500
(cr) Forestry — recording fees	SEG	C	89,100	89,100
(cs) Forestry — forest fire emergencies	SEG	C	–0–	–0–
(ct) Timber sales contracts – repair and reimbursement costs	SEG	C	–0–	–0–
(cu) Forestry – forestry education curriculum	SEG	A	350,000	350,000
(cx) Forestry–management plans	SEG	C	316,800	316,800

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(cy)	Forestry – cooperating foresters and private contractors	SEG	C	–0–	–0–
(ea)	Parks — general program operations	GPR	A	4,592,200	4,592,200
(eq)	Parks and forests – operation and maintenance	SEG	S	–0–	–0–
(er)	Parks and forests – campground reservation fees	SEG	C	1,250,000	1,250,000
(es)	Parks – interpretive programs	SEG	C	–0–	–0–
(fb)	Endangered resources — general program operations	GPR	A	–0–	–0–
(fc)	Endangered resources — Wisconsin stewardship program	GPR	A	–0–	–0–
(fd)	Endangered resources — natural heritage inventory program	GPR	A	247,500	247,500
(fe)	Endangered resources — general fund	GPR	S	500,000	500,000
(fs)	Endangered resources — voluntary payments; sales, leases, and fees	SEG	C	1,328,200	1,328,200
(ft)	Endangered resources — application fees	SEG	C	–0–	–0–
(gr)	Endangered resources program — gifts and grants; sale of state–owned lands	SEG	C	–0–	–0–

	Statute, Agency and Purpose		Source	Type	2013–2014	2014–2015
1	(gt)	Habitat conservation plan fees	SEG	C	9,900	9,900
2	(hc)	Indemnification agreements	GPR	S	–0–	–0–
3	(hk)	Elk management	PR–S	A	92,200	92,200
4	(hq)	Elk hunting fees	SEG	C	–0–	–0–
5	(hr)	Pheasant restoration	SEG	C	237,000	237,000
6	(hs)	Chronic wasting disease				
7		management	SEG	A	–0–	–0–
8	(ht)	Wild turkey restoration	SEG	C	777,900	777,900
9	(hu)	Wetlands habitat improvement	SEG	C	358,200	358,200
10	(hv)	Aquatic and terrestrial resources				
11		inventory	SEG	A	121,600	121,600
12	(hw)	Pheasant stocking and propagation	SEG	C	353,600	353,600
13	(hx)	Bonus deer permit fees; chronic				
14		wasting disease	SEG	C	–0–	–0–
15	(iu)	Gravel pit reclamation	SEG	C	–0–	–0–
16	(iw)	Utility terrain vehicle fees	SEG	C	60,000	60,000
17	(jr)	Rental property and equipment —				
18		maintenance and replacement	SEG	C	517,600	517,600
19	(kq)	Taxes and assessments;				
20		conservation fund	SEG	A	297,000	297,000
21	(Lk)	Reintroduction of whooping cranes	PR–S	A	75,200	75,200
22	(Lq)	Trapper education program	SEG	C	48,600	48,600

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(Lr)	Beaver control; fish and wildlife account	SEG	C	36,200	36,200
(Ls)	Control of wild animals	SEG	C	282,000	282,000
(Lt)	Wildlife management	SEG	A	–0–	–0–
(Lu)	Fish and wildlife habitat	SEG	S	–0–	–0–
(Lv)	Deer management assistance program	SEG	C	–0–	–0–
(ma)	General program operations — state funds	GPR	A	–0–	–0–
(mi)	General program operations — private and public sources	PR	C	726,200	726,200
(mk)	General program operations — service funds	PR–S	C	920,300	920,300
(mq)	General program operations — state snowmobile trails and areas	SEG	A	211,200	211,200
(mr)	General program operations– state utility terrain vehicle projects	SEG	A	16,900	16,900
(ms)	General program operations — state all–terrain vehicle projects	SEG	A	310,500	310,500
(mt)	Land preservation and management – endowment fund	SEG	S	–0–	–0–
(mu)	General program operations — state funds	SEG	A	–0–	–0–
	Land program management	SEG	A	1,092,200	1,092,200

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
	Wildlife management	SEG	A	12,451,300	12,451,300
	Southern forests	SEG	A	5,281,700	5,287,700
	Parks and recreation	SEG	A	11,946,400	11,974,300
	Endangered resources	SEG	A	804,200	804,200
	Facilities and lands	SEG	A	7,425,100	7,442,000
	NET APPROPRIATION			39,000,900	39,051,700
(mv)	General program operations – state funds; forestry	SEG	A	50,325,800	50,325,800
(my)	General program operations — federal funds	SEG–F	C	–0–	–0–
	Wildlife management	SEG–F	C	6,303,600	6,099,600
	Forestry	SEG–F	C	1,484,300	1,484,300
	Southern forests	SEG–F	C	127,200	127,200
	Parks and recreation	SEG–F	C	835,700	835,700
	Endangered resources	SEG–F	C	1,944,400	1,810,000
	Facilities and lands	SEG–F	C	2,370,400	2,370,400
	NET APPROPRIATION			13,065,600	12,727,200
(mz)	Forest fire emergencies — federal funds	SEG–F	C	–0–	–0–

(1) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	5,339,700	5,339,700
PROGRAM REVENUE	1,813,900	1,813,900
OTHER	(726,200)	(726,200)
SERVICE	(1,087,700)	(1,087,700)
SEGREGATED REVENUE	109,465,100	109,177,500
FEDERAL	(13,065,600)	(12,727,200)
OTHER	(96,399,500)	(96,450,300)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
TOTAL–ALL SOURCES			116,618,700	116,331,100
(2) AIR AND WASTE				
(bg) Air management — stationary sources	PR	A	6,568,100	6,568,100
(bh) Air management — state permit sources	PR	A	2,309,800	2,309,800
(bi) Air management — asbestos management	PR	C	524,300	524,300
(bq) Air management — vapor recovery administration	SEG	A	95,500	95,500
(br) Air management — mobile sources	SEG	A	1,358,000	1,358,000
(cf) Air management — motor vehicle emission inspection and maintenance program, state funds	GPR	A	45,300	45,300
(cg) Air management — recovery of ozone–depleting refrigerants	PR	A	156,700	156,700
(ch) Air management — emission analysis	PR	C	–0–	–0–
(ci) Air management — permit review and enforcement	PR	A	2,250,800	2,250,800
(cL) Air waste management — incinerator operator certification	PR	C	–0–	–0–

Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(dg) Solid waste management — solid and hazardous waste disposal administration	PR	C	2,576,300	2,576,300
(dh) Solid waste management–remediated property	PR	C	875,500	875,500
(dq) Solid waste management — waste management fund	SEG	C	–0–	–0–
(dt) Solid waste management — closure and long–term care	SEG	C	–0–	–0–
(du) Solid waste management – site–specific remediation	SEG	C	–0–	–0–
(dv) Solid waste management — environmental repair; spills; abandoned containers	SEG	C	2,292,700	2,292,700
(dw) Solid waste management — environmental repair; petroleum spills; administration	SEG	A	3,544,500	3,546,600
(dy) Solid waste management — corrective action; proofs of financial responsibility	SEG	C	–0–	–0–
(dz) Solid waste management – assessments and legal action	SEG	C	–0–	–0–
(eg) Solid waste facility siting board fee	PR	C	–0–	–0–
(eh) Solid waste management — source reduction review	PR	C	–0–	–0–

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(ej)	Petroleum storage remedial action fees	PR	A	–0–	–0–
(eq)	Solid waste management – dry cleaner environmental response	SEG	A	177,800	177,800
(es)	Petroleum inspection fund — revenue obligation repayment	SEG	S	–0–	–0–
(eu)	Petroleum storage environmental remedial action; awards	SEG	B	4,550,000	4,550,000
(ew)	Removal of underground petroleum storage tanks	SEG	A	100,000	100,000
(fq)	Indemnification agreements	SEG	S	–0–	–0–
(gh)	Mining — mining regulation and administration	PR	A	76,300	76,300
(gr)	Solid waste management — mining programs	SEG	C	–0–	–0–
(hq)	Recycling; administration	SEG	A	1,504,600	1,504,600
(hr)	Electronic waste recycling	SEG	C	130,000	130,000
(ma)	General program operations — state funds	GPR	A	1,466,100	1,466,100
(mi)	General program operations — private and public sources	PR	C	–0–	–0–
(mk)	General program operations — service funds	PR–S	C	–0–	–0–

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
(mm) General program operations — federal funds	PR–F	C	7,608,300	7,608,300
(mq) General program operations – environmental fund	SEG	A	3,658,700	3,658,700
(mr) General program operations – brownfields	SEG	A	296,800	296,800
(my) General program operations — environmental fund; federal funds	SEG–F	C	1,376,700	1,376,700
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			1,511,400	1,511,400
PROGRAM REVENUE			22,946,100	22,946,100
FEDERAL			(7,608,300)	(7,608,300)
OTHER			(15,337,800)	(15,337,800)
SERVICE			(–0–)	(–0–)
SEGREGATED REVENUE			19,085,300	19,087,400
FEDERAL			(1,376,700)	(1,376,700)
OTHER			(17,708,600)	(17,710,700)
TOTAL–ALL SOURCES			43,542,800	43,544,900
(3) ENFORCEMENT AND SCIENCE				
(ad) Law enforcement – car killed deer; general fund	GPR	A	350,700	350,700
(ak) Law enforcement – snowmobile enforcement and safety training; service funds	PR–S	A	1,168,700	1,168,700
(aq) Law enforcement — snowmobile enforcement and safety training	SEG	A	197,500	197,500
(ar) Law enforcement — boat enforcement and safety training	SEG	A	2,887,800	2,887,800

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(as)	Law enforcement — all–terrain vehicle and utility terrain vehicle enforcement	SEG	A	1,233,700	1,233,700
(at)	Education and safety programs	SEG	C	337,600	337,600
(aw)	Law enforcement — car kill deer	SEG	A	350,700	350,700
(ax)	Law enforcement – water resources enforcement	SEG	A	186,000	186,000
(bg)	Enforcement — stationary sources	PR	A	107,000	107,000
(bL)	Operator certification — fees	PR	A	108,900	108,900
(dg)	Environmental impact — consultant services; printing and postage costs	PR	C	–0–	–0–
(dh)	Environmental impact — power projects	PR	C	26,100	26,100
(di)	Environmental consulting costs — federal power projects	PR	A	–0–	–0–
(fj)	Environmental quality – laboratory certification	PR	A	765,200	765,200
(is)	Aquatic invasive species control; voluntary contributions	SEG	C	68,600	68,600
(ma)	General program operations — state funds	GPR	A	2,096,700	2,096,700
(mi)	General program operations — private and public sources	PR	C	345,400	345,400

Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(mk) General program operations — service funds	PR–S	C	147,200	82,600
(mm) General program operations — federal funds	PR–F	C	540,900	540,900
(mq) General program operations — environmental fund	SEG	A	1,147,400	1,147,400
(mr) Recycling; enforcement and research	SEG	A	273,400	273,400
(ms) General program operations – pollution prevention	SEG	A	117,500	117,500
(mt) General program operations, nonpoint source — environmental fund	SEG	A	423,000	423,000
(mu) General program operations — state funds	SEG	A	19,675,300	19,675,300
(mw) Water resources – public health	SEG	A	24,700	24,700
(my) General program operations — federal funds	SEG–F	C	8,185,800	7,662,100
(3) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			2,447,400	2,447,400
PROGRAM REVENUE			3,209,400	3,144,800
FEDERAL			(540,900)	(540,900)
OTHER			(1,352,600)	(1,352,600)
SERVICE			(1,315,900)	(1,251,300)
SEGREGATED REVENUE			35,109,000	34,585,300
FEDERAL			(8,185,800)	(7,662,100)
OTHER			(26,923,200)	(26,923,200)
TOTAL–ALL SOURCES			40,765,800	40,177,500

(4) WATER

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(ac)	Wisconsin River monitoring and study	GPR	A	150,000	–0–
(af)	Water resources – remedial action	GPR	C	50,000	50,000
(ag)	Water resources – pollution credits	PR	C	–0–	–0–
(ah)	Water resources – Great Lakes protection fund	PR	C	214,900	214,900
(ai)	Water resources — water use fees	PR	C	776,800	776,800
(aj)	Water resources — ballast water discharge permits	PR	C	305,300	305,300
(aq)	Water resources management — lake, river, and invasive species management	SEG	A	2,988,400	2,988,400
(ar)	Water resources – groundwater management	SEG	B	91,900	91,900
(as)	Water resources — trading water pollution credits	SEG	C	–0–	–0–
(at)	Watershed — nonpoint source contracts	SEG	B	997,600	997,600
(au)	Cooperative remedial action; contributions	SEG	C	–0–	–0–
(av)	Cooperative remedial action; interest on contributions	SEG	S	–0–	–0–
(bg)	Water regulation and zoning – computer access fees	PR	C	–0–	–0–

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(bh)	Water regulation and zoning — dam inspections and safety administration; general fund	PR	A	–0–	–0–
(bi)	Water regulation and zoning – fees	PR	C	1,169,200	1,169,200
(bj)	Storm water management – fees	PR	A	1,810,900	1,810,900
(bL)	Wastewater management – fees	PR	C	141,000	141,000
(bm)	Wetland restoration — fees; payments	PR	C	–0–	–0–
(br)	Water regulation and zoning — dam safety & wetland mapping; conservation fund	SEG	A	632,800	632,800
(cg)	Groundwater quantity administration	PR	A	498,100	498,100
(ch)	Groundwater quantity research	PR	B	84,500	84,500
(kk)	Fishery resources for ceded territories	PR–S	A	150,600	150,600
(kr)	Commercial fish protection and Great Lakes resource surcharges	SEG	C	25,000	25,000
(kt)	Great Lakes vessel rental costs	SEG	C	–0–	–0–
(ku)	Great Lakes trout and salmon	SEG	C	1,607,000	1,607,000
(kv)	Trout habitat improvement	SEG	C	1,393,100	1,393,100
(kw)	Sturgeon stock and habitat	SEG	C	196,700	196,700
(ky)	Sturgeon stock and habitat – inland waters	SEG	C	58,300	58,300

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(ma)	General program operations – state funds	GPR	A	–0–	–0–
	Watershed management	GPR	A	5,321,200	5,321,200
	Fisheries management	GPR	A	84,700	84,700
	Drinking water and groundwater	GPR	A	2,303,600	2,303,600
	Water Quality	GPR	A	5,622,200	5,622,200
	Water program management	GPR	A	1,215,100	1,215,100
	NET APPROPRIATION			14,546,800	14,546,800
(mi)	General program operations – private and public sources	PR	C	233,700	233,700
(mk)	General program operations — service funds	PR–S	C	506,400	506,400
(mm)	General program operations – federal funds	PR–F	C	–0–	–0–
	Watershed management	PR–F	C	3,235,900	3,149,900
	Fisheries management	PR–F	C	226,900	226,900
	Drinking water and groundwater	PR–F	C	5,010,200	5,010,200
	Water Quality	PR–F	C	8,486,600	8,137,400
	NET APPROPRIATION			16,959,600	16,524,400
(mq)	General program operations – environmental fund	SEG	A	–0–	–0–
	Watershed management	SEG	A	774,700	774,700
	Drinking water and groundwater	SEG	A	2,240,900	2,240,900

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
	Water Quality	SEG	A	1,243,400	1,243,400
	NET APPROPRIATION			4,259,000	4,259,000
(mr)	General program operations — nonpoint source	SEG	A	582,100	582,100
(mt)	General program operations–environmental improvement programs; state funds	SEG	A	706,200	706,200
(mu)	General program operations – state funds	SEG	A	16,333,900	16,383,600
(mx)	General program operations – clean water fund program; federal funds	SEG–F	C	744,500	744,500
(my)	General program operations – environmental fund – federal funds	SEG–F	C	–0–	–0–
(mz)	General program operations – federal funds	SEG–F	C	5,712,700	5,712,700
(nz)	General program operations–safe drinking water loan programs; federal funds	SEG–F	C	2,018,600	2,011,100

(4) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	14,746,800	14,596,800
PROGRAM REVENUE	22,851,000	22,415,800
FEDERAL	(16,959,600)	(16,524,400)
OTHER	(5,234,400)	(5,234,400)
SERVICE	(657,000)	(657,000)
SEGREGATED REVENUE	38,347,800	38,390,000
FEDERAL	(8,475,800)	(8,468,300)
OTHER	(29,872,000)	(29,921,700)
TOTAL–ALL SOURCES	75,945,600	75,402,600

(5) CONSERVATION AIDS

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(ac)	Resource aids – Milwaukee Public Museum	GPR	A	–0–	–0–
(ad)	Resource aids — interpretive center	GPR	A	22,800	22,800
(aq)	Resource aids – Canadian agencies migratory waterfowl aids	SEG	C	167,500	167,500
(ar)	Resource aids – county conservation aids	SEG	C	148,500	148,500
(as)	Recreation aids – fish, wildlife and forestry recreation aids	SEG	C	112,200	112,200
(at)	Ice age trail area grants	SEG	A	74,200	74,200
(au)	Resource aids – Ducks Unlimited, Inc., payments	SEG	C	–0–	–0–
(av)	Resource aids – forest grants	SEG	B	1,147,900	1,147,900
(aw)	Resource aids — nonprofit conservation organizations	SEG	C	222,400	222,400
(ax)	Resource aids – forestry	SEG	A	148,500	148,500
(ay)	Resource aids – urban land conservation	SEG	A	74,200	74,200
(az)	Resource aids — urban forestry grants	SEG	B	524,600	524,600
(bq)	Resource aids – county forest loans; severance share payments	SEG	C	100,000	100,000
(br)	Resource aids – forest croplands and managed forest land aids	SEG	A	1,237,500	1,237,500

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(bs)	Resource aids – county forest loans	SEG	A	616,200	616,200
(bt)	Resource aids – county forest project loans	SEG	C	396,000	396,000
(bu)	Resource aids – county forest project loans; severance share payments	SEG	C	350,000	350,000
(bv)	Resource aids — county forests, forest croplands and managed forest land aids	SEG	S	1,416,400	1,416,400
(bw)	Resource aids — county sustainable forestry and county forest adm. grants	SEG	B	1,576,900	1,576,900
(bx)	Resource aids – national forest income aids	SEG–F	C	782,200	782,200
(by)	Resource aids — fire suppression grants	SEG	A	170,000	170,000
(bz)	Resource aids – forestry outdoor activity grants	SEG	C	–0–	–0–
(cb)	Recreation aids – snowmobile trail and area aids; general fund	GPR	A	–0–	–0–
(cq)	Recreation aids – recreational boating and other projects	SEG	C	400,000	400,000
(cr)	Recreation aids – county snowmobile trail and area aids	SEG	C	2,475,400	2,475,400

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(cs)	Recreation aids – snowmobile trail areas	SEG	C	4,478,100	4,782,100
(ct)	Recreation aids – all–terrain vehicle project aids; gas tax payment	SEG	C	1,828,900	1,815,200
(cu)	Recreation aids — all–terrain vehicle project aids	SEG	C	1,670,000	1,670,000
(cv)	Recreation aids — all–terrain vehicle landowner incentive program	SEG	B	405,900	405,900
(cw)	Recreation aids – supplemental snowmobile trail aids	SEG	C	800,000	800,000
(cx)	Recreation aids — all–terrain vehicle safety program	SEG	A	297,000	297,000
(cy)	Recreation and resource aids, federal funds	SEG–F	C	3,162,100	3,162,100
(da)	Aids in lieu of taxes – general fund	GPR	S	8,350,700	8,956,000
(dq)	Aids in lieu of taxes – sum sufficient	SEG	S	780,000	780,000
(dr)	Aids in lieu of taxes – sum certain	SEG	A	5,470,000	5,470,000
(dx)	Resource aids — payment in lieu of taxes; federal	SEG–F	C	440,000	440,000
(ea)	Enforcement aids — spearfishing enforcement	GPR	C	–0–	–0–

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2013–2014	2014–2015
(eq)	Enforcement aids — boating enforcement	SEG	A	1,386,000	1,386,000
(er)	Enforcement aids — all–terrain vehicle and utility terrain vehicle enforcement	SEG	A	495,000	495,000
(es)	Enforcement aids — snowmobiling enforcement	SEG	A	396,000	396,000
(eu)	Recreation aids– utility terrain vehicle project aids	SEG	C	95,600	95,600
(ex)	Enforcement aids — federal funds	SEG–F	C	–0–	–0–
(fq)	Wildlife damage claims and abatement	SEG	C	3,300,000	3,300,000
(fr)	Wildlife abatement and control grants	SEG	B	24,700	24,700
(fs)	Venison processing	SEG	B	594,000	594,000
(ft)	Venison processing; voluntary contributions	SEG	C	14,800	14,800
(fv)	Wolf depredation program	SEG	C	200,000	200,000
(fw)	Resource Aids– Natural Resources Foundation of Wisconsin payments	SEG	C	20,000	20,000
(gr)	Recreation aids– utility terrain vehicle project aids; gas tax payment	SEG	C	64,100	64,100

(5) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	8,373,500	8,978,800
SEGREGATED REVENUE	38,062,800	38,353,100

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
FEDERAL			(4,384,300)	(4,384,300)
OTHER			(33,678,500)	(33,968,800)
TOTAL–ALL SOURCES			46,436,300	47,331,900
(6) ENVIRONMENTAL AIDS				
(aa) Environmental aids; nonpoint source	GPR	B	200,000	200,000
(ac) Lake Koshkonong study	GPR	A	–0–	–0–
(ar) Environmental aids – lake protection	SEG	C	2,452,600	2,452,600
(as) Environmental aids — invasive aquatic species and lake monitoring	SEG	B	4,029,100	4,029,100
(au) Environmental aids — river protection; environmental fund	SEG	A	–0–	–0–
(av) Environmental aids – river protection; conservation fund	SEG	A	289,500	289,500
(aw) Environmental aids – river protection, nonprofit organization contracts	SEG	C	69,200	69,200
(bj) Environmental aids — waste reduction and recycling grants and gifts	PR	C	–0–	–0–
(bk) Environmental aids — wastewater and drinking water grant	PR–S	A	–0–	–0–
(bu) Financial assistance for responsible units	SEG	A	19,000,000	19,000,000

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(bw)	Recycling consolidation grants	SEG	A	1,000,000	1,000,000
(ca)	Environmental aids – scenic urban waterways	GPR	C	–0–	–0–
(cm)	Environmental aids – federal funds	PR–F	C	800,000	800,000
(cr)	Environmental aids – compensation for well contamination and abandonment	SEG	C	276,000	276,000
(da)	Environmental planning aids – local water quality planning	GPR	A	196,400	196,400
(dm)	Environmental planning aids – federal funds	PR–F	C	150,000	150,000
(dq)	Environmental aids — urban nonpoint source	SEG	B	1,313,200	1,313,200
(ef)	Brownfields revolving loan repayments	PR	C	–0–	–0–
(eg)	Groundwater mitigation and local assistance	PR	C	432,600	432,600
(eh)	Brownfields revolving loan funds administered for other entity	PR	C	–0–	–0–
(em)	Federal brownfields revolving loan funds	PR–F	C	1,000,000	1,000,000
(eq)	Environmental aids – dry cleaner environmental response	SEG	B	763,600	763,600

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
(ev) Reimbursement for disposal of contaminated sediment	SEG	A	–0–	–0–
(6) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			396,400	396,400
PROGRAM REVENUE			2,382,600	2,382,600
FEDERAL			(1,950,000)	(1,950,000)
OTHER			(432,600)	(432,600)
SERVICE			(–0–)	(–0–)
SEGREGATED REVENUE			29,193,200	29,193,200
OTHER			(29,193,200)	(29,193,200)
TOTAL–ALL SOURCES			31,972,200	31,972,200
(7) DEBT SERVICE AND DEVELOPMENT				
(aa) Resource acquisition and development – principal repayment and interest	GPR	S	78,262,500	81,058,100
(ac) Principal repayment and interest – recreational boating bonds	GPR	S	–0–	–0–
(ag) Land acquisition – principal repayment and interest	PR	C	–0–	–0–
(aq) Resource acquisition and development – principal repayment and interest	SEG	S	16,500	16,500
(ar) Dam repair and removal – principal repayment and interest	SEG	S	533,000	543,600
(at) Recreation development – principal repayment and interest	SEG	S	–0–	–0–

Statute, Agency and Purpose		Source	Type	2013–2014	2014–2015
(au)	State forest acquisition and development — principal repayment and interest	SEG	A	13,500,000	13,500,000
(bq)	Principal repayment and interest – remedial action	SEG	S	3,486,600	3,385,300
(br)	Principal repayment and interest – contaminated sediment	SEG	S	1,485,700	1,786,400
(cb)	Principal repayment and interest – pollution abatement bonds	GPR	S	9,734,100	9,871,800
(cc)	Principal repayment and interest — combined sewer overflow; pollution abatement bonds	GPR	S	5,403,100	5,138,400
(cd)	Principal repayment and interest – municipal clean drinking water grants	GPR	S	288,000	270,400
(cg)	Principal repayment and interest – nonpoint repayments	PR	C	–0–	–0–
(cq)	Principal repayment and interest — nonpoint source grants	SEG	S	7,981,400	7,965,700
(cr)	Principal repayment and interest — nonpoint source	SEG	S	1,302,400	1,525,000
(cs)	Principal repayment and interest — urban nonpoint source cost–sharing	SEG	S	2,927,900	3,193,800

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(ct)	Principal and interest — pollution abatement, environmental fund	SEG	A	8,000,000	8,000,000
(ea)	Administrative facilities – principal repayment and interest	GPR	S	933,600	873,500
(eq)	Administrative facilities – principal repayment and interest	SEG	S	4,977,700	5,058,100
(er)	Administrative facilities — principal repayment and interest; environmental fund	SEG	S	816,900	883,700
(fa)	Resource maintenance and development – state funds	GPR	C	755,600	755,600
(fk)	Resource acquisition and development – service funds; transportation moneys	PR–S	C	990,000	990,000
(fr)	Resource acquisition and development — boating access to southeastern lakes	SEG	C	92,400	92,400
(fs)	Resource acquisition and development – state funds	SEG	C	889,100	889,100
(ft)	Resource acquisition and development – boating access	SEG	C	184,800	184,800
(fu)	Resource acquisition and development — nonmotorized boating improvements	SEG	C	–0–	–0–

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(fw)	Resource acquisition and development — Mississippi and St. Croix rivers management	SEG	C	57,700	57,700
(fy)	Resource acquisition and development — federal funds	SEG–F	C	9,112,800	9,112,800
(gg)	Ice age trail – gifts and grants	PR	C	–0–	–0–
(gq)	State trails – gifts and grants	SEG	C	–0–	–0–
(ha)	Facilities acquisition, development and maintenance	GPR	C	144,400	144,400
(hq)	Facilities acquisition, development and maintenance — conservation fund	SEG	C	372,400	372,400
(jr)	Rental property and equipment – maintenance and replacement	SEG	C	180,000	180,000
(mc)	Resource maintenance and development – state park, forest, and riverway roads	GPR	C	2,000,000	2,000,000
(mi)	General program operations – private and public sources	PR	C	–0–	–0–
(mk)	General program operations – service funds	PR–S	C	–0–	–0–

(7) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	97,521,300	100,112,200
PROGRAM REVENUE	990,000	990,000
OTHER	(–0–)	(–0–)
SERVICE	(990,000)	(990,000)
SEGREGATED REVENUE	55,917,300	56,747,300
FEDERAL	(9,112,800)	(9,112,800)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
OTHER			(46,804,500)	(47,634,500)
TOTAL–ALL SOURCES			154,428,600	157,849,500
(8) ADMINISTRATION AND TECHNOLOGY				
(ir) Promotional activities and publications	SEG	C	82,200	82,200
(iw) Statewide recycling administration	SEG	A	413,000	420,100
(ma) General program operations — state funds	GPR	A	2,505,500	2,528,600
(mg) General program operations — stationary sources	PR	A	–0–	–0–
(mi) General program operations — private and public sources	PR	C	–0–	–0–
(mk) General program operations — service funds	PR–S	C	4,357,900	4,357,900
(mq) General program operations — mobile sources	SEG	A	875,500	892,900
(mr) General program operations – environmental improvement fund	SEG	A	348,900	355,600
(mt) Equipment and services	SEG–S	C	–0–	–0–
(mu) General program operations — state funds	SEG	A	15,487,200	15,534,200
(mv) General program operations — environmental fund	SEG	A	1,501,900	1,521,700
(mz) Indirect cost reimbursements	SEG–F	C	6,785,000	6,815,500

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2013–2014	2014–2015
(ni)	Geographic information systems, general program operations – other funds	PR	C	32,700	32,700
(nk)	Geographic information systems, general program operations — service funds	PR–S	C	1,419,200	1,419,200
(zq)	Gifts and donations	SEG	C	–0–	–0–

(8) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	2,505,500	2,528,600
PROGRAM REVENUE	5,809,800	5,809,800
OTHER	(32,700)	(32,700)
SERVICE	(5,777,100)	(5,777,100)
SEGREGATED REVENUE	25,493,700	25,622,200
FEDERAL	(6,785,000)	(6,815,500)
OTHER	(18,708,700)	(18,806,700)
SERVICE	(–0–)	(–0–)
TOTAL–ALL SOURCES	33,809,000	33,960,600

(9) CUSTOMER ASSISTANCE AND EXTERNAL RELATIONS

(eg)	Gifts and grants; environmental management systems	PR	C	–0–	–0–
(gb)	Education programs – program fees	PR	B	74,600	74,600
(hk)	Approval fees to Lac du Flambeau band–service funds	PR–S	A	84,500	84,500
(hs)	Approval fees from Lac du Flambeau band	SEG	C	–0–	–0–
(ht)	Approval fees to Lac du Flambeau band	SEG	S	–0–	–0–
(hu)	Handling and other fees	SEG	C	152,500	152,500

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(hv)	Fee amounts for statewide automated issuing system	SEG	C	2,863,100	2,863,100
(hw)	Utility terrain vehicle fees	SEG	C	–0–	–0–
(iq)	Natural resources magazine	SEG	C	928,100	928,100
(is)	Statewide recycling administration	SEG	A	300,000	300,000
(ma)	General program operations – state funds	GPR	A	3,077,700	3,077,700
(mh)	General programs operations — stationary sources	PR	A	417,500	417,500
(mi)	General program operations — private and public sources	PR	C	78,700	78,700
(mk)	General program operations — service funds	PR–S	C	2,860,700	2,860,700
(mm)	General program operations – federal funds	PR–F	C	1,041,900	1,041,900
(mq)	General program operations – mobile sources	SEG	A	191,600	191,600
(mt)	Aids administration — environmental improvement programs; state funds	SEG	A	1,185,000	1,185,000
(mu)	General program operations – state funds	SEG	A	9,650,800	9,650,800
(mv)	General program operations — environmental fund	SEG	A	1,175,800	1,209,400

Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(mw) Aids administration – snowmobile recreation	SEG	A	190,400	190,400
(mx) Aids administration – clean water fund program; federal funds	SEG–F	C	1,282,200	1,282,200
(my) General program operations – federal funds	SEG–F	C	264,700	264,700
(mz) Indirect cost reimbursements	SEG–F	C	993,400	993,400
(nq) Aids administration – dry cleaner environmental response	SEG	A	89,400	89,400
(ny) Aids administration – safe drinking water loan programs; federal funds	SEG–F	C	170,100	170,100

(9) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	3,077,700	3,077,700
PROGRAM REVENUE	4,557,900	4,557,900
FEDERAL	(1,041,900)	(1,041,900)
OTHER	(570,800)	(570,800)
SERVICE	(2,945,200)	(2,945,200)
SEGREGATED REVENUE	19,437,100	19,470,700
FEDERAL	(2,710,400)	(2,710,400)
OTHER	(16,726,700)	(16,760,300)
TOTAL–ALL SOURCES	27,072,700	27,106,300

20.370 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUE	135,919,700	138,989,000
PROGRAM REVENUE	64,560,700	64,060,900
FEDERAL	(28,100,700)	(27,665,500)
OTHER	(23,687,100)	(23,687,100)
SERVICE	(12,772,900)	(12,708,300)
SEGREGATED REVENUE	370,111,300	370,626,700
FEDERAL	(54,096,400)	(53,257,300)
OTHER	(316,014,900)	(317,369,400)
SERVICE	(–0–)	(–0–)
TOTAL–ALL SOURCES	570,591,700	573,676,600

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
20.373 Fox River Navigational System Authority				
(1) INITIAL COSTS				
(g) Administration, operation, repair, and rehabilitation	PR	C	–0–	–0–
(r) Establishment and operation	SEG	C	125,400	125,400
(1) PROGRAM TOTALS				
PROGRAM REVENUE			–0–	–0–
OTHER			(–0–)	(–0–)
SEGREGATED REVENUE			125,400	125,400
OTHER			(125,400)	(125,400)
TOTAL–ALL SOURCES			125,400	125,400
20.373 DEPARTMENT TOTALS				
PROGRAM REVENUE			–0–	–0–
OTHER			(–0–)	(–0–)
SEGREGATED REVENUE			125,400	125,400
OTHER			(125,400)	(125,400)
TOTAL–ALL SOURCES			125,400	125,400
20.375 Lower Fox River Remediation Authority				
(1) INITIAL COSTS				
(a) Initial costs	GPR	B	–0–	–0–
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			–0–	–0–
TOTAL–ALL SOURCES			–0–	–0–
20.375 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			–0–	–0–
TOTAL–ALL SOURCES			–0–	–0–
20.380 Tourism, Department of				
(1) TOURISM DEVELOPMENT AND PROMOTION				
(a) General program operations	GPR	A	2,706,700	2,710,100

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(b)	Tourism marketing; general purpose revenue	GPR	B	1,827,100	1,827,100
(g)	Gifts, grants and proceeds	PR	C	11,100	11,300
(h)	Tourism promotion; sale of surplus property receipts	PR	C	–0–	–0–
(ig)	Golf promotion	PR	C	–0–	–0–
(ir)	Payments to the WPGA Junior Foundation	PR	C	–0–	–0–
(j)	Tourism promotion – private and public sources	PR	C	99,000	99,000
(k)	Sale of materials or services	PR–S	C	–0–	–0–
(ka)	Sale of materials and services–local assistance	PR–S	C	–0–	–0–
(kb)	Sale of materials and services–individuals and organizations	PR–S	C	–0–	–0–
(kc)	Marketing clearinghouse charges	PR–S	A	–0–	–0–
(kg)	Tourism marketing; gaming revenue	PR–S	B	8,967,100	8,967,100
(km)	Grants for regional tourist information centers	PR–S	A	160,000	160,000
(m)	Federal aid, state operations	PR–F	C	–0–	–0–
(n)	Federal aid, local assistance	PR–F	C	–0–	–0–

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
(o) Federal aid, individuals and organizations	PR–F	C	–0–	–0–
(q) Administrative services–conservation fund	SEG	A	12,100	12,100
(w) Tourism marketing; transportation fund	SEG	B	1,591,300	1,591,300
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			4,533,800	4,537,200
PROGRAM REVENUE			9,237,200	9,237,400
FEDERAL			(–0–)	(–0–)
OTHER			(110,100)	(110,300)
SERVICE			(9,127,100)	(9,127,100)
SEGREGATED REVENUE			1,603,400	1,603,400
OTHER			(1,603,400)	(1,603,400)
TOTAL–ALL SOURCES			15,374,400	15,378,000
(2) KICKAPOO VALLEY RESERVE				
(ip) Kickapoo reserve management board; program services	PR	C	156,900	156,900
(ir) Kickapoo reserve management board; gifts and grants	PR	C	–0–	–0–
(kc) Kickapoo valley reserve; law enforcement services	PR–S	A	66,400	66,400
(ms) Kickapoo reserve management board; federal aid	PR–F	C	–0–	–0–
(q) Kickapoo reserve management board; general program operations	SEG	A	414,600	414,600
(r) Kickapoo valley reserve; aids in lieu of taxes	SEG	S	356,000	356,000
(2) PROGRAM TOTALS				

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
PROGRAM REVENUE			223,300	223,300
FEDERAL			(–0–)	(–0–)
OTHER			(156,900)	(156,900)
SERVICE			(66,400)	(66,400)
SEGREGATED REVENUE			770,600	770,600
OTHER			(770,600)	(770,600)
TOTAL–ALL SOURCES			993,900	993,900
(3) SUPPORT OF ARTS PROJECTS				
(a) General program operations	GPR	A	312,600	312,600
(b) State aid for the arts	GPR	A	359,300	359,300
(c) Portraits of governors	GPR	A	–0–	–0–
(d) Challenge grant program	GPR	A	–0–	–0–
(e) High Point fund	GPR	A	–0–	–0–
(f) Wisconsin regranting program	GPR	A	116,700	116,700
(g) Gifts and grants; state operations	PR	C	20,000	20,000
(h) Gifts and grants; aids to individuals and organizations	PR	C	–0–	–0–
(j) Support of arts programs	PR	C	–0–	–0–
(km) State aid for the arts; Indian gaming receipts	PR–S	A	24,900	24,900
(m) Federal grants; state operations	PR–F	C	234,200	234,200
(o) Federal grants; aids to individuals and organizations	PR–F	C	524,500	524,500
(3) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			788,600	788,600
PROGRAM REVENUE			803,600	803,600
FEDERAL			(758,700)	(758,700)
OTHER			(20,000)	(20,000)
SERVICE			(24,900)	(24,900)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
TOTAL–ALL SOURCES			1,592,200	1,592,200
20.380 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			5,322,400	5,325,800
PROGRAM REVENUE			10,264,100	10,264,300
FEDERAL			(758,700)	(758,700)
OTHER			(287,000)	(287,200)
SERVICE			(9,218,400)	(9,218,400)
SEGREGATED REVENUE			2,374,000	2,374,000
OTHER			(2,374,000)	(2,374,000)
TOTAL–ALL SOURCES			17,960,500	17,964,100

20.395 Transportation, Department of

(1) AIDS

(ar) Corrections of transportation aid payments	SEG	S	–0–	–0–
(as) Transportation aids to counties, state funds	SEG	A	94,615,600	94,615,600
(at) Transportation aids to municipalities, state funds	SEG	A	308,904,300	308,904,300
(bq) Intercity bus assistance, state funds	SEG	C	–0–	–0–
(br) Milwaukee urban area rail transit system planning study; state funds	SEG	A	–0–	–0–
(bs) Transportation employment and mobility, state funds	SEG	C	332,600	332,600
(bt) Urban rail transit system grants	SEG	C	–0–	–0–
(bv) Transit and other transportation–related aids, local funds	SEG–L	C	110,000	110,000

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(bx)	Transit and other transportation–related aids, federal funds	SEG–F	C	38,000,000	38,000,000
(ck)	Tribal elderly transportation grants	PR–S	A	247,500	247,500
(cq)	Elderly and disabled capital aids, state funds	SEG	C	912,700	912,700
(cr)	Elderly and disabled county aids, state funds	SEG	A	13,623,400	13,623,400
(cv)	Elderly and disabled aids, local funds	SEG–L	C	605,500	605,500
(cx)	Elderly and disabled aids, federal funds	SEG–F	C	1,500,000	1,500,000
(ex)	Highway safety, local assistance, federal funds	SEG–F	C	1,700,000	1,700,000
(fq)	Connecting highways aids, state funds	SEG	A	12,063,500	12,063,500
(fs)	Disaster damage aids, state funds	SEG	S	1,000,000	1,000,000
(ft)	Lift bridge aids, state funds	SEG	B	2,659,200	2,659,200
(fu)	County forest road aids, state funds	SEG	A	284,700	284,700
(gq)	Expressway policing aids, state funds	SEG	A	1,023,900	1,023,900
(gt)	Soo Locks improvements, state funds	SEG	A	–0–	–0–

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(ha)	Tier B transit operating aids, state funds	GPR	A	–0–	23,544,900
(hb)	Tier C transit operating aids, state funds	GPR	A	–0–	4,989,300
(hc)	Tier A–1 transit operating aids, state funds	GPR	A	–0–	61,724,900
(hd)	Tier A–2 transit operating aids, state funds	GPR	A	–0–	16,219,200
(he)	Tier A — 3 transit operating aids, state funds	GPR	A	–0–	–0–
(hq)	Paratransit aids	SEG	A	2,500,000	2,500,000
(hr)	Tier B transit operating aids, state funds	SEG	A	23,336,600	–0–
(hs)	Tier C transit operating aids, state funds	SEG	A	5,197,600	–0–
(ht)	Tier A–1 transit operating aids, state funds	SEG	A	61,724,900	–0–
(hu)	Tier A–2 transit operating aids, state funds	SEG	A	16,219,200	–0–
(hw)	Tier A–3 transit operating aids, state funds	SEG	A	–0–	–0–
(ig)	Professional football stadium maintenance and operating costs, state funds	PR	C	–0–	–0–

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
(ih) Child abuse and neglect prevention, state funds	PR	C	–0–	–0–
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			–0–	106,478,300
PROGRAM REVENUE			247,500	247,500
OTHER			(–0–)	(–0–)
SERVICE			(247,500)	(247,500)
SEGREGATED REVENUE			586,313,700	479,835,400
FEDERAL			(41,200,000)	(41,200,000)
OTHER			(544,398,200)	(437,919,900)
LOCAL			(715,500)	(715,500)
TOTAL–ALL SOURCES			586,561,200	586,561,200
(2) LOCAL TRANSPORTATION ASSISTANCE				
(aq) Accelerated local bridge improvement assistance, state funds	SEG	C	–0–	–0–
(av) Accelerated local bridge improvement assistance, local funds	SEG–L	C	–0–	–0–
(ax) Accelerated local bridge improvement assistance, federal funds	SEG–F	C	–0–	–0–
(bq) Rail service assistance, state funds	SEG	C	1,205,100	1,205,100
(bu) Freight rail infrastructure improvements, state funds	SEG	C	–0–	–0–
(bv) Rail service assistance, local funds	SEG–L	C	500,000	500,000
(bw) Freight rail assistance loan repayments, local funds	SEG–L	C	4,000,000	4,000,000

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(bx)	Rail service assistance, federal funds	SEG–F	C	50,000	50,000
(cq)	Harbor assistance, state funds	SEG	C	650,400	650,400
(cr)	Rail passenger service, state funds	SEG	C	7,198,800	7,198,800
(cs)	Harbor assistance, federal funds	SEG–F	C	–0–	–0–
(ct)	Passenger railroad station improvement and commuter rail transit system grants, state funds	SEG	B	–0–	–0–
(cu)	Passenger railroad station improvement and commuter rail transit system grants, local funds	SEG–L	C	–0–	–0–
(cv)	Rail passenger service, local funds	SEG–L	C	–0–	–0–
(cw)	Harbor assistance, local funds	SEG–L	C	–0–	–0–
(cx)	Rail passenger service, federal funds	SEG–F	C	–0–	–0–
(dq)	Aeronautics assistance, state funds	SEG	C	13,086,100	13,086,100
(ds)	Aviation career education, state funds	SEG	A	178,800	178,800
(dv)	Aeronautics assistance, local funds	SEG–L	C	42,000,000	42,000,000
(dx)	Aeronautics assistance, federal funds	SEG–F	C	73,939,900	73,939,900
(eq)	Highway and local bridge improvement assistance, state funds	SEG	C	8,459,500	8,459,500

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(ev)	Local bridge improvement assistance, local funds	SEG–L	C	8,780,400	8,780,400
(ex)	Local bridge improvement assistance, federal funds	SEG–F	C	24,409,600	24,409,600
(fb)	Local roads for job preservation, state funds	GPR	C	–0–	–0–
(fr)	Local roads improvement program, state funds	SEG	C	16,197,000	16,197,000
(ft)	Local roads improvement program; discretionary grants, state funds	SEG	C	11,836,000	11,836,000
(fv)	Local transportation facility improvement assistance, local funds	SEG–L	C	38,895,500	38,895,500
(fx)	Local transportation facility improvement assistance, federal funds	SEG–F	C	72,238,000	72,238,000
(fz)	Local roads for job preservation, federal funds	SEG–F	C	–0–	–0–
(gj)	Railroad crossing protection installation and maintenance, state funds	SEG	C	–0–	–0–
(gq)	Railroad crossing improvement and protection maintenance, state funds	SEG	A	2,112,000	2,112,000
(gr)	Railroad crossing improvement and protection installation, state funds	SEG	C	1,595,700	1,595,700

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(gs)	Railroad crossing repair assistance, state funds	SEG	C	234,700	234,700
(gv)	Railroad crossing improvement, local funds	SEG–L	C	–0–	–0–
(gx)	Railroad crossing improvement, federal funds	SEG–F	C	3,291,800	3,291,800
(hq)	Multimodal transportation studies, state funds	SEG	C	–0–	–0–
(hx)	Multimodal transportation studies, federal funds	SEG–F	C	–0–	–0–
(iq)	Transportation facilities economic assistance and development, state funds	SEG	C	3,402,600	3,402,600
(iv)	Transportation facilities economic assistance and development, local funds	SEG–L	C	3,588,700	3,588,700
(iw)	Transportation facility improvement loans, local funds	SEG–L	C	–0–	–0–
(ix)	Transportation facilities economic assistance and development, federal funds	SEG–F	C	–0–	–0–
(js)	Transportation alternatives program, state funds	SEG	C	–0–	–0–
(jv)	Transportation alternatives program, local funds	SEG–L	C	1,738,000	1,762,300

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(jx)	Transportation alternatives program, state funds	SEG–F	C	6,951,800	7,049,300
(kv)	Congestion mitigation and air quality improvement, local funds	SEG–L	C	3,124,700	3,124,700
(kx)	Congestion mitigation and air quality improvement, federal funds	SEG–F	C	11,619,000	11,619,000
(mq)	Astronautics assistance, state funds	SEG	C	–0–	–0–
(mv)	Astronautics assistance, local funds	SEG–L	C	–0–	–0–
(mx)	Astronautics assistance, federal funds	SEG–F	C	–0–	–0–
(ph)	Transportation infrastructure loans, gifts and grants	SEG	C	–0–	–0–
(pq)	Transportation infrastructure loans, state funds	SEG	C	4,600	4,600
(pu)	Transportation infrastructure loans, service funds	SEG–S	C	–0–	–0–
(pv)	Transportation infrastructure loans, local funds	SEG–L	C	–0–	–0–
(px)	Transportation infrastructure loans, federal funds	SEG–F	C	–0–	–0–

(2) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	–0–	–0–
SEGREGATED REVENUE	361,288,700	361,410,500
FEDERAL	(192,500,100)	(192,597,600)
OTHER	(66,161,300)	(66,161,300)
SERVICE	(–0–)	(–0–)
LOCAL	(102,627,300)	(102,651,600)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
TOTAL–ALL SOURCES			361,288,700	361,410,500
(3) STATE HIGHWAY FACILITIES				
(aq) Southeast Wisconsin freeway megaprojects, state funds	SEG	C	44,696,900	8,196,900
(av) Southeast Wisconsin freeway megaprojects, local funds	SEG–L	C	–0–	–0–
(ax) Southeast Wisconsin freeway megaprojects, federal funds	SEG–F	C	95,053,100	95,053,100
(bq) Major highway development, state funds	SEG	C	87,267,700	87,267,700
(br) Major highway development, service funds	SEG–S	C	202,316,000	202,316,000
(bv) Major highway development, local funds	SEG–L	C	–0–	–0–
(bx) Major highway development, federal funds	SEG–F	C	78,263,500	78,263,500
(ck) West Canal Street reconstruction and extension, service funds	PR–S	C	–0–	–0–
(cq) State highway rehabilitation, state funds	SEG	C	439,323,600	414,323,600
(cr) Southeast Wisconsin freeway rehabilitation, state funds	SEG	C	–0–	–0–
(ct) Owner controlled insurance program, service funds	SEG–S	C	–0–	–0–

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(cv)	State highway rehabilitation, local funds	SEG–L	C	2,000,000	2,000,000
(cw)	Southeast Wisconsin freeway rehabilitation, local funds	SEG–L	C	–0–	–0–
(cx)	State highway rehabilitation, federal funds	SEG–F	C	376,232,200	401,232,200
(cy)	Southeast Wisconsin freeway rehabilitation, federal funds	SEG–F	C	–0–	–0–
(dq)	Major interstate bridge construction, state funds	SEG	C	–0–	–0–
(dr)	High — cost state highway bridge projects, state funds	SEG	C	11,000,000	–0–
(dv)	Major interstate bridge construction, local funds	SEG–L	C	–0–	–0–
(dw)	High — cost state highway bridge projects, local funds	SEG–L	C	–0–	–0–
(dx)	Major interstate bridge construction, federal funds	SEG–F	C	–0–	–0–
(dy)	High — cost state highway bridge projects, federal funds	SEG–F	C	25,000,000	–0–
(eg)	Supplement from sponsorship and partnership agreements, state funds	PR	C	–0–	–0–

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(eq)	Highway system management and operations, state funds	SEG	C	82,881,000	82,881,000
(er)	State–owned lift bridge operations and maintenance, state funds	SEG	A	2,210,100	2,210,100
(es)	Routine maintenance activities, state funds	SEG	C	125,000,000	170,000,000
(ev)	Highway system management and operations, local funds	SEG–L	C	1,900,000	1,900,000
(ew)	Routine maintenance activities, local funds	SEG–L	C	–0–	–0–
(ex)	Highway system management and operations, federal funds	SEG–F	C	1,102,500	1,102,500
(ey)	Routine maintenance activities, federal funds	SEG–F	C	–0–	–0–
(iq)	Administration and planning, state funds	SEG	A	14,167,700	14,167,700
(ir)	Disadvantaged business mobilization assistance, state funds	SEG	C	–0–	–0–
(iv)	Administration and planning, local funds	SEG–L	C	–0–	–0–
(ix)	Administration and planning, federal funds	SEG–F	C	3,764,000	3,764,000
(jg)	Surveying reference station system	PR	C	–0–	470,000

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(jh)	Utility facilities within highway rights–of–way, state funds	PR	C	–0–	–0–
(jj)	Damage claims	PR	C	2,553,400	2,553,400
(js)	Telecommunications services, service funds	SEG–S	C	–0–	–0–

(3) PROGRAM TOTALS

PROGRAM REVENUE	2,553,400	3,023,400
OTHER	(2,553,400)	(3,023,400)
SERVICE	(–0–)	(–0–)
SEGREGATED REVENUE	1,592,178,300	1,564,678,300
FEDERAL	(579,415,300)	(579,415,300)
OTHER	(806,547,000)	(779,047,000)
SERVICE	(202,316,000)	(202,316,000)
LOCAL	(3,900,000)	(3,900,000)
TOTAL–ALL SOURCES	1,594,731,700	1,567,701,700

(4) GENERAL TRANSPORTATION OPERATIONS

(aq)	Departmental management and operations, state funds	SEG	A	62,388,100	63,034,400
(ar)	Minor construction projects, state funds	SEG	C	–0–	–0–
(at)	Capital building projects, service funds	SEG–S	C	5,940,000	5,940,000
(av)	Departmental management and operations, local funds	SEG–L	C	369,000	369,000
(ax)	Departmental management and operations, federal funds	SEG–F	C	14,289,900	14,289,900
(ch)	Gifts and grants	SEG	C	–0–	–0–
(dq)	Demand management	SEG	A	349,800	349,800

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
(eq)	Data processing services, service funds	SEG–S	C	15,015,400	15,015,400
(er)	Fleet operations, service funds	SEG–S	C	12,036,600	12,036,600
(es)	Other department services, operations, service funds	SEG–S	C	5,201,400	5,201,400
(et)	Equipment acquisition	SEG	A	–0–	–0–
(ew)	Operating budget supplements, state funds	SEG	C	–0–	–0–

(4) PROGRAM TOTALS

SEGREGATED REVENUE	115,590,200	116,236,500
FEDERAL	(14,289,900)	(14,289,900)
OTHER	(62,737,900)	(63,384,200)
SERVICE	(38,193,400)	(38,193,400)
LOCAL	(369,000)	(369,000)
TOTAL–ALL SOURCES	115,590,200	116,236,500

(5) MOTOR VEHICLE SERVICES AND ENFORCEMENT

(cg)	Convenience fees, state funds	PR	C	–0–	–0–
(ch)	Repaired salvage vehicle examinations, state funds	PR	C	–0–	–0–
(ci)	Breath screening instruments, state funds	PR–S	C	299,200	299,200
(cj)	Vehicle registration, special group plates, state funds	PR	C	–0–	–0–
(cL)	Football plate licensing fees, state funds	PR	C	–0–	–0–

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(cq)	Vehicle registration, inspection and maintenance, driver licensing and aircraft registration, state funds	SEG	A	72,177,000	72,162,000
(cx)	Vehicle registration and driver licensing, federal funds	SEG–F	C	276,500	260,500
(dg)	Escort, security and traffic enforcement services, state funds	PR	C	157,600	157,600
(dh)	Traffic academy tuition payments, state funds	PR	C	474,800	474,800
(dk)	Public safety radio management, service funds	PR–S	C	182,500	182,500
(dL)	Public safety radio management, state funds	PR	C	22,000	22,000
(dq)	Vehicle inspection, traffic enforcement and radio management, state funds	SEG	A	61,142,100	61,306,000
(dr)	Transportation safety, state funds	SEG	A	1,553,100	1,553,100
(ds)	Chemical testing training and services, state funds	SEG	A	1,249,400	1,249,400
(dx)	Vehicle inspection and traffic enforcement, federal funds	SEG–F	C	8,694,500	8,547,400
(dy)	Transportation safety, federal funds	SEG–F	C	3,945,400	3,945,400
(eg)	Payments to the Wisconsin Lions Foundation	PR	C	–0–	–0–

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
(eh) Motorcycle safety program supplement, state funds	PR	C	–0–	–0–
(ej) Baseball plate licensing fees, state funds	PR	C	–0–	–0–
(ek) Safe–ride grant program; state funds	PR–S	C	–0–	–0–
(hq) Motor vehicle emission inspection and maintenance program; contractor costs and equipment grants; state funds	SEG	A	3,193,300	3,193,300
(hx) Motor vehicle emission inspection and maintenance programs, federal funds	SEG–F	C	–0–	–0–
(iv) Municipal and county registration fee, local funds	SEG–L	C	–0–	–0–
(jr) Pretrial intoxicated driver intervention grants, state funds	SEG	A	731,600	731,600

(5) PROGRAM TOTALS

PROGRAM REVENUE	1,136,100	1,136,100
OTHER	(654,400)	(654,400)
SERVICE	(481,700)	(481,700)
SEGREGATED REVENUE	152,962,900	152,948,700
FEDERAL	(12,916,400)	(12,753,300)
OTHER	(140,046,500)	(140,195,400)
LOCAL	(–0–)	(–0–)
TOTAL–ALL SOURCES	154,099,000	154,084,800

(6) DEBT SERVICES

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
(af) Principal repayment and interest, local roads for job preservation program, major highway and rehabilitation projects, southeast megaprojects, state funds	GPR	S	177,301,000	144,171,300
(aq) Principal repayment and interest, transportation facilities, state highway rehabilitation, major highway projects, state funds	SEG	S	29,844,200	30,960,800
(ar) Principal repayment and interest, buildings, state funds	SEG	S	25,200	25,900
(au) Principal repayment and interest, southeast rehabilitation projects, southeast megaprojects, and high — cost bridge projects, state funds	SEG	S	47,939,100	67,360,200
(6) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			177,301,000	144,171,300
SEGREGATED REVENUE			77,808,500	98,346,900
OTHER			(77,808,500)	(98,346,900)
TOTAL–ALL SOURCES			255,109,500	242,518,200
(9) GENERAL PROVISIONS				
(qd) Freeway land disposal reimbursement clearing account	SEG	C	–0–	–0–
(qh) Highways, bridges and local transportation assistance clearing account	SEG	C	–0–	–0–

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
(qj) Highways, bridges and local transportation assistance clearing account, federally funded positions	SEG–F	C	–0–	–0–
(qn) Motor vehicle financial responsibility	SEG	C	–0–	–0–
(th) Temporary funding of projects financed by revenue bonds	SEG	S	–0–	–0–

(9) PROGRAM TOTALS

SEGREGATED REVENUE	–0–	–0–
FEDERAL	(–0–)	(–0–)
OTHER	(–0–)	(–0–)
TOTAL–ALL SOURCES	–0–	–0–

20.395 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUE	177,301,000	250,649,600
PROGRAM REVENUE	3,937,000	4,407,000
OTHER	(3,207,800)	(3,677,800)
SERVICE	(729,200)	(729,200)
SEGREGATED REVENUE	2,886,142,300	2,773,456,300
FEDERAL	(840,321,700)	(840,256,100)
OTHER	(1,697,699,400)	(1,585,054,700)
SERVICE	(240,509,400)	(240,509,400)
LOCAL	(107,611,800)	(107,636,100)
TOTAL–ALL SOURCES	3,067,380,300	3,028,512,900

Environmental Resources
FUNCTIONAL AREA TOTALS

GENERAL PURPOSE REVENUE	356,520,300	434,907,600
PROGRAM REVENUE	78,761,800	78,732,200
FEDERAL	(28,859,400)	(28,424,200)
OTHER	(27,181,900)	(27,652,100)
SERVICE	(22,720,500)	(22,655,900)
SEGREGATED REVENUE	3,266,961,700	3,154,791,200
FEDERAL	(894,418,100)	(893,513,400)
OTHER	(2,024,422,400)	(1,913,132,300)
SERVICE	(240,509,400)	(240,509,400)
LOCAL	(107,611,800)	(107,636,100)
TOTAL–ALL SOURCES	3,702,243,800	3,668,431,000

STATUTE, AGENCY AND PURPOSE			SOURCE	TYPE	2013–2014	2014–2015
Human Resources						
20.410 Corrections, Department of						
(1)	ADULT CORRECTIONAL SERVICES					
	(a)	General program operations	GPR	A	708,494,500	707,080,000
	(aa)	Institutional repair and maintenance	GPR	A	4,194,800	4,194,800
	(ab)	Corrections contracts and agreements	GPR	A	12,153,800	15,726,900
	(b)	Services for community corrections	GPR	A	140,648,000	142,494,000
	(bd)	Services for drunken driving offenders	GPR	A	6,269,000	6,368,600
	(bm)	Pharmacological treatment for certain child sex offenders	GPR	A	58,900	58,900
	(bn)	Reimbursing counties for probation, extended supervision and parole holds	GPR	A	4,885,700	4,885,700
	(c)	Reimbursement claims of counties containing state prisons	GPR	S	70,000	70,000
	(cw)	Mother–young child care program	GPR	A	198,000	198,000
	(d)	Purchased services for offenders	GPR	A	31,187,600	31,190,000
	(ds)	Becky Young community corrections; recidivism reduction community services	GPR	A	10,202,500	10,202,500
	(e)	Principal repayment and interest	GPR	S	95,680,700	90,165,000

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(ec)	Prison industries principal, interest and rebates	GPR	S	–0–	–0–
(ed)	Correctional facilities rental	GPR	A	–0–	–0–
(ef)	Lease rental payments	GPR	S	–0–	–0–
(f)	Energy costs; energy–related assessments	GPR	A	31,023,000	32,086,800
(gb)	Drug testing	PR	C	–0–	–0–
(gc)	Sex offender honesty testing	PR	C	340,800	340,800
(gd)	Sex offender management	PR	A	819,000	819,000
(gf)	Probation, parole, and extended supervision	PR	A	11,757,700	11,757,700
(gh)	Supervision of persons on lifetime supervision	PR	A	–0–	–0–
(gi)	General operations	PR	A	3,815,700	3,815,700
(gk)	Global positioning system tracking devices for certain sex offenders	PR	C	139,100	152,000
(gL)	Global positioning system tracking devices for certain violators of restraining orders	PR	C	13,500	96,600
(gm)	Sale of fuel and water service	PR	A	–0–	–0–
(gr)	Home detention services; supervision	PR	A	373,600	373,900
(gt)	Telephone company commissions	PR	A	904,600	904,600
(h)	Administration of restitution	PR	A	752,300	753,300

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(hm)	Private business employment of inmates and residents	PR	A	–0–	–0–
(i)	Gifts and grants	PR	C	33,400	33,400
(jz)	Operations and maintenance	PR	C	472,800	484,600
(kc)	Correctional institution enterprises; inmate activities and employment	PR–S	C	2,820,500	2,820,500
(kd)	Victim notification	PR–S	A	682,300	682,300
(ke)	American Indian reintegration program	PR–S	A	50,000	50,000
(kf)	Correctional farms	PR–S	A	6,139,800	6,121,100
(kh)	Victim services and programs	PR–S	A	276,500	276,500
(kk)	Institutional operations and charges	PR–S	A	13,127,300	13,111,800
(km)	Prison industries	PR–S	A	17,518,000	17,633,000
(ko)	Prison industries principal repayment, interest and rebates	PR–S	S	90,900	214,000
(kp)	Correctional officer training	PR–S	A	2,322,600	2,322,600
(kx)	Interagency and intra–agency programs	PR–S	C	2,546,500	2,546,500
(ky)	Interagency and intra–agency aids	PR–S	C	1,427,700	1,427,700
(kz)	Interagency and intra–agency local assistance	PR–S	C	–0–	–0–
(m)	Federal project operations	PR–F	C	2,473,100	2,473,100

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(n)	Federal program operations	PR–F	C	86,800	86,800
(qm)	Computer recycling	SEG	A	255,500	255,500
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			1,045,066,500	1,044,721,200
	PROGRAM REVENUE			68,984,500	69,297,500
	FEDERAL			(2,559,900)	(2,559,900)
	OTHER			(19,422,500)	(19,531,600)
	SERVICE			(47,002,100)	(47,206,000)
	SEGREGATED REVENUE			255,500	255,500
	OTHER			(255,500)	(255,500)
	TOTAL–ALL SOURCES			1,114,306,500	1,114,274,200
(2)	PAROLE COMMISSION				
(a)	General program operations	GPR	A	1,098,600	1,098,600
(kx)	Interagency and intra–agency programs	PR–S	C	–0–	–0–
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			1,098,600	1,098,600
	PROGRAM REVENUE			–0–	–0–
	SERVICE			(–0–)	(–0–)
	TOTAL–ALL SOURCES			1,098,600	1,098,600
(3)	JUVENILE CORRECTIONAL SERVICES				
(a)	General program operations	GPR	A	2,287,400	2,287,700
(ba)	Mendota juvenile treatment center	GPR	A	1,365,500	1,365,500
(c)	Reimbursement claims of counties containing juvenile correctional facilities	GPR	A	18,000	18,000
(cd)	Community youth and family aids	GPR	A	88,506,900	88,506,900
(cg)	Serious juvenile offenders	GPR	B	14,647,600	14,555,200

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(dm)	Interstate compact for juveniles assessments	GPR	A	–0–	–0–
(e)	Principal repayment and interest	GPR	S	6,701,800	6,546,200
(f)	Community intervention program	GPR	A	3,712,500	3,712,500
(g)	Legal service collections	PR	C	–0–	–0–
(gg)	Collection remittances to local units of government	PR	C	–0–	–0–
(hm)	Juvenile correctional services	PR	A	30,837,500	30,861,500
(ho)	Juvenile alternate care services	PR	A	6,100,000	6,169,700
(hr)	Juvenile corrective sanctions program	PR	A	4,521,700	4,524,100
(i)	Gifts and grants	PR	C	7,700	7,700
(jr)	Institutional operations and charges	PR	A	216,200	216,200
(jv)	Secure detention services	PR	C	200,000	200,000
(ko)	Interagency programs; community youth and family aids	PR–S	C	2,449,200	2,449,200
(kp)	Indian juvenile placements	PR–S	A	75,000	75,000
(kx)	Interagency and intra–agency programs	PR–S	C	971,700	971,700
(ky)	Interagency and intra–agency aids	PR–S	C	–0–	–0–
(kz)	Interagency and intra–agency local assistance	PR–S	C	–0–	–0–

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(m)	Federal project operations	PR–F	C	–0–	–0–
(n)	Federal program operations	PR–F	C	30,000	30,000
(q)	Girls school benevolent trust fund	SEG	C	–0–	–0–

(3) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	117,239,700	116,992,000
PROGRAM REVENUE	45,409,000	45,505,100
FEDERAL	(30,000)	(30,000)
OTHER	(41,883,100)	(41,979,200)
SERVICE	(3,495,900)	(3,495,900)
SEGREGATED REVENUE	–0–	–0–
OTHER	(–0–)	(–0–)
TOTAL–ALL SOURCES	162,648,700	162,497,100

20.410 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUE	1,163,404,800	1,162,811,800
PROGRAM REVENUE	114,393,500	114,802,600
FEDERAL	(2,589,900)	(2,589,900)
OTHER	(61,305,600)	(61,510,800)
SERVICE	(50,498,000)	(50,701,900)
SEGREGATED REVENUE	255,500	255,500
OTHER	(255,500)	(255,500)
TOTAL–ALL SOURCES	1,278,053,800	1,277,869,900

20.425 Employment Relations Commission

(1) LABOR RELATIONS

(a)	General program operations	GPR	A	1,797,400	1,381,000
(i)	Fees, collective bargaining training, publications, and appeals	PR	A	185,100	103,300

(1) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	1,797,400	1,381,000
PROGRAM REVENUE	185,100	103,300
OTHER	(185,100)	(103,300)
TOTAL–ALL SOURCES	1,982,500	1,484,300

20.425 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUE	1,797,400	1,381,000
PROGRAM REVENUE	185,100	103,300
OTHER	(185,100)	(103,300)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
TOTAL–ALL SOURCES			1,982,500	1,484,300
20.432 Board on Aging and Long–Term Care				
(1) IDENTIFICATION OF THE NEEDS OF THE AGED AND DISABLED				
(a) General program operations	GPR	A	1,126,300	1,126,300
(i) Gifts and grants	PR	C	–0–	–0–
(k) Contracts with other state agencies	PR–S	C	1,232,600	1,234,200
(kb) Insurance and other information, counseling and assistance	PR–S	A	492,800	468,800
(m) Federal aid	PR–F	C	–0–	–0–
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			1,126,300	1,126,300
PROGRAM REVENUE			1,725,400	1,703,000
FEDERAL			(–0–)	(–0–)
OTHER			(–0–)	(–0–)
SERVICE			(1,725,400)	(1,703,000)
TOTAL–ALL SOURCES			2,851,700	2,829,300
20.432 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			1,126,300	1,126,300
PROGRAM REVENUE			1,725,400	1,703,000
FEDERAL			(–0–)	(–0–)
OTHER			(–0–)	(–0–)
SERVICE			(1,725,400)	(1,703,000)
TOTAL–ALL SOURCES			2,851,700	2,829,300
20.433 Child Abuse and Neglect Prevention Board				
(1) PREVENTION OF CHILD ABUSE AND NEGLECT				
(b) Grants to organizations	GPR	A	996,700	996,700
(g) General program operations	PR	A	425,800	426,500
(h) Grants to organizations	PR	C	915,200	915,200
(i) Gifts and grants	PR	C	–0–	–0–

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(jb)	Fees for administrative services	PR	C	15,000	15,000
(k)	Interagency programs	PR–S	C	–0–	–0–
(m)	Federal project operations	PR–F	C	184,700	184,900
(ma)	Federal project aids	PR–F	C	450,000	450,000
(q)	Children's trust fund; gifts and grants	SEG	C	15,000	15,000

(1) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	996,700	996,700
PROGRAM REVENUE	1,990,700	1,991,600
FEDERAL	(634,700)	(634,900)
OTHER	(1,356,000)	(1,356,700)
SERVICE	(–0–)	(–0–)
SEGREGATED REVENUE	15,000	15,000
OTHER	(15,000)	(15,000)
TOTAL–ALL SOURCES	3,002,400	3,003,300

20.433 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUE	996,700	996,700
PROGRAM REVENUE	1,990,700	1,991,600
FEDERAL	(634,700)	(634,900)
OTHER	(1,356,000)	(1,356,700)
SERVICE	(–0–)	(–0–)
SEGREGATED REVENUE	15,000	15,000
OTHER	(15,000)	(15,000)
TOTAL–ALL SOURCES	3,002,400	3,003,300

20.435 Health Services, Department of

(1) PUBLIC HEALTH SERVICES PLANNING, REGULATION AND DELIVERY

(a)	General program operations	GPR	A	4,143,200	4,143,200
(am)	Services, reimbursement, and payment related to human immunodeficiency virus	GPR	A	5,747,900	10,787,200
(b)	General aids and local assistance	GPR	A	543,600	543,600

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(c)	Public health emergency quarantine costs	GPR	S	–0–	–0–
(cb)	Well–woman program	GPR	A	2,228,200	2,228,200
(cc)	Cancer control and prevention	GPR	A	333,900	333,900
(ce)	Primary health for homeless individuals	GPR	C	–0–	–0–
(ch)	Emergency medical services; aids	GPR	A	1,960,200	1,960,200
(cm)	Immunization	GPR	S	–0–	–0–
(de)	Dental services	GPR	A	2,974,300	2,974,300
(dg)	Clinic aids	GPR	B	66,800	66,800
(dk)	Low–income dental clinics	GPR	A	850,000	850,000
(dm)	Rural health dental clinics	GPR	A	895,500	895,500
(dn)	Food distribution grants	GPR	A	288,000	288,000
(ds)	Statewide poison control program	GPR	A	382,500	382,500
(e)	Public health dispensaries and drugs	GPR	B	661,000	661,000
(ed)	Radon aids	GPR	A	26,700	26,700
(ef)	Lead–poisoning or lead–exposure services	GPR	A	894,700	894,700
(eg)	Pregnancy counseling	GPR	A	69,100	69,100
(em)	Supplemental food program for women, infants and children benefits	GPR	C	161,400	161,400

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(eu)	Reducing fetal and infant mortality and morbidity	GPR	B	222,700	222,700
(ev)	Pregnancy outreach and infant health	GPR	A	188,200	188,200
(f)	Women's health block grant	GPR	A	1,742,000	1,742,000
(fh)	Community health services	GPR	A	5,490,000	5,490,000
(fj)	Grants to establish graduate medical training programs	GPR	A	2,000,000	2,000,000
(fm)	Tobacco use control	GPR	C	5,315,000	5,315,000
(fn)	Health care information organization	GPR	A	2,500,000	2,500,000
(g)	Payments to Donate Life Wisconsin	PR	C	–0–	–0–
(gi)	Payments to the Wisconsin Women's Health Foundation	PR	C	–0–	–0–
(gm)	Licensing, review and certifying activities; fees; supplies and services	PR	A	15,551,100	15,551,100
(gp)	Cancer information	PR	C	18,000	18,000
(gr)	Supplemental food program for women, infants and children administration	PR	C	84,000	84,000
(hg)	General program operations; health care information	PR	A	1,591,800	1,591,700

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(hi)	Compilations and special reports; health care information	PR	C	–0–	–0–
(i)	Gifts and grants	PR	C	17,701,400	21,156,900
(ja)	Congenital disorders; diagnosis, special dietary treatment and counseling	PR	A	2,944,000	3,179,500
(jb)	Congenital disorders; operations	PR	A	320,800	325,800
(jd)	Fees for administrative services	PR	C	112,500	112,500
(kb)	Minority health	PR–S	A	133,600	133,600
(ke)	American Indian health projects	PR–S	A	106,900	106,900
(kf)	American Indian diabetes prevention and control	PR–S	A	22,500	22,500
(kx)	Interagency and intra–agency programs	PR–S	C	2,721,200	2,721,200
(ky)	Interagency and intra–agency aids	PR–S	C	914,700	914,700
(kz)	Interagency and intra–agency local assistance	PR–S	C	–0–	–0–
(m)	Federal project operations	PR–F	C	25,419,900	25,564,600
(ma)	Federal project aids	PR–F	C	54,520,400	56,365,500
(mc)	Federal block grant operations	PR–F	C	5,314,300	5,314,300
(md)	Federal block grant aids	PR–F	C	6,835,800	6,835,800
(n)	Federal program operations	PR–F	C	5,225,100	5,225,100
(na)	Federal program aids	PR–F	C	93,000,000	93,000,000

STATUTE, AGENCY AND PURPOSE			SOURCE	TYPE	2013–2014	2014–2015
(q)	Groundwater and air quality standards		SEG	A	323,700	324,000
		(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE				39,684,900	44,724,200
	PROGRAM REVENUE				232,538,000	238,223,700
	FEDERAL				(190,315,500)	(192,305,300)
	OTHER				(38,323,600)	(42,019,500)
	SERVICE				(3,898,900)	(3,898,900)
	SEGREGATED REVENUE				323,700	324,000
	OTHER				(323,700)	(324,000)
	TOTAL–ALL SOURCES				272,546,600	283,271,900
(2)	MENTAL HEALTH AND DEVELOPMENTAL DISABILITIES SERVICES; FACILITIES					
(a)	General program operations		GPR	A	77,190,400	80,162,600
(aa)	Institutional repair and maintenance		GPR	A	715,200	715,200
(bj)	Competency examinations and treatment, and conditional release, supervised release, and community supervision services		GPR	B	10,209,500	10,905,600
(bm)	Secure mental health units or facilities		GPR	A	99,129,300	102,259,600
(ee)	Principal repayment and interest		GPR	S	23,559,800	23,523,800
(ef)	Lease rental payments		GPR	S	–0–	–0–
(f)	Energy costs; energy–related assessments		GPR	A	8,010,000	8,238,800
(g)	Alternative services of institutes and centers		PR	C	9,966,100	9,997,500

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(gk)	Institutional operations and charges	PR	A	149,651,300	151,706,900
(gL)	Extended intensive treatment surcharge	PR	C	500,000	500,000
(gs)	Sex offender honesty testing	PR	C	–0–	–0–
(i)	Gifts and grants	PR	C	187,600	187,600
(km)	Indian mental health placement	PR–S	A	250,000	250,000
(kx)	Interagency and intra–agency programs	PR–S	C	8,543,600	8,543,600
(ky)	Interagency and intra–agency aids	PR–S	C	–0–	–0–
(kz)	Interagency and intra–agency local assistance	PR–S	C	–0–	–0–
(m)	Federal project operations	PR–F	C	–0–	–0–

(2) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	218,814,200	225,805,600
PROGRAM REVENUE	169,098,600	171,185,600
FEDERAL	(–0–)	(–0–)
OTHER	(160,305,000)	(162,392,000)
SERVICE	(8,793,600)	(8,793,600)
TOTAL–ALL SOURCES	387,912,800	396,991,200

(4) HEALTH CARE ACCESS AND ACCOUNTABILITY

(a)	General program operations	GPR	A	35,056,800	34,404,100
(b)	Medical Assistance program benefits	GPR	B	2,177,022,300	2,365,165,800

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(bm)	Medical Assistance, food stamps, and Badger Care administration; contract costs, insurer reports, and resource centers	GPR	B	46,333,100	46,717,800
(bn)	Income maintenance	GPR	B	26,678,900	42,322,600
(br)	Cemetery, funeral, and burial expenses program	GPR	B	9,868,900	10,298,700
(bt)	Relief block grants to counties	GPR	A	–0–	–0–
(bv)	Prescription drug assistance for elderly; aids	GPR	B	20,683,800	21,572,900
(e)	Disease aids	GPR	B	4,883,800	5,273,000
(ed)	State supplement to federal supplemental security income program	GPR	S	149,190,200	151,607,400
(g)	Family care benefit; cost sharing	PR	C	–0–	–0–
(gm)	Medical assistance; provider refunds and collections	PR	C	356,476,300	379,101,100
(gr)	Income maintenance; county payments	PR	C	–0–	–0–
(h)	BadgerCare Plus Childless Adults Program; intergovernmental transfer	PR	C	–0–	–0–
(hm)	BadgerCare Plus Basic Plan; benefits and administration	PR	C	2,101,100	–0–

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(i)	Gifts, grants, and payments; health care financing	PR	C	3,115,800	3,115,800
(iL)	Medical assistance provider assessments	PR	C	–0–	–0–
(im)	Medical assistance; correct payment recovery; collections; other recoveries	PR	C	127,655,400	128,229,600
(in)	Community options program; family care; recovery of costs administration	PR	A	195,300	195,300
(j)	Prescription drug assistance for elderly; manufacturer rebates	PR	C	54,272,000	56,410,300
(jb)	Prescription drug assistance for elderly; enrollment fees	PR	C	2,764,500	2,764,500
(je)	Disease aids; drug manufacturer rebates	PR	C	600,000	610,000
(jt)	Care management organization, insolvency assistance	PR	C	–0–	–0–
(jw)	BadgerCare Plus and hospital assessment	PR	C	5,530,200	5,530,200
(jz)	Medical Assistance and Badger Care cost sharing, and employer penalty assessments	PR	C	29,935,200	17,125,600
(kb)	Relief block grants to tribal governing bodies	PR–S	A	712,800	712,800

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(kt)	Medical assistance outreach and reimbursements for tribes	PR–S	B	961,700	961,700
(kv)	Care management organization; oversight	PR–S	C	–0–	–0–
(kx)	Interagency and intra–agency programs	PR–S	C	4,820,500	4,820,500
(ky)	Interagency and intra–agency aids	PR–S	C	51,523,500	51,583,800
(kz)	Interagency and intra–agency local assistance	PR–S	C	1,145,300	1,145,300
(L)	Fraud and error reduction	PR	C	779,600	779,600
(m)	Federal project operations	PR–F	C	1,754,600	1,754,600
(ma)	Federal project aids	PR–F	C	2,700,000	2,700,000
(md)	Federal block grant aids	PR–F	C	–0–	–0–
(n)	Federal program operations	PR–F	C	62,557,500	62,470,100
(na)	Federal program aids	PR–F	C	12,485,000	12,485,000
(nn)	Federal aid; income maintenance	PR–F	C	46,089,400	63,931,400
(o)	Federal aid; medical assistance	PR–F	C	4,326,923,700	4,571,938,300
(p)	Federal aid; Badger Care health care program	PR–F	C	–0–	–0–
(pa)	Federal aid; Medical Assistance and food stamps contracts administration	PR–F	C	125,460,500	119,194,200
(pg)	Federal aid; prescription drug assistance for elderly	PR–F	C	18,041,200	18,645,300

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(w)	Medical Assistance trust fund	SEG	B	393,408,500	389,802,900
(wm)	Medical assistance trust fund; nursing homes	SEG	S	–0–	–0–
(wp)	Medical Assistance trust fund; county reimbursement	SEG	S	–0–	–0–
(x)	Badger Care health care program; Medical Assistance trust fund	SEG	C	–0–	–0–
(xc)	Hospital assessment fund; hospital payments	SEG	A	414,507,300	414,507,300
(xe)	Critical access hospital assessment fund; hospital payments	SEG	C	7,321,100	10,579,500

(4) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	2,469,717,800	2,677,362,300
PROGRAM REVENUE	5,238,601,100	5,506,205,000
FEDERAL	(4,596,011,900)	(4,853,118,900)
OTHER	(583,425,400)	(593,862,000)
SERVICE	(59,163,800)	(59,224,100)
SEGREGATED REVENUE	815,236,900	814,889,700
OTHER	(815,236,900)	(814,889,700)
TOTAL–ALL SOURCES	8,523,555,800	8,998,457,000

(5) MENTAL HEALTH AND SUBSTANCE ABUSE SERVICES

(a)	General program operations	GPR	A	2,054,700	2,090,900
(bc)	Grants for community programs	GPR	A	5,340,100	6,540,100
(be)	Mental health treatment services	GPR	A	9,565,200	9,565,200
(bf)	Brighter futures initiative	GPR	A	865,000	865,000
(bL)	Community support programs and psychosocial services	GPR	A	3,757,500	3,757,500

	Statute, Agency and Purpose		Source	Type	2013–2014	2014–2015
1	(co)	Initiatives for coordinated services	GPR	A	1,367,200	2,599,100
2	(da)	Reimbursements to local units of				
3		government	GPR	S	346,800	346,800
4	(gb)	Alcohol and drug abuse initiatives	PR	C	652,800	652,800
5	(gg)	Collection remittances to local units				
6		of government	PR	C	4,400	4,400
7	(hx)	Services related to drivers, receipts	PR	A	–0–	–0–
8	(hy)	Services for drivers, local assistance	PR	A	1,000,000	1,000,000
9	(i)	Gifts and grants	PR	C	274,000	274,000
10	(jb)	Fees for administrative services	PR	C	23,900	23,900
11	(kc)	Severely emotionally disturbed				
12		children	PR–S	C	724,500	724,500
13	(kg)	Compulsive gambling awareness				
14		campaigns	PR–S	A	396,000	396,000
15	(kL)	Indian aids	PR–S	A	242,000	242,000
16	(km)	Indian drug abuse prevention and				
17		education	PR–S	A	445,500	445,500
18	(kx)	Interagency and intra–agency				
19		programs	PR–S	C	2,894,400	2,894,400
20	(ky)	Interagency and intra–agency aids	PR–S	C	–0–	–0–
21	(kz)	Interagency and intra–agency local				
22		assistance	PR–S	C	–0–	–0–
23	(m)	Federal project operations	PR–F	C	147,200	136,400

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(ma)	Federal project aids	PR–F	C	3,735,300	937,300
(mb)	Federal project local assistance	PR–F	C	–0–	–0–
(mc)	Federal block grant operations	PR–F	C	3,043,200	3,043,200
(md)	Federal block grant aids	PR–F	C	11,372,800	11,372,800
(me)	Federal block grant local assistance	PR–F	C	9,408,000	9,408,000
(n)	Federal program operations	PR–F	C	739,500	739,500
(na)	Federal program aids	PR–F	C	–0–	–0–
(nL)	Federal program local assistance	PR–F	C	–0–	–0–
(o)	Federal aid; community aids	PR–F	C	12,249,200	12,249,200
	(5) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			23,296,500	25,764,600
	PROGRAM REVENUE			47,352,700	44,543,900
	FEDERAL			(40,695,200)	(37,886,400)
	OTHER			(1,955,100)	(1,955,100)
	SERVICE			(4,702,400)	(4,702,400)
	TOTAL–ALL SOURCES			70,649,200	70,308,500
(6)	QUALITY ASSURANCE SERVICES PLANNING, REGULATION AND DELIVERY				
(a)	General program operations	GPR	A	5,341,900	5,341,900
(dm)	Nursing home monitoring and receivership supplement	GPR	S	–0–	–0–
(g)	Nursing facility resident protection	PR	C	220,300	220,300
(ga)	Community–based residential facility monitoring and receivership operations	PR	C	–0–	–0–
(i)	Gifts and grants	PR	C	–0–	–0–
(jb)	Fees for administrative services	PR	C	183,800	183,800

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
1 (jm)	Licensing and support services	PR	A	5,182,400	5,182,400
2 (k)	Nursing home monitoring and 3 receivership operations	PR	C	–0–	–0–
4 (kx)	Interagency and intra–agency 5 programs	PR–S	C	–0–	–0–
6 (ky)	Interagency and intra–agency aids	PR–S	C	–0–	–0–
7 (kz)	Interagency and intra–agency local 8 assistance	PR–S	C	–0–	–0–
9 (m)	Federal project operations	PR–F	C	–0–	–0–
10 (mc)	Federal block grant operations	PR–F	C	–0–	–0–
11 (n)	Federal program operations	PR–F	C	15,236,200	15,236,200
12 (na)	Federal program aids	PR–F	C	–0–	–0–
13 (nL)	Federal program local assistance	PR–F	C	–0–	–0–

(6) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	5,341,900	5,341,900
PROGRAM REVENUE	20,822,700	20,822,700
FEDERAL	(15,236,200)	(15,236,200)
OTHER	(5,586,500)	(5,586,500)
SERVICE	(–0–)	(–0–)
TOTAL–ALL SOURCES	26,164,600	26,164,600

14 (7) LONG–TERM CARE SERVICES ADMINISTRATION AND DELIVERY

15 (a)	General program operations	GPR	A	13,769,100	13,779,600
16 (b)	Community aids and medical 17 assistance payments	GPR	A	189,270,000	202,639,300
18 (bc)	Grants for community programs	GPR	A	131,200	131,200
19 (bd)	Long–term care programs	GPR	A	87,809,700	87,809,700

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(bg)	Alzheimer's disease; training and information grants	GPR	A	131,400	131,400
(bm)	Purchased services for clients	GPR	A	93,900	93,900
(br)	Respite care	GPR	A	225,000	225,000
(bt)	Early intervention services for infants and toddlers with disabilities	GPR	C	5,789,000	5,789,000
(c)	Independent living centers	GPR	A	983,500	983,500
(cg)	Guardianship grant program	GPR	A	100,000	100,000
(d)	Interpreter services and telecommunication aid for the hearing impaired	GPR	A	178,200	178,200
(da)	Reimbursements to local units of government	GPR	S	53,200	53,200
(dh)	Programs for senior citizens; elder abuse services; benefit specialist program	GPR	A	15,175,500	15,175,500
(g)	Long–term care; county contributions	PR	C	38,073,800	36,041,900
(gc)	Disabled children's long–term support waivers; state operations	PR	A	–0–	–0–
(gm)	Health services regulation	PR	A	18,900	18,900
(h)	Disabled children's long–term support waivers	PR	C	653,300	653,300

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(hc)	Administration of the birth to 3 waiver program and the disabled children's long–term support program	PR	C	12,165,500	12,165,500
(hs)	Interpreter services for hearing impaired	PR	A	39,900	39,900
(i)	Gifts and grants	PR	C	136,000	136,000
(im)	Community options prog; fmly care benft; recvry of costs; brth to 3 wv admn	PR	C	371,800	371,800
(jb)	Fees for administrative services	PR	C	30,000	30,000
(kn)	Elderly nutrition; home–delivered and congregate meals	PR–S	A	445,500	445,500
(kx)	Interagency and intra–agency programs	PR–S	C	1,803,100	1,803,100
(ky)	Interagency and intra–agency aids	PR–S	C	–0–	–0–
(kz)	Interagency and intra–agency local assistance	PR–S	C	1,257,800	1,257,800
(m)	Federal project operations	PR–F	C	4,192,600	4,192,600
(ma)	Federal project aids	PR–F	C	5,800,000	5,800,000
(mb)	Federal project local assistance	PR–F	C	–0–	–0–
(mc)	Federal block grant operations	PR–F	C	666,700	666,700
(md)	Federal block grant aids	PR–F	C	877,400	873,700
(me)	Federal block grant local assistance	PR–F	C	–0–	–0–

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(n)	Federal program operations	PR–F	C	15,512,300	15,522,800
(na)	Federal program aids	PR–F	C	27,875,700	27,875,700
(nl)	Federal program local assistance	PR–F	C	7,560,000	7,560,000
(o)	Federal aid; community aids	PR–F	C	37,214,000	37,124,200
	(7) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			313,709,700	327,089,500
	PROGRAM REVENUE			154,694,300	152,579,400
	FEDERAL			(99,698,700)	(99,615,700)
	OTHER			(51,489,200)	(49,457,300)
	SERVICE			(3,506,400)	(3,506,400)
	TOTAL–ALL SOURCES			468,404,000	479,668,900
(8)	General administration				
(a)	General program operations	GPR	A	12,843,500	13,081,600
(b)	Inspector general; general operations	GPR	A	4,532,600	4,532,600
(c)	Inspector general; local assistance	GPR	A	250,000	250,000
(i)	Gifts and grants	PR	C	10,000	10,000
(k)	Administrative and support services	PR–S	A	28,828,400	28,866,400
(kw)	Inspector general; interagency and intra–agency programs	PR–S	C	289,400	289,400
(kx)	Interagency and intra–agency programs	PR–S	C	41,800	41,800
(ky)	Interagency and intra–agency aids	PR–S	C	2,000,000	2,000,000
(kz)	Interagency and intra–agency local assistance	PR–S	C	–0–	–0–

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(m)	Federal project operations	PR–F	C	–0–	–0–
(ma)	Federal project aids	PR–F	C	–0–	–0–
(mb)	Income augmentation services receipts	PR–F	C	6,634,700	6,634,700
(mc)	Federal block grant operations	PR–F	C	1,100,200	1,116,700
(mm)	Reimbursements from federal government	PR–F	C	–0–	–0–
(n)	Federal program operations	PR–F	C	2,519,800	2,521,000
(o)	Inspector general; federal program local assistance	PR–F	C	250,000	250,000
(p)	Inspector general; federal program operations	PR–F	C	7,291,200	7,291,200
(pz)	Indirect cost reimbursements	PR–F	C	2,572,000	2,634,200

(8) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	17,626,100	17,864,200
PROGRAM REVENUE	51,537,500	51,655,400
FEDERAL	(20,367,900)	(20,447,800)
OTHER	(10,000)	(10,000)
SERVICE	(31,159,600)	(31,197,600)
TOTAL–ALL SOURCES	69,163,600	69,519,600

20.435 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUE	3,088,191,100	3,323,952,300
PROGRAM REVENUE	5,914,644,900	6,185,215,700
FEDERAL	(4,962,325,400)	(5,218,610,300)
OTHER	(841,094,800)	(855,282,400)
SERVICE	(111,224,700)	(111,323,000)
SEGREGATED REVENUE	815,560,600	815,213,700
OTHER	(815,560,600)	(815,213,700)
TOTAL–ALL SOURCES	9,818,396,600	10,324,381,700

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
1	**20.437 Children and Families, Department of**				
2	(1) CHILDREN AND FAMILY SERVICES				
3	(a) General program operations	GPR	A	9,663,500	9,762,600
4	(ab) Child abuse and neglect prevention				
5	grants	GPR	A	985,700	985,700
6	(ac) Child abuse and neglect prevention				
7	technical assistance	GPR	A	–0–	–0–
8	(b) Children and family aids payments	GPR	A	29,392,100	30,251,900
9	(bc) Grants for children's community				
10	programs	GPR	A	625,200	625,200
11	(bd) Tribal family services grants	GPR	A	1,271,900	1,271,900
12	(cd) Domestic abuse grants	GPR	A	6,684,600	6,684,600
13	(cf) Foster and family–operated group				
14	home parent insurance and liability	GPR	A	59,400	59,400
15	(cw) Milwaukee child welfare services;				
16	general program operations	GPR	A	15,725,300	15,475,200
17	(cx) Child welfare services; aids	GPR	A	54,084,500	59,018,500
18	(d) Interstate Compact for the				
19	Placement of Children assessments	GPR	A	–0–	–0–
20	(da) Child Welfare Program				
21	Enhancement Plan; aids	GPR	A	1,796,500	1,796,500
22	(dd) State foster care, guardianship, and				
23	adoption services	GPR	A	56,254,900	57,402,600

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(dg)	State adoption information exchange and state adoption center	GPR	A	169,600	169,600
(eg)	Brighter futures initiative	GPR	A	864,900	864,900
(f)	Second–chance homes	GPR	A	–0–	–0–
(gg)	Collection remittances to local units of government	PR	C	–0–	–0–
(gx)	Milwaukee child welfare services; collections	PR	C	6,474,100	3,474,100
(hh)	Domestic abuse surcharge grants	PR	C	773,200	773,200
(i)	Gifts and grants	PR	C	221,200	5,000
(j)	Statewide automated child welfare information system receipts	PR	C	581,300	581,300
(jb)	Fees for administrative services	PR	C	78,000	78,000
(jj)	Searches for birth parents and adoption record information; foreign adoptions	PR	A	85,500	85,500
(jm)	Licensing activities	PR	C	90,400	90,400
(kb)	Interagency aids; brighter futures initiative	PR–S	C	865,000	865,000
(km)	Interagency and intra–agency aids; children and family aids; local assistance	PR–S	C	8,407,200	8,389,400
(kw)	Interagency and intra–agency aids; Milwaukee child welfare services	PR–S	A	21,569,500	20,101,300

Statute, Agency and Purpose		Source	Type	2013–2014	2014–2015
(kx)	Interagency and intra–agency programs	PR–S	C	4,388,600	3,879,200
(ky)	Interagency and intra–agency aids	PR–S	C	3,290,100	3,290,100
(kz)	Interagency and intra–agency aids; tribal placements and guardianships	PR–S	A	395,000	395,000
(m)	Federal project operations	PR–F	C	1,054,200	942,200
(ma)	Federal project aids	PR–F	C	3,241,700	3,241,700
(mb)	Federal project local assistance	PR–F	C	–0–	–0–
(mc)	Federal block grant operations	PR–F	C	–0–	–0–
(md)	Federal block grant aids	PR–F	C	–0–	–0–
(me)	Federal block grant local assistance	PR–F	C	–0–	–0–
(mw)	Federal aid; Milwaukee child welfare services general program operations	PR–F	C	2,525,200	2,558,300
(mx)	Federal aid; Milwaukee child welfare services aids	PR–F	C	14,202,600	14,314,300
(n)	Federal program operations	PR–F	C	10,316,000	10,320,500
(na)	Federal program aids	PR–F	C	7,134,800	7,134,800
(nL)	Federal program local assistance	PR–F	C	10,024,500	10,024,500
(o)	Federal aid; children and family aids	PR–F	C	29,761,600	30,061,600

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
(pd) Federal aid; state foster care, guardianship, and adoption services	PR–F	C	49,026,000	50,075,200
(pm) Federal aid; adoption incentive payments	PR–F	C	136,000	136,000
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			177,578,100	184,368,600
PROGRAM REVENUE			174,641,700	170,816,600
FEDERAL			(127,422,600)	(128,809,100)
OTHER			(8,303,700)	(5,087,500)
SERVICE			(38,915,400)	(36,920,000)
TOTAL–ALL SOURCES			352,219,800	355,185,200
(2) ECONOMIC SUPPORT				
(a) General program operations	GPR	A	4,357,200	4,378,100
(bc) Child support local assistance	GPR	C	4,250,000	4,250,000
(cm) Wisconsin works child care	GPR	A	28,849,400	28,849,400
(dz) Temporary Assistance for Needy Families programs; maintenance of effort	GPR	A	131,077,000	131,077,000
(e) Incentive payments for identifying children with health insurance	GPR	A	300,000	300,000
(f) Emergency Shelter of the Fox Valley	GPR	A	50,000	50,000
(fr) Skills enhancement grants	GPR	A	250,000	250,000
(i) Gifts and grants	PR	C	2,500	2,500
(ja) Child support state operations – fees and reimbursements	PR	C	15,908,000	16,023,200

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(jb)	Fees for administrative services	PR	C	725,000	725,000
(jL)	Job access loan repayments	PR	C	610,200	610,200
(jn)	Child care licensing and certification activities	PR	C	1,703,700	1,703,700
(k)	Child support transfers	PR–S	C	7,571,300	7,027,800
(kp)	Delinquent support, maintenance, and fee payments	PR–S	C	–0–	–0–
(kx)	Interagency and intra–agency programs	PR–S	C	1,340,200	1,340,200
(L)	Public assistance overpayment recovery, fraud investigation, and error reduction	PR	C	200,000	160,600
(ma)	Federal project activities and administration	PR–F	C	6,287,200	5,675,300
(mc)	Federal block grant operations	PR–F	A	40,285,000	42,481,100
(md)	Federal block grant aids	PR–F	A	388,120,800	382,704,500
(me)	Child care and temporary assistance overpayment recovery	PR–F	C	4,286,600	4,286,600
(mg)	Community services block grant; federal funds	PR–F	C	8,219,500	8,219,500
(mm)	Reimbursements from federal government	PR–F	C	–0–	–0–
(n)	Child support state operations; federal funds	PR–F	C	14,409,000	14,300,700

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2013–2014	2014–2015
(nL)	Child support local assistance; federal funds	PR–F	C	65,954,500	66,896,500
(om)	Refugee assistance; federal funds	PR–F	C	4,533,300	4,533,300
(pz)	Income augmentation services receipts	PR–F	C	–0–	–0–
(q)	Centralized support receipt and disbursement; interest	SEG	S	100,000	100,000
(qm)	Child support state operations and reimbursement for claims and expenses; unclaimed payments	SEG	S	100,000	100,000
(s)	Economic support – public benefits	SEG	A	9,139,700	9,139,700

(2) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	169,133,600	169,154,500
PROGRAM REVENUE	560,156,800	556,690,700
FEDERAL	(532,095,900)	(529,097,500)
OTHER	(19,149,400)	(19,225,200)
SERVICE	(8,911,500)	(8,368,000)
SEGREGATED REVENUE	9,339,700	9,339,700
OTHER	(9,339,700)	(9,339,700)
TOTAL–ALL SOURCES	738,630,100	735,184,900

(3) GENERAL ADMINISTRATION

(a)	General program operations	GPR	A	1,469,800	1,469,800
(i)	Gifts and grants	PR	C	–0–	–0–
(jb)	Fees for administrative services	PR	C	–0–	–0–
(k)	Administrative and support services	PR–S	A	22,874,600	23,034,400

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
(kp)	Interagency and intra–agency aids; income augmentation services receipts	PR–S	C	427,100	427,100
(kx)	Interagency and intra–agency programs	PR–S	C	7,344,700	7,192,800
(ky)	Interagency and intra–agency aids	PR–S	C	–0–	–0–
(kz)	Interagency and intra–agency local assistance	PR–S	C	–0–	–0–
(mc)	Federal block grant operations	PR–F	C	–0–	–0–
(md)	Federal block grant aids	PR–F	C	–0–	–0–
(mf)	Federal economic stimulus funds	PR–F	C	–0–	–0–
(mm)	Reimbursements from federal government	PR–F	C	–0–	–0–
(n)	Federal project activities	PR–F	C	–0–	–0–
(pz)	Indirect cost reimbursements	PR–F	C	–0–	–0–

(3) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	1,469,800	1,469,800
PROGRAM REVENUE	30,646,400	30,654,300
FEDERAL	(–0–)	(–0–)
OTHER	(–0–)	(–0–)
SERVICE	(30,646,400)	(30,654,300)
TOTAL–ALL SOURCES	32,116,200	32,124,100

20.437 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUE	348,181,500	354,992,900
PROGRAM REVENUE	765,444,900	758,161,600
FEDERAL	(659,518,500)	(657,906,600)
OTHER	(27,453,100)	(24,312,700)
SERVICE	(78,473,300)	(75,942,300)
SEGREGATED REVENUE	9,339,700	9,339,700
OTHER	(9,339,700)	(9,339,700)
TOTAL–ALL SOURCES	1,122,966,100	1,122,494,200

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
20.438 Board for People with Developmental Disabilities				
(1) DEVELOPMENTAL DISABILITIES				
(a) General program operations	GPR	A	59,100	59,100
(h) Program services	PR	C	–0–	–0–
(i) Gifts and grants	PR	C	–0–	–0–
(mc) Federal project operations	PR–F	C	802,200	802,200
(md) Federal project aids	PR–F	C	543,600	543,600
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			59,100	59,100
PROGRAM REVENUE			1,345,800	1,345,800
FEDERAL			(1,345,800)	(1,345,800)
OTHER			(–0–)	(–0–)
TOTAL–ALL SOURCES			1,404,900	1,404,900
20.438 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			59,100	59,100
PROGRAM REVENUE			1,345,800	1,345,800
FEDERAL			(1,345,800)	(1,345,800)
OTHER			(–0–)	(–0–)
TOTAL–ALL SOURCES			1,404,900	1,404,900
20.440 Health and Educational Facilities Authority				
(1) CONSTRUCTION OF HEALTH AND EDUCATIONAL FACILITIES				
(a) General program operations	GPR	C	–0–	–0–
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			–0–	–0–
TOTAL–ALL SOURCES			–0–	–0–
(2) RURAL HOSPITAL LOAN GUARANTEE				
(a) Rural assistance loan fund	GPR	C	–0–	–0–
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			–0–	–0–
TOTAL–ALL SOURCES			–0–	–0–

STATUTE, AGENCY AND PURPOSE			SOURCE	TYPE	2013–2014	2014–2015
		20.440 DEPARTMENT TOTALS				
		GENERAL PURPOSE REVENUE			–0–	–0–
		TOTAL–ALL SOURCES			–0–	–0–
20.445 Workforce Development, Department of						
(1)		WORKFORCE DEVELOPMENT				
	(a)	General program operations	GPR	A	6,175,200	8,038,600
	(aa)	Special death benefit	GPR	S	525,000	525,000
	(cr)	State supplement to employment opportunity demonstration projects	GPR	A	200,600	200,600
	(e)	Local youth apprenticeship grants	GPR	A	1,733,700	1,733,700
	(em)	Youth apprenticeship training grants	GPR	A	–0–	–0–
	(f)	Death and disability benefit payments; public insurrections	GPR	S	–0–	–0–
	(fg)	Employment transit aids, state funds	GPR	A	464,800	464,800
	(fm)	Youth summer jobs programs	GPR	A	422,400	422,400
	(g)	Gifts and grants	PR	C	286,800	–0–
	(ga)	Auxiliary services	PR	C	379,800	379,800
	(gb)	Local agreements	PR	C	261,500	261,500
	(gc)	Unemployment administration	PR	C	–0–	–0–
	(gd)	Unemployment interest and penalty payments	PR	C	2,045,600	2,054,300

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(gg)	Unemployment information technology systems; interest and penalties	PR	C	–0–	–0–
(gh)	Unemployment information technology systems; assessments	PR	C	–0–	–0–
(gk)	Child labor permit system; fees	PR	A	376,100	376,100
(ka)	Interagency and intra–agency agreements	PR–S	C	36,840,800	36,840,800
(kc)	Administrative services	PR–S	A	34,174,900	34,213,400
(km)	Nursing workforce survey and grants	PR–S	C	155,600	155,600
(m)	Workforce investment and assistance; federal moneys	PR–F	C	69,147,500	70,305,600
(n)	Employment assistance and unemployment insurance administration; federal moneys	PR–F	C	57,897,800	57,900,800
(na)	Employment security buildings and equipment	PR–F	C	–0–	–0–
(nb)	Unemployment administration; information technology systems	PR–F	C	–0–	–0–
(nd)	Unemployment administration; apprenticeship and other employment services	PR–F	A	4,140,000	3,248,600

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(ne)	Unemployment insurance administration and bank service costs	PR–F	C	100,000	–0–
(o)	Equal rights; federal moneys	PR–F	C	811,400	811,400
(p)	Worker's compensation; federal moneys	PR–F	C	–0–	–0–
(pz)	Indirect cost reimbursements	PR–F	C	176,500	25,300
(ra)	Worker's compensation operations fund; administration	SEG	A	12,252,800	12,282,500
(rb)	Worker's compensation operations fund; contracts	SEG	C	93,900	93,900
(rp)	Worker's compensation operations fund; uninsured employers program; administration	SEG	A	1,088,200	1,088,200
(s)	Self–insured employers liability fund	SEG	C	–0–	–0–
(sm)	Uninsured employers fund; payments	SEG	S	5,500,000	5,500,000
(t)	Work injury supplemental benefit fund	SEG	C	10,629,900	10,629,900
(u)	Unemployment interest payments and transfers	SEG	S	37,000,000	37,000,000
(v)	Unemployment program integrity	SEG	S	–0–	–0–

(1) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	9,521,700	11,385,100
PROGRAM REVENUE	206,794,300	206,573,200

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
FEDERAL			(132,273,200)	(132,291,700)
OTHER			(3,349,800)	(3,071,700)
SERVICE			(71,171,300)	(71,209,800)
SEGREGATED REVENUE			66,564,800	66,594,500
OTHER			(66,564,800)	(66,594,500)
TOTAL–ALL SOURCES			282,880,800	284,552,800
(2) REVIEW COMMISSION				
(a) General program operations, review commission	GPR	A	237,600	237,600
(m) Federal moneys	PR–F	C	170,900	170,900
(n) Unemployment administration; federal moneys	PR–F	C	2,107,000	2,107,000
(ra) Worker's compensation operations fund; worker's compensation activities	SEG	A	672,700	672,700
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			237,600	237,600
PROGRAM REVENUE			2,277,900	2,277,900
FEDERAL			(2,277,900)	(2,277,900)
SEGREGATED REVENUE			672,700	672,700
OTHER			(672,700)	(672,700)
TOTAL–ALL SOURCES			3,188,200	3,188,200
(5) VOCATIONAL REHABILITATION SERVICES				
(a) General program operations; purchased services for clients	GPR	C	15,001,100	15,391,000
(gg) Contractual services	PR	C	–0–	–0–
(gp) Contractual aids	PR	C	–0–	–0–
(h) Enterprises and services for blind and visually impaired	PR	C	149,100	149,100

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(he)	Supervised business enterprise	PR	C	125,000	125,000
(i)	Gifts and grants	PR	C	1,000	1,000
(kg)	Vocational rehabilitation services for tribes	PR–S	A	314,900	314,900
(kx)	Interagency and intra–agency programs	PR–S	C	–0–	–0–
(ky)	Interagency and intra–agency aids	PR–S	C	–0–	–0–
(kz)	Interagency and intra–agency local assistance	PR–S	C	–0–	–0–
(m)	Federal project operations	PR–F	C	50,000	50,000
(ma)	Federal project aids	PR–F	C	–0–	–0–
(n)	Federal program aids and operations	PR–F	C	59,048,700	60,489,300
(nL)	Federal program local assistance	PR–F	C	–0–	–0–

(5) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	15,001,100	15,391,000
PROGRAM REVENUE	59,688,700	61,129,300
FEDERAL	(59,098,700)	(60,539,300)
OTHER	(275,100)	(275,100)
SERVICE	(314,900)	(314,900)
TOTAL–ALL SOURCES	74,689,800	76,520,300

20.445 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUE	24,760,400	27,013,700
PROGRAM REVENUE	268,760,900	269,980,400
FEDERAL	(193,649,800)	(195,108,900)
OTHER	(3,624,900)	(3,346,800)
SERVICE	(71,486,200)	(71,524,700)
SEGREGATED REVENUE	67,237,500	67,267,200
OTHER	(67,237,500)	(67,267,200)
TOTAL–ALL SOURCES	360,758,800	364,261,300

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2013–2014	2014–2015
20.455 Justice, Department of					
(1)	LEGAL SERVICES				
(a)	General program operations	GPR	A	12,886,400	13,023,700
(d)	Legal expenses	GPR	B	737,200	737,200
(gh)	Investigation and prosecution	PR	C	–0–	–0–
(gs)	Delinquent obligation collection	PR	C	–0–	–0–
(hm)	Restitution	PR	C	–0–	–0–
(k)	Environment litigation project	PR–S	C	582,500	582,500
(km)	Interagency and intra–agency assistance	PR–S	A	1,219,200	1,222,200
(m)	Federal aid	PR–F	C	1,187,900	1,191,400
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			13,623,600	13,760,900
	PROGRAM REVENUE			2,989,600	2,996,100
	FEDERAL			(1,187,900)	(1,191,400)
	OTHER			(–0–)	(–0–)
	SERVICE			(1,801,700)	(1,804,700)
	TOTAL–ALL SOURCES			16,613,200	16,757,000
(2)	LAW ENFORCEMENT SERVICES				
(a)	General program operations	GPR	A	19,627,500	19,756,700
(am)	Officer training reimbursement	GPR	S	63,300	63,300
(b)	Investigations and operations	GPR	A	–0–	–0–
(c)	Crime laboratory equipment	GPR	B	–0–	–0–
(cr)	Youth diversion	GPR	A	321,000	321,000
(dg)	Weed and seed and law enforcement technology	GPR	A	–0–	–0–

Statute, Agency and Purpose		Source	Type	2013–2014	2014–2015
(em)	Alternatives to prosecution and incarceration for persons who use alcohol or other drugs; presentencing assessments	GPR	A	–0–	–0–
(g)	Gaming law enforcement; racing revenues	PR	A	–0–	–0–
(gb)	Gifts and grants	PR	C	–0–	–0–
(gc)	Gaming law enforcement; Indian gaming	PR	A	156,400	156,500
(gm)	Criminal history searches; fingerprint identification	PR	C	4,520,300	4,549,600
(gp)	Crime information alerts	PR	C	68,900	68,900
(gr)	Handgun purchaser record check; checks for licenses or certifications to carry concealed weapons	PR	C	1,776,500	1,262,500
(h)	Terminal charges	PR	A	2,344,600	2,344,800
(hm)	Public safety interoperable communication system; general usage fees	PR	A	–0–	–0–
(i)	Penalty surcharge, receipts	PR	A	–0–	–0–
(j)	Law enforcement training fund, local assistance	PR–S	A	4,364,800	4,364,800
(ja)	Law enforcement training fund, state operations	PR–S	A	3,011,300	3,015,200

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(jb)	Crime laboratory equipment and supplies	PR–S	A	308,100	558,100
(k)	Interagency and intra–agency assistance	PR–S	C	645,600	648,100
(ka)	Public safety interoperable communication system; state fees	PR–S	A	–0–	–0–
(kb)	Law enforcement officer supplement grants	PR–S	A	1,224,900	1,224,900
(kc)	Transaction information management of enforcement system	PR–S	A	724,200	724,300
(kd)	Drug law enforcement, crime laboratories, and genetic evidence activities	PR–S	A	7,759,200	7,778,000
(ke)	Drug enforcement intelligence operations	PR–S	A	1,678,100	1,680,500
(kg)	Interagency and intra–agency assistance; fingerprint identification	PR–S	A	–0–	–0–
(ki)	Interoperable communications system	PR–S	A	1,019,700	1,019,700
(kj)	Youth diversion program	PR–S	A	672,400	672,400
(km)	Lottery background investigations	PR–S	A	–0–	–0–

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(kn)	Alternatives to prosecution and incarceration for persons who use alcohol or other drugs; justice information fee	PR–S	A	1,078,400	1,078,400
(ko)	Wisconsin justice information sharing program	PR–S	A	661,700	661,700
(kp)	Drug crimes enforcement; local grants	PR–S	A	717,900	717,900
(kq)	County law enforcement services	PR–S	A	490,000	490,000
(kt)	County–tribal programs, local assistance	PR–S	A	631,200	631,200
(ku)	County–tribal programs, state operations	PR–S	A	70,100	70,100
(kv)	Grants for substance abuse treatment programs for criminal offenders	PR	C	7,500	7,500
(kw)	Tribal law enforcement assistance	PR–S	A	695,000	695,000
(ky)	Law enforcement programs and youth diversion — administration	PR–S	A	161,100	161,100
(Lm)	Crime laboratories; deoxyribonucleic acid analysis	PR	C	2,882,600	4,387,400
(m)	Federal aid, state operations	PR–F	C	2,661,100	2,603,100
(n)	Federal aid, local assistance	PR–F	C	11,655,000	11,655,000

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(r)	Gaming law enforcement; lottery revenues	SEG	A	388,900	389,500
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			20,011,800	20,141,000
	PROGRAM REVENUE			51,986,600	53,226,700
	FEDERAL			(14,316,100)	(14,258,100)
	OTHER			(11,756,800)	(12,777,200)
	SERVICE			(25,913,700)	(26,191,400)
	SEGREGATED REVENUE			388,900	389,500
	OTHER			(388,900)	(389,500)
	TOTAL–ALL SOURCES			72,387,300	73,757,200
(3)	ADMINISTRATIVE SERVICES				
(a)	General program operations	GPR	A	5,231,500	5,243,300
(g)	Gifts, grants and proceeds	PR	C	–0–	–0–
(k)	Interagency and intra–agency assistance	PR–S	A	–0–	–0–
(m)	Federal aid, state operations	PR–F	C	–0–	–0–
(pz)	Indirect cost reimbursements	PR–F	C	225,400	226,200
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			5,231,500	5,243,300
	PROGRAM REVENUE			225,400	226,200
	FEDERAL			(225,400)	(226,200)
	OTHER			(–0–)	(–0–)
	SERVICE			(–0–)	(–0–)
	TOTAL–ALL SOURCES			5,456,900	5,469,500
(5)	VICTIMS AND WITNESSES				
(a)	General program operations	GPR	A	998,800	999,800
(b)	Awards for victims of crimes	GPR	A	2,388,100	2,388,100
(br)	Global positioning system tracking	GPR	A	1,000,000	2,000,000

Statute, Agency and Purpose		Source	Type	2013–2014	2014–2015
(d)	Reimbursement for forensic examinations	GPR	S	300,000	300,000
(e)	Sexual assault victim services	GPR	A	2,033,200	2,033,200
(g)	Crime victim and witness assistance surcharge, general services	PR	A	6,750,500	6,750,800
(gj)	General operations; child pornography surcharge	PR	C	–0–	–0–
(h)	Crime victim compensation services	PR	A	52,000	52,100
(hh)	Crime victim restitution	PR	C	267,300	267,300
(i)	Victim compensation, inmate payments	PR	C	9,900	10,000
(k)	Interagency and intra–agency assistance; reimbursement to counties	PR–S	A	520,200	520,300
(ke)	Child advocacy centers	PR–S	A	238,100	238,100
(kp)	Reimbursement to counties for victim–witness services	PR–S	A	748,900	748,900
(m)	Federal aid; victim compensation	PR–F	C	823,900	823,900
(ma)	Federal aid, state operations relating to crime victim services	PR–F	C	1,107,900	1,108,000
(mh)	Federal aid; victim assistance	PR–F	C	7,229,600	7,230,500

(5) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	6,720,100	7,721,100
PROGRAM REVENUE	17,748,300	17,749,900
FEDERAL	(9,161,400)	(9,162,400)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
OTHER			(7,079,700)	(7,080,200)
SERVICE			(1,507,200)	(1,507,300)
TOTAL–ALL SOURCES			24,468,400	25,471,000
20.455 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			45,587,000	46,866,300
PROGRAM REVENUE			72,949,900	74,198,900
FEDERAL			(24,890,800)	(24,838,100)
OTHER			(18,836,500)	(19,857,400)
SERVICE			(29,222,600)	(29,503,400)
SEGREGATED REVENUE			388,900	389,500
OTHER			(388,900)	(389,500)
TOTAL–ALL SOURCES			118,925,800	121,454,700
20.465 Military Affairs, Department of				
(1) NATIONAL GUARD OPERATIONS				
(a) General program operations	GPR	A	5,654,700	5,654,700
(b) Repair and maintenance	GPR	A	806,900	806,900
(c) Public emergencies	GPR	S	40,000	40,000
(d) Principal repayment and interest	GPR	S	6,390,300	6,429,300
(e) State flags	GPR	A	400	400
(f) Energy costs; energy–related assessments	GPR	A	2,692,600	2,773,100
(g) Military property	PR	A	1,074,500	769,500
(h) Intergovernmental services	PR	A	2,300	2,300
(i) Distance learning centers	PR	C	–0–	–0–
(k) Armory store operations	PR–S	A	98,200	98,200
(km) Agency services	PR–S	A	60,800	60,800
(Li) Gifts and grants	PR	C	75,000	75,000
(m) Federal aid	PR–F	C	30,054,700	30,054,700

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
1	(pz) Indirect cost reimbursements	PR–F	C	479,100	479,100
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			15,584,900	15,704,400
	PROGRAM REVENUE			31,844,600	31,539,600
	FEDERAL			(30,533,800)	(30,533,800)
	OTHER			(1,151,800)	(846,800)
	SERVICE			(159,000)	(159,000)
	TOTAL–ALL SOURCES			47,429,500	47,244,000
2	(2) GUARD MEMBERS' BENEFITS				
3	(a) Tuition grants	GPR	S	3,500,000	3,500,000
4	(r) Military family relief	SEG	C	–0–	–0–
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			3,500,000	3,500,000
	SEGREGATED REVENUE			–0–	–0–
	OTHER			(–0–)	(–0–)
	TOTAL–ALL SOURCES			3,500,000	3,500,000
5	(3) EMERGENCY MANAGEMENT SERVICES				
6	(a) General program operations	GPR	A	798,900	798,900
7	(am) Worker's compensation for local				
8	unit of government volunteers	GPR	S	16,300	16,300
9	(b) State disaster assistance	GPR	A	–0–	–0–
10	(dd) Regional emergency response				
11	teams	GPR	A	1,247,400	1,247,400
12	(dp) Emergency response equipment	GPR	A	417,000	417,000
13	(dr) Emergency response supplement	GPR	C	–0–	–0–
14	(dt) Emergency response training	GPR	B	57,900	57,900
15	(e) Disaster recovery aid; public health				
16	emergency quarantine costs	GPR	S	2,500,000	2,500,000

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(f)	Civil air patrol aids	GPR	A	16,900	16,900
(g)	Program services	PR	A	2,605,300	2,629,800
(h)	Interstate emergency assistance	PR	A	–0–	–0–
(i)	Emergency planning and reporting; administration	PR	A	971,100	971,100
(j)	Division of emergency management; gifts and grants	PR	C	–0–	–0–
(jm)	Division of emergency management; emergency planning grants	PR	C	1,043,800	1,043,800
(jt)	Regional emergency response reimbursement	PR	C	–0–	–0–
(m)	Federal aid, state operations	PR–F	C	4,473,700	4,454,100
(mb)	Federal aid, homeland security	PR–F	C	16,852,200	16,852,200
(n)	Federal aid, local assistance	PR–F	C	12,800,000	12,800,000
(o)	Federal aid, individuals and organizations	PR–F	C	1,926,400	1,926,400
(r)	Division of emergency management; petroleum inspection fund	SEG	A	462,100	462,100
(s)	State disaster assistance; petroleum inspection fund	SEG	C	1,500,000	1,500,000
(t)	Emergency response training – environmental fund	SEG	B	7,600	7,600

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
(3) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			5,054,400	5,054,400
PROGRAM REVENUE			40,672,500	40,677,400
FEDERAL			(36,052,300)	(36,032,700)
OTHER			(4,620,200)	(4,644,700)
SEGREGATED REVENUE			1,969,700	1,969,700
OTHER			(1,969,700)	(1,969,700)
TOTAL–ALL SOURCES			47,696,600	47,701,500
(4) NATIONAL GUARD YOUTH PROGRAMS				
(h) Gifts and grants	PR	C	–0–	–0–
(ka) Challenge academy program; public instruction funds	PR–S	C	1,054,500	1,054,500
(m) Federal aid	PR–F	C	3,163,500	3,163,500
(4) PROGRAM TOTALS				
PROGRAM REVENUE			4,218,000	4,218,000
FEDERAL			(3,163,500)	(3,163,500)
OTHER			(–0–)	(–0–)
SERVICE			(1,054,500)	(1,054,500)
TOTAL–ALL SOURCES			4,218,000	4,218,000
20.465 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			24,139,300	24,258,800
PROGRAM REVENUE			76,735,100	76,435,000
FEDERAL			(69,749,600)	(69,730,000)
OTHER			(5,772,000)	(5,491,500)
SERVICE			(1,213,500)	(1,213,500)
SEGREGATED REVENUE			1,969,700	1,969,700
OTHER			(1,969,700)	(1,969,700)
TOTAL–ALL SOURCES			102,844,100	102,663,500
20.475 District Attorneys				
(1) DISTRICT ATTORNEYS				
(d) Salaries and fringe benefits	GPR	A	41,391,300	41,391,300
(em) Salary adjustments	GPR	A	948,900	3,457,600
(h) Gifts and grants	PR	C	2,965,700	2,965,700

STATUTE, AGENCY AND PURPOSE			SOURCE	TYPE	2013–2014	2014–2015
(i)	Other employees		PR	A	350,500	354,000
(k)	Interagency and intra–agency assistance		PR–S	C	–0–	–0–
(km)	Deoxyribonucleic acid evidence activities		PR–S	A	146,600	146,600
(m)	Federal aid		PR–F	C	–0–	–0–

(1) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	42,340,200	44,848,900
PROGRAM REVENUE	3,462,800	3,466,300
FEDERAL	(–0–)	(–0–)
OTHER	(3,316,200)	(3,319,700)
SERVICE	(146,600)	(146,600)
TOTAL–ALL SOURCES	45,803,000	48,315,200

20.475 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUE	42,340,200	44,848,900
PROGRAM REVENUE	3,462,800	3,466,300
FEDERAL	(–0–)	(–0–)
OTHER	(3,316,200)	(3,319,700)
SERVICE	(146,600)	(146,600)
TOTAL–ALL SOURCES	45,803,000	48,315,200

20.485 Veterans Affairs, Department of

(1) VETERANS

(a)	Aids to indigent veterans	GPR	A	178,200	178,200
(b)	General fund supplement to institutional operations	GPR	B	–0–	–0–
(d)	Cemetery maintenance and beautification	GPR	A	23,200	23,200
(e)	Lease rental payments	GPR	S	–0–	–0–
(f)	Principal repayment and interest	GPR	S	1,648,400	1,632,100

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(g)	Home exchange	PR	A	261,600	261,600
(h)	Gifts and bequests	PR	C	239,600	239,600
(hm)	Gifts and grants	PR	C	–0–	–0–
(i)	State–owned housing maintenance	PR	C	59,700	59,700
(kg)	Grants to counties	PR–S	A	76,200	76,200
(kx)	Interagency and intra–agency programs	PR–S	C	–0–	–0–
(ky)	Interagency and intra–agency aids	PR–S	C	–0–	–0–
(kz)	Interagency and intra–agency local assistance	PR–S	C	–0–	–0–
(m)	Federal aid; care at veterans homes	PR–F	C	3,106,000	3,106,000
(mj)	Federal aid; geriatric unit	PR–F	C	–0–	–0–
(mn)	Federal projects	PR–F	C	66,200	66,200
(r)	Institutional operations	SEG	A	100,705,600	102,888,800
(rg)	Self–amortizing facilities; principal repayment and interest	SEG	S	1,660,900	1,902,500
(rm)	Veterans home cemetery operations	SEG	C	48,800	48,800
(t)	Veterans homes member accounts	SEG	C	–0–	–0–
(u)	Rentals; improvements; equipment; land acquisition	SEG	A	–0–	–0–

(1) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	1,849,800	1,833,500
PROGRAM REVENUE	3,809,300	3,809,300
FEDERAL	(3,172,200)	(3,172,200)
OTHER	(560,900)	(560,900)
SERVICE	(76,200)	(76,200)
SEGREGATED REVENUE	102,415,300	104,840,100

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
OTHER			(102,415,300)	(104,840,100)
TOTAL–ALL SOURCES			108,074,400	110,482,900
(2) LOANS AND AIDS TO VETERANS				
(a) General program operations; loans and aids	GPR	A	–0–	–0–
(b) Housing vouchers for homeless veterans	GPR	A	–0–	–0–
(d) Veterans memorials at the Highground	GPR	C	–0–	–0–
(db) General fund supplement to veterans trust fund	GPR	A	–0–	–0–
(dm) Military funeral honors	GPR	S	304,500	304,500
(e) Korean War memorial grant	GPR	A	–0–	–0–
(g) Consumer reporting agency fees	PR	C	–0–	–0–
(h) Public and private receipts	PR	C	18,200	18,200
(kg) American Indian services coordinator	PR–S	A	86,900	86,900
(km) American Indian grants and tribal college tuition reimbursements	PR–S	A	466,200	466,200
(m) Federal payments; veterans assistance	PR–F	C	514,100	514,100
(rm) Veterans assistance programs; fish and game vouchers	SEG	B	329,400	329,400

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(rp)	Veterans assistance program receipts	SEG	C	115,500	115,500
(s)	Transportation payment	SEG	A	200,000	200,000
(tf)	Veterans tuition reimbursement program	SEG	B	1,403,100	1,403,100
(tj)	Retraining assistance program	SEG	A	210,000	210,000
(tm)	Facilities	SEG	C	–0–	–0–
(u)	Administration of loans and aids to veterans	SEG	A	5,456,100	8,710,400
(vm)	Assistance to needy veterans and veteran start–up businesses	SEG	A	1,470,000	970,000
(vw)	Payments to veterans organizations for claims service; grants for the operation of Camp American Legion; grants to American Indian tribes and bands	SEG	A	448,600	448,600
(vx)	County grants	SEG	A	342,400	342,400
(vy)	American Indian services coordinator	SEG	A	–0–	–0–
(w)	Home for needy veterans	SEG	C	10,000	10,000
(x)	Federal per diem payments	SEG–F	C	1,461,400	1,461,400
(yg)	Acquisition of 1981 revenue bond mortgages	SEG	S	–0–	–0–

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
(yn)	Veterans trust fund loans and expenses	SEG	B	3,050,000	3,050,000
(yo)	Debt payment	SEG	S	–0–	–0–
(z)	Gifts	SEG	C	–0–	–0–
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			304,500	304,500
	PROGRAM REVENUE			1,085,400	1,085,400
	FEDERAL			(514,100)	(514,100)
	OTHER			(18,200)	(18,200)
	SERVICE			(553,100)	(553,100)
	SEGREGATED REVENUE			14,496,500	17,250,800
	FEDERAL			(1,461,400)	(1,461,400)
	OTHER			(13,035,100)	(15,789,400)
	TOTAL–ALL SOURCES			15,886,400	18,640,700
(3)	SELF–AMORTIZING MORTGAGE LOANS FOR VETERANS				
(b)	Self insurance	GPR	S	–0–	–0–
(e)	General program deficiency	GPR	S	–0–	–0–
(q)	Foreclosure loss payments	SEG	C	801,000	801,000
(r)	Funded reserves	SEG	C	50,000	50,000
(rm)	Other reserves	SEG	C	–0–	–0–
(s)	General program operations	SEG	A	3,527,500	288,500
(sm)	County grants	SEG	A	342,400	342,400
(t)	Debt service	SEG	C	8,435,900	6,906,600
(v)	Revenue obligation repayment	SEG	C	–0–	–0–
(wd)	Loan–servicing administration	SEG	A	–0–	–0–
(wg)	Escrow payments, recoveries, and refunds	SEG	C	–0–	–0–

Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(wp) Loan–servicing rights	SEG	B	–0–	–0–
(3) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			–0–	–0–
SEGREGATED REVENUE			13,156,800	8,388,500
OTHER			(13,156,800)	(8,388,500)
TOTAL–ALL SOURCES			13,156,800	8,388,500
(4) VETERANS MEMORIAL CEMETERIES				
(g) Cemetery operations	PR	A	228,300	228,300
(h) Gifts, grants and bequests	PR	C	–0–	–0–
(m) Federal aid; cemetery operations and burials	PR–F	C	753,500	806,100
(q) Cemetery administration and maintenance	SEG	A	522,100	522,100
(qm) Repayment of principal and interest	SEG	S	81,200	87,000
(r) Cemetery energy costs; energy–related assessments	SEG	A	106,300	106,300
(4) PROGRAM TOTALS				
PROGRAM REVENUE			981,800	1,034,400
FEDERAL			(753,500)	(806,100)
OTHER			(228,300)	(228,300)
SEGREGATED REVENUE			709,600	715,400
OTHER			(709,600)	(715,400)
TOTAL–ALL SOURCES			1,691,400	1,749,800
(5) WISCONSIN VETERANS MUSEUM				
(c) Operation of Wisconsin Veterans Museum	GPR	A	248,500	248,500
(mn) Federal projects; museum acquisitions and operations	PR–F	C	–0–	–0–

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(tm)	Museum facilities	SEG	C	52,800	52,800
(v)	Museum sales receipts	SEG	C	170,700	170,700
(vo)	Veterans of World War I	SEG	A	2,500	2,500
(wd)	Operation of Wisconsin Veterans Museum	SEG	A	2,401,700	2,393,300
(zm)	Museum gifts and bequests	SEG	C	–0–	–0–

(5) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	248,500	248,500
PROGRAM REVENUE	–0–	–0–
FEDERAL	(–0–)	(–0–)
SEGREGATED REVENUE	2,627,700	2,619,300
OTHER	(2,627,700)	(2,619,300)
TOTAL–ALL SOURCES	2,876,200	2,867,800

20.485 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUE	2,402,800	2,386,500
PROGRAM REVENUE	5,876,500	5,929,100
FEDERAL	(4,439,800)	(4,492,400)
OTHER	(807,400)	(807,400)
SERVICE	(629,300)	(629,300)
SEGREGATED REVENUE	133,405,900	133,814,100
FEDERAL	(1,461,400)	(1,461,400)
OTHER	(131,944,500)	(132,352,700)
TOTAL–ALL SOURCES	141,685,200	142,129,700

20.490 Wisconsin Housing and Economic Development Authority

(1) FACILITATION OF CONSTRUCTION

(a)	Capital reserve fund deficiency	GPR	C	–0–	–0–

(1) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	–0–	–0–
TOTAL–ALL SOURCES	–0–	–0–

(2) HOUSING REHABILITATION LOAN PROGRAM

(a)	General program operations	GPR	C	–0–	–0–

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
(q) Loan loss reserve fund	SEG	C	–0–	–0–
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			–0–	–0–
SEGREGATED REVENUE			–0–	–0–
OTHER			(–0–)	(–0–)
TOTAL–ALL SOURCES			–0–	–0–
(3) HOMEOWNERSHIP MORTGAGE ASSISTANCE				
(a) Homeowner eviction lien protection program	GPR	C	–0–	–0–
(3) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			–0–	–0–
TOTAL–ALL SOURCES			–0–	–0–
(4) DISADVANTAGED BUSINESS MOBILIZATION ASSISTANCE				
(g) Disadvantaged business mobilization loan guarantee	PR	C	–0–	–0–
(4) PROGRAM TOTALS				
PROGRAM REVENUE			–0–	–0–
OTHER			(–0–)	(–0–)
TOTAL–ALL SOURCES			–0–	–0–
(5) WISCONSIN DEVELOPMENT LOAN GUARANTEES				
(a) Wisconsin development reserve fund	GPR	C	2,500,000	–0–
(q) Environmental fund transfer to Wisconsin development reserve fund	SEG	C	–0–	–0–
(r) Agrichemical management fund transfer to Wisconsin development reserve fund	SEG	C	–0–	–0–

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
(s) Petroleum inspection fund transfer to Wisconsin development reserve fund	SEG	A	–0–	–0–
(5) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			2,500,000	–0–
SEGREGATED REVENUE			–0–	–0–
OTHER			(–0–)	(–0–)
TOTAL–ALL SOURCES			2,500,000	–0–
20.490 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			2,500,000	–0–
PROGRAM REVENUE			–0–	–0–
OTHER			(–0–)	(–0–)
SEGREGATED REVENUE			–0–	–0–
OTHER			(–0–)	(–0–)
TOTAL–ALL SOURCES			2,500,000	–0–
Human Resources FUNCTIONAL AREA TOTALS				
GENERAL PURPOSE REVENUE			4,745,486,600	4,990,694,300
PROGRAM REVENUE			7,227,515,500	7,493,333,300
FEDERAL			(5,919,144,300)	(6,175,256,900)
OTHER			(963,751,600)	(975,388,700)
SERVICE			(344,619,600)	(342,687,700)
SEGREGATED REVENUE			1,028,172,800	1,028,264,400
FEDERAL			(1,461,400)	(1,461,400)
OTHER			(1,026,711,400)	(1,026,803,000)
SERVICE			(–0–)	(–0–)
LOCAL			(–0–)	(–0–)
TOTAL–ALL SOURCES			13,001,174,900	13,512,292,000

General Executive Functions

20.505 Administration, Department of

(1) SUPERVISION AND MANAGEMENT

(a) General program operations	GPR	A	7,354,900	7,305,700

Statute, Agency and Purpose		Source	Type	2013–2014	2014–2015
(b)	Midwest interstate low–level radioactive waste compact; loan from general fund	GPR	C	–0–	–0–
(bq)	Appropriation obligations repayment; tobacco settlement revenues	GPR	A	93,693,400	113,262,000
(br)	Appropriation obligations repayment; unfunded liabilities under the Wisconsin Retirement System	GPR	A	306,297,900	279,865,100
(cg)	Relocation assistance	GPR	A	94,500	94,500
(cm)	Comprehensive planning grants; general purpose revenue	GPR	A	–0–	–0–
(cn)	Comprehensive planning; administrative support	GPR	A	–0–	–0–
(d)	Special counsel	GPR	S	611,900	611,900
(f)	Capital investment program	GPR	A	25,000,000	–0–
(fo)	Federal resource acquisition support grants	GPR	A	92,500	92,500
(fp)	Enterprise resource planning system; general purpose revenue	GPR	A	–0–	1,000,000
(g)	Midwest interstate low–level radioactive waste compact; membership and costs	PR	A	4,100	4,100
(gc)	Processing services	PR	A	176,800	176,800

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
(ge)	High–voltage transmission line annual impact fee distributions	PR	C	–0–	–0–
(gr)	Disabled veteran–owned, woman–owned, and minority business certification fees	PR	C	31,500	31,500
(gs)	High–voltage transmission line environmental impact fee distributions	PR	C	–0–	–0–
(id)	Justice information fee receipts	PR	C	–0–	–0–
(ie)	Land	PR	C	2,549,600	2,549,600
(if)	Comprehensive planning grants; program revenue	PR	A	–0–	–0–
(im)	Services to nonstate governmental units; entity contract	PR	A	1,671,900	1,671,900
(ir)	Relay service	PR	A	4,014,600	4,014,600
(is)	Information technology and communications services; nonstate entities	PR	C	23,356,800	23,356,800
(it)	Appropriation obligations; agreements and ancillary arrangements	PR	C	–0–	–0–
(iu)	Plat and proposed incorporation and annexation review	PR	C	357,400	367,000
(iv)	Enterprise resource planning system; nonstate entities	PR	C	–0–	–0–

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(j)	Gifts, grants, and bequests	PR	C	–0–	–0–
(ka)	Materials and services to state agencies and certain districts	PR–S	A	7,388,300	7,388,300
(kb)	Transportation, records, and document services	PR–S	A	19,945,400	19,945,400
(kc)	Capital planning and building construction services	PR–S	A	15,018,200	15,018,200
(kd)	Enterprise resource planning system	PR–S	C	9,321,100	9,321,100
(ke)	Telecommunications services; state agencies; veterans services	PR–S	A	18,261,200	18,261,200
(kf)	Procurement services	PR–S	C	5,156,100	4,531,100
(kg)	Federal resource acquisition	PR–S	C	–0–	–0–
(kh)	Justice information systems	PR–S	A	4,097,000	4,097,000
(kj)	Financial services	PR–S	A	8,621,400	8,621,400
(kk)	Information technology infrastructure services; interagency transfers	PR–S	C	–0–	–0–
(kL)	Printing, mail, communication, and information technology services; agencies	PR–S	A	103,064,200	103,064,200
(km)	University of Wisconsin–Green Bay programming	PR–S	A	247,500	247,500

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(kp)	Interagency assistance; justice information systems	PR–S	A	326,700	326,700
(kq)	Justice information systems development, operation and maintenance	PR–S	A	–0–	–0–
(kr)	Legal services	PR–S	A	883,900	883,900
(ku)	Management assistance grants to counties	PR–S	A	563,200	563,200
(kx)	American Indian economic development; technical assistance	PR–S	A	79,500	79,500
(mb)	Federal aid	PR–F	C	8,887,700	8,778,300
(md)	Oil overcharge restitution funds	PR–F	C	261,600	261,600
(n)	Federal aid; local assistance	PR–F	C	90,000,000	90,000,000
(ng)	Sale of forest products; funds for public schools and public roads	PR	C	–0–	–0–
(pz)	Indirect cost reimbursements	PR–F	C	198,700	135,700
(r)	VendorNet fund administration	SEG	A	84,700	84,700
(s)	Diesel truck idling reduction grant administration	SEG	A	73,700	73,700
(sa)	Diesel truck idling reduction grants	SEG	A	1,000,000	1,000,000
(tb)	Payment of qualified higher education expenses and refunds; college tuition and expenses program	SEG	S	–0–	–0–

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(td)	Administrative expenses; college tuition and expenses program	SEG	A	118,300	118,300
(tf)	Payment of qualified higher education expenses and refunds; college savings program trust fund	SEG	S	–0–	–0–
(th)	Administrative expenses; college savings program trust fund	SEG	A	556,100	556,100
(tj)	Payment of qualified higher education expenses and refunds; college savings program bank deposit trust fund	SEG	S	–0–	–0–
(tL)	Administrative expenses; college savings program bank deposit trust fund	SEG	A	–0–	–0–
(tn)	Payment of qualified higher education expenses and refunds; college savings program credit union deposit trust fund	SEG	S	–0–	–0–
(tp)	Administrative expenses; college savings program credit union deposit trust fund	SEG	A	–0–	–0–
(v)	General program operations — environmental improvement programs; state funds	SEG	A	1,014,500	1,014,500

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
(x) General program operations — clean water fund program; federal funds	SEG–F	C	–0–	–0–
(y) General program operations — safe drinking water loan program; federal funds	SEG–F	C	–0–	–0–
(z) Transportation planning grants to local governmental units	SEG–S	B	–0–	–0–
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			433,145,100	402,231,700
PROGRAM REVENUE			324,484,400	323,696,600
FEDERAL			(99,348,000)	(99,175,600)
OTHER			(32,162,700)	(32,172,300)
SERVICE			(192,973,700)	(192,348,700)
SEGREGATED REVENUE			2,847,300	2,847,300
FEDERAL			(–0–)	(–0–)
OTHER			(2,847,300)	(2,847,300)
SERVICE			(–0–)	(–0–)
TOTAL–ALL SOURCES			760,476,800	728,775,600
(2) RISK MANAGEMENT				
(a) General fund supplement — risk management claims	GPR	S	–0–	–0–
(am) Costs and judgments	GPR	S	–0–	–0–
(k) Risk management costs	PR–S	C	27,934,500	27,934,500
(ki) Risk management administration	PR–S	A	9,278,900	9,278,900
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			–0–	–0–
PROGRAM REVENUE			37,213,400	37,213,400
SERVICE			(37,213,400)	(37,213,400)
TOTAL–ALL SOURCES			37,213,400	37,213,400

(3) UTILITY PUBLIC BENEFITS AND AIR QUALITY IMPROVEMENT

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
(q)	General program operations; utility public benefits	SEG	A	11,890,600	11,891,800
(r)	Low–income assistance grants	SEG	S	19,447,300	19,447,300
(rr)	Air quality improvement grants	SEG	S	–0–	–0–
(s)	Transfer to air quality improvement fund	SEG	S	–0–	–0–
	(3) PROGRAM TOTALS				
	SEGREGATED REVENUE			31,337,900	31,339,100
	OTHER			(31,337,900)	(31,339,100)
	TOTAL–ALL SOURCES			31,337,900	31,339,100
(4)	ATTACHED DIVISIONS AND OTHER BODIES				
(a)	Adjudication of tax appeals	GPR	A	538,200	538,200
(b)	Adjudication of equalization appeals	GPR	S	–0–	–0–
(d)	Claims awards	GPR	S	22,500	22,500
(ea)	Women's council operations	GPR	A	140,400	140,400
(ec)	Service award program; general program operations	GPR	A	17,200	17,200
(er)	Service award program; state matching awards	GPR	S	1,999,300	2,084,300
(es)	Principal, interest, and rebates; general purpose revenue — schools	GPR	S	2,153,300	2,052,300
(et)	Principal, interest, and rebates; general purpose revenue — public library boards	GPR	S	16,200	16,900

	Statute, Agency and Purpose		Source	Type	2013–2014	2014–2015
1	(f)	Hearings and appeals operations	GPR	A	2,602,100	2,602,100
2	(h)	Program services	PR	A	27,200	27,200
3 4	(ha)	Principal, interest, and rebates; program revenue — schools	PR	C	16,800	178,500
5 6 7	(hb)	Principal, interest, and rebates; program revenue — public library boards	PR	C	–0–	–0–
8 9 10	(hc)	Administration of Governor's Wisconsin Educational Technology Conference	PR	A	150,200	150,200
11 12	(j)	National and community service board; gifts and grants	PR	C	–0–	–0–
13 14 15 16	(js)	Educational technology block grants; Wisconsin Advanced Telecommunications Foundation assessments	PR	C	–0–	–0–
17 18	(k)	Waste facility siting board; general program operations	PR–S	A	45,500	45,500
19 20	(ka)	State use board — general program operations	PR–S	A	128,800	128,800
21 22	(kb)	National and community service board; administrative support	PR–S	A	275,300	275,300
23	(kp)	Hearings and appeals fees	PR–S	A	3,241,800	3,340,900
24	(L)	Equipment purchases and leases	PR	C	–0–	–0–

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(Lm)	Educational telecommunications; additional services	PR	C	–0–	–0–
(mp)	Federal e–rate aid	PR–F	C	5,426,800	5,426,800
(o)	National and community service board; federal aid for administration	PR–F	C	610,000	610,000
(p)	National and community service board; federal aid for grants	PR–F	C	3,354,300	3,354,300
(r)	State capitol and executive residence board; gifts and grants	SEG	C	–0–	–0–
(s)	Telecommunications access; school districts	SEG	B	11,105,100	11,105,100
(t)	Telecommunications access; private and technical colleges and libraries	SEG	B	5,016,000	5,016,000
(tm)	Telecommunications access; private schools	SEG	B	694,300	694,300
(tu)	Telecommunications access; state schools	SEG	B	82,500	82,500
(tw)	Telecommunications access; juvenile correctional facilities	SEG	B	86,300	86,300
(u)	Broadband expansion grants	SEG	C	4,700,000	–0–

(4) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	7,489,200	7,473,900
PROGRAM REVENUE	13,276,700	13,537,500
FEDERAL	(9,391,100)	(9,391,100)
OTHER	(194,200)	(355,900)
SERVICE	(3,691,400)	(3,790,500)
SEGREGATED REVENUE	21,684,200	16,984,200

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
OTHER			(21,684,200)	(16,984,200)
TOTAL–ALL SOURCES			42,450,100	37,995,600
(5) FACILITIES MANAGEMENT				
(c) Principal repayment and interest; Black Point Estate	GPR	S	177,300	185,300
(g) Principal repayment, interest and rebates; parking	PR–S	S	2,346,000	2,326,300
(ka) Facility operations and maintenance; police and protection functions	PR–S	A	39,055,400	38,483,500
(kb) Parking	PR	A	1,100,400	1,100,400
(kc) Principal repayment, interest and rebates	PR–S	C	19,045,400	17,999,100
(ke) Additional energy conservation construction projects	PR–S	C	–0–	–0–
(5) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			177,300	185,300
PROGRAM REVENUE			61,547,200	59,909,300
OTHER			(1,100,400)	(1,100,400)
SERVICE			(60,446,800)	(58,808,900)
TOTAL–ALL SOURCES			61,724,500	60,094,600
(7) HOUSING AND COMMUNITY DEVELOPMENT				
(a) General program operations	GPR	A	847,000	847,000
(b) Housing grants and loans; general purpose revenue	GPR	B	3,097,800	3,097,800
(c) Payments to designated agents	GPR	A	–0–	–0–

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(fm)	Shelter for homeless and transitional housing grants	GPR	B	1,413,600	1,413,600
(fr)	Mental health for homeless individuals	GPR	A	42,200	42,200
(gg)	Housing program services; other entities	PR	C	168,900	168,900
(h)	Funding for the homeless	PR	C	422,400	422,400
(k)	Sale of materials or services	PR–S	C	–0–	–0–
(kg)	Housing program services	PR–S	C	422,400	422,400
(m)	Federal aid; state operations	PR–F	C	1,536,600	1,497,600
(n)	Federal aid; local assistance	PR–F	C	10,000,000	10,000,000
(o)	Federal aid; individuals and organizations	PR–F	C	23,000,000	23,000,000
	(7) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			5,400,600	5,400,600
	PROGRAM REVENUE			35,550,300	35,511,300
	FEDERAL			(34,536,600)	(34,497,600)
	OTHER			(591,300)	(591,300)
	SERVICE			(422,400)	(422,400)
	TOTAL–ALL SOURCES			40,950,900	40,911,900
(8)	DIVISION OF GAMING				
(am)	Interest on racing and bingo moneys	GPR	S	100	100
(g)	General program operations; racing	PR	A	–0–	–0–
(h)	General program operations; Indian gaming	PR	A	1,978,900	1,952,900

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
(hm) Indian gaming receipts	PR	C	–0–	–0–
(j) General program operations; raffles	PR	A	259,200	259,200
(jm) General program operations; bingo	PR	A	311,900	311,900
(8) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			100	100
PROGRAM REVENUE			2,550,000	2,524,000
OTHER			(2,550,000)	(2,524,000)
TOTAL–ALL SOURCES			2,550,100	2,524,100
20.505 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			446,212,300	415,291,600
PROGRAM REVENUE			474,622,000	472,392,100
FEDERAL			(143,275,700)	(143,064,300)
OTHER			(36,598,600)	(36,743,900)
SERVICE			(294,747,700)	(292,583,900)
SEGREGATED REVENUE			55,869,400	51,170,600
FEDERAL			(–0–)	(–0–)
OTHER			(55,869,400)	(51,170,600)
SERVICE			(–0–)	(–0–)
TOTAL–ALL SOURCES			976,703,700	938,854,300

20.507 Board of Commissioners of Public Lands

(1) TRUST LANDS AND INVESTMENTS

(h) Trust lands and investments — general program operations	PR–S	A	1,496,200	1,497,800
(j) Payments to American Indian tribes or bands for raised sunken logs	PR	C	–0–	–0–
(k) Trust lands and investments — interagency and intra–agency assistance	PR–S	A	–0–	–0–
(mg) Federal aid — flood control	PR–F	C	52,700	52,700
(1) PROGRAM TOTALS				
PROGRAM REVENUE			1,548,900	1,550,500

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
FEDERAL			(52,700)	(52,700)
OTHER			(–0–)	(–0–)
SERVICE			(1,496,200)	(1,497,800)
TOTAL–ALL SOURCES			1,548,900	1,550,500
20.507 DEPARTMENT TOTALS				
PROGRAM REVENUE			1,548,900	1,550,500
FEDERAL			(52,700)	(52,700)
OTHER			(–0–)	(–0–)
SERVICE			(1,496,200)	(1,497,800)
TOTAL–ALL SOURCES			1,548,900	1,550,500

1 **20.511 Government Accountability Board**

2 (1) ADMINISTRATION OF ELECTIONS, ETHICS, AND LOBBYING LAWS

3	(a)	General program operations;				
4		general purpose revenue	GPR	B	2,705,100	2,712,800
5	(be)	Investigations	GPR	S	31,100	31,100
6	(bm)	Training of chief inspectors	GPR	B	–0–	–0–
7	(c)	Voter identification training	GPR	A	82,600	82,600
8	(d)	Election administration transfer	GPR	A	–0–	–0–
9	(g)	Recount fees	PR	C	–0–	–0–
10	(h)	Materials and services	PR	A	19,200	19,200
11	(i)	Elections administration; program				
12		revenue	PR	A	31,700	31,700
13	(im)	Lobbying administration; program				
14		revenue	PR	A	459,600	460,200
15	(j)	Electronic filing software	PR	C	–0–	–0–
16	(jm)	Gifts and grants	PR	C	–0–	–0–
17	(m)	Federal aid	PR–F	C	844,000	508,300

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(t)	Election administration	SEG	A	100	100
(x)	Federal aid; election administration fund	SEG–F	C	2,754,100	2,756,500

(1) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	2,818,800	2,826,500
PROGRAM REVENUE	1,354,500	1,019,400
FEDERAL	(844,000)	(508,300)
OTHER	(510,500)	(511,100)
SEGREGATED REVENUE	2,754,200	2,756,600
FEDERAL	(2,754,100)	(2,756,500)
OTHER	(100)	(100)
TOTAL–ALL SOURCES	6,927,500	6,602,500

20.511 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUE	2,818,800	2,826,500
PROGRAM REVENUE	1,354,500	1,019,400
FEDERAL	(844,000)	(508,300)
OTHER	(510,500)	(511,100)
SEGREGATED REVENUE	2,754,200	2,756,600
FEDERAL	(2,754,100)	(2,756,500)
OTHER	(100)	(100)
TOTAL–ALL SOURCES	6,927,500	6,602,500

20.515 Employee Trust Funds, Department of

(1) EMPLOYEE BENEFIT PLANS

(a)	Annuity supplements and payments	GPR	S	321,100	250,100
(c)	Contingencies	GPR	S	–0–	–0–
(gm)	Gifts and grants	PR	C	–0–	–0–
(m)	Federal aid	PR–F	C	–0–	–0–
(sr)	Gifts and grants; public employee trust fund	SEG	C	–0–	–0–
(t)	Automated operating system	SEG	C	7,593,600	8,393,600

Statute, Agency and Purpose		Source	Type	2013–2014	2014–2015
(tm)	Health savings account plan	SEG	C	–0–	–0–
(u)	Employee–funded reimbursement account plan	SEG	C	–0–	–0–
(um)	Benefit administration	SEG	B	4,900	4,900
(ut)	Health insurance data collection and analysis contracts	SEG	A	968,100	968,100
(w)	Administration	SEG	A	32,484,400	32,662,100

(1) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	321,100	250,100
PROGRAM REVENUE	–0–	–0–
FEDERAL	(–0–)	(–0–)
OTHER	(–0–)	(–0–)
SEGREGATED REVENUE	41,051,000	42,028,700
OTHER	(41,051,000)	(42,028,700)
TOTAL–ALL SOURCES	41,372,100	42,278,800

20.515 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUE	321,100	250,100
PROGRAM REVENUE	–0–	–0–
FEDERAL	(–0–)	(–0–)
OTHER	(–0–)	(–0–)
SEGREGATED REVENUE	41,051,000	42,028,700
OTHER	(41,051,000)	(42,028,700)
TOTAL–ALL SOURCES	41,372,100	42,278,800

20.525 Governor, Office of the

(1) EXECUTIVE ADMINISTRATION

(a)	General program operations	GPR	S	3,338,700	3,338,700
(b)	Contingent fund	GPR	S	20,400	20,400
(c)	Membership in national associations	GPR	S	118,300	118,300
(d)	Disability board	GPR	S	–0–	–0–

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(f)	Literacy improvement aids	GPR	A	23,600	23,600
(i)	Gifts and grants	PR	C	–0–	–0–
(m)	Federal aid	PR–F	C	–0–	–0–
(q)	Grants for literacy and early childhood development programs	SEG	S	–0–	–0–
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			3,501,000	3,501,000
	PROGRAM REVENUE			–0–	–0–
	FEDERAL			(–0–)	(–0–)
	OTHER			(–0–)	(–0–)
	SEGREGATED REVENUE			–0–	–0–
	OTHER			(–0–)	(–0–)
	TOTAL–ALL SOURCES			3,501,000	3,501,000
(2)	EXECUTIVE RESIDENCE				
(a)	General program operations	GPR	S	240,300	240,300
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			240,300	240,300
	TOTAL–ALL SOURCES			240,300	240,300
	20.525 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			3,741,300	3,741,300
	PROGRAM REVENUE			–0–	–0–
	FEDERAL			(–0–)	(–0–)
	OTHER			(–0–)	(–0–)
	SEGREGATED REVENUE			–0–	–0–
	OTHER			(–0–)	(–0–)
	TOTAL–ALL SOURCES			3,741,300	3,741,300
20.536 Investment Board					
(1)	INVESTMENT OF FUNDS				
(k)	General program operations	PR	C	35,300,000	35,300,000
(ka)	General program operations; environmental improvement fund	PR–S	C	–0–	–0–
	(1) PROGRAM TOTALS				

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
PROGRAM REVENUE			35,300,000	35,300,000
OTHER			(35,300,000)	(35,300,000)
SERVICE			(–0–)	(–0–)
TOTAL–ALL SOURCES			35,300,000	35,300,000
20.536 DEPARTMENT TOTALS				
PROGRAM REVENUE			35,300,000	35,300,000
OTHER			(35,300,000)	(35,300,000)
SERVICE			(–0–)	(–0–)
TOTAL–ALL SOURCES			35,300,000	35,300,000

1 **20.540 Lieutenant Governor, Office of the**

2 (1) EXECUTIVE COORDINATION

3 (a)	General program operations	GPR	A	316,600	316,600
4 (g)	Gifts, grants and proceeds	PR	C	–0–	–0–
5 (k)	Grants from state agencies	PR–S	C	–0–	–0–
6 (m)	Federal aid	PR–F	C	–0–	–0–
(1) PROGRAM TOTALS					
GENERAL PURPOSE REVENUE				316,600	316,600
PROGRAM REVENUE				–0–	–0–
FEDERAL				(–0–)	(–0–)
OTHER				(–0–)	(–0–)
SERVICE				(–0–)	(–0–)
TOTAL–ALL SOURCES				316,600	316,600
20.540 DEPARTMENT TOTALS					
GENERAL PURPOSE REVENUE				316,600	316,600
PROGRAM REVENUE				–0–	–0–
FEDERAL				(–0–)	(–0–)
OTHER				(–0–)	(–0–)
SERVICE				(–0–)	(–0–)
TOTAL–ALL SOURCES				316,600	316,600

7 **20.545 Employment Relations, Office of State**

8 (1) STATE EMPLOYMENT RELATIONS

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(i)	Services to nonstate governmental units	PR	A	206,500	246,400
(j)	Gifts and donations	PR	C	–0–	–0–
(jm)	Employee development and training services	PR	A	258,100	258,100
(k)	General program operations	PR–S	A	5,335,500	5,354,600
(ka)	Publications	PR	A	102,100	102,100
(km)	Collective bargaining grievance arbitrations	PR–S	A	70,600	70,600
(m)	Federal grants and contracts	PR–F	C	–0–	–0–
(pz)	Indirect cost reimbursements	PR–F	C	–0–	–0–

(1) PROGRAM TOTALS

PROGRAM REVENUE	5,972,800	6,031,800
FEDERAL	(–0–)	(–0–)
OTHER	(566,700)	(606,600)
SERVICE	(5,406,100)	(5,425,200)
TOTAL–ALL SOURCES	5,972,800	6,031,800

20.545 DEPARTMENT TOTALS

PROGRAM REVENUE	5,972,800	6,031,800
FEDERAL	(–0–)	(–0–)
OTHER	(566,700)	(606,600)
SERVICE	(5,406,100)	(5,425,200)
TOTAL–ALL SOURCES	5,972,800	6,031,800

20.550 Public Defender Board

(1) LEGAL ASSISTANCE

(a)	Program administration	GPR	A	2,730,200	2,733,100
(b)	Appellate representation	GPR	A	4,426,600	4,431,000
(c)	Trial representation	GPR	A	47,768,600	47,811,700

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(d)	Private bar and investigator reimbursement	GPR	B	29,355,400	23,155,400
(e)	Private bar and investigator payments; administration costs	GPR	A	587,400	588,300
(em)	Salary adjustments	GPR	A	997,000	1,978,600
(f)	Transcripts, discovery and interpreters	GPR	A	1,325,700	1,325,700
(fb)	Payments from clients; administrative costs	PR	A	243,400	243,500
(g)	Gifts, grants and proceeds	PR	C	–0–	–0–
(h)	Contractual agreements	PR–S	A	–0–	–0–
(i)	Tuition payments	PR	C	–0–	–0–
(kj)	Conferences and training	PR–S	A	144,800	144,800
(L)	Private bar and investigator reimbursement; payments for legal representation	PR	C	913,000	913,000
(m)	Federal aid	PR–F	C	–0–	–0–

(1) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	87,190,900	82,023,800
PROGRAM REVENUE	1,301,200	1,301,300
FEDERAL	(–0–)	(–0–)
OTHER	(1,156,400)	(1,156,500)
SERVICE	(144,800)	(144,800)
TOTAL–ALL SOURCES	88,492,100	83,325,100

20.550 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUE	87,190,900	82,023,800
PROGRAM REVENUE	1,301,200	1,301,300
FEDERAL	(–0–)	(–0–)
OTHER	(1,156,400)	(1,156,500)
SERVICE	(144,800)	(144,800)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
TOTAL–ALL SOURCES			88,492,100	83,325,100
20.566 Revenue, Department of				
(1) COLLECTION OF TAXES				
(a) General program operations	GPR	A	51,752,300	50,958,400
(g) Administration of county sales and use taxes	PR	A	3,398,200	3,407,400
(ga) Cigarette tax stamps	PR	A	262,400	262,400
(gb) Business tax registration	PR	A	1,545,300	1,545,800
(gd) Administration of special district taxes	PR–S	A	445,000	445,500
(ge) Administration of local professional football stadium district taxes	PR–S	A	109,700	110,700
(gf) Administration of resort tax	PR–S	A	69,100	69,100
(gg) Administration of local taxes	PR	A	114,200	114,200
(gm) Administration of tax on controlled substances dealers	PR	A	–0–	–0–
(gn) Ambulatory surgical center assessment	PR	C	110,200	110,200
(h) Debt collection	PR	A	811,800	811,800
(ha) Administration of liquor tax and alcohol beverages enforcement	PR	A	1,093,600	1,100,800
(hb) Collections by the department	PR	A	879,300	1,091,600

Statute, Agency and Purpose		Source	Type	2013–2014	2014–2015
(hc)	Collections from the financial record matching program	PR	A	470,400	472,700
(hd)	Administration of liquor tax and alcohol beverages enforcement; wholesaler fees funding special agent position	PR	C	82,100	82,100
(hm)	Collections under contracts	PR	S	357,300	357,300
(hn)	Collections under the multistate tax commission audit program	PR	S	58,300	58,300
(ho)	Collections under multistate streamlined sales tax project	PR	S	40,000	40,000
(hp)	Administration of income tax checkoff voluntary payments	PR	A	27,600	27,600
(i)	Gifts and grants	PR	C	–0–	–0–
(m)	Federal funds; state operations	PR–F	C	–0–	–0–
(q)	Economic development surcharge administration	SEG	A	252,100	252,400
(qm)	Administration of rental vehicle fee	SEG	A	65,000	65,000
(r)	Administration of dry cleaner fees	SEG	A	18,800	18,800
(s)	Petroleum inspection fee collection	SEG	A	120,500	120,500
(t)	Farmland preservation credit, 2010 and beyond	SEG	A	–0–	–0–
(u)	Motor fuel tax administration	SEG	A	1,599,800	1,612,600
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			51,752,300	50,958,400

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
PROGRAM REVENUE			9,874,500	10,107,500
FEDERAL			(–0–)	(–0–)
OTHER			(9,250,700)	(9,482,200)
SERVICE			(623,800)	(625,300)
SEGREGATED REVENUE			2,056,200	2,069,300
OTHER			(2,056,200)	(2,069,300)
TOTAL–ALL SOURCES			63,683,000	63,135,200
(2) STATE AND LOCAL FINANCE				
(a) General program operations	GPR	A	7,443,800	7,443,800
(b) Valuation error loans	GPR	S	–0–	–0–
(bm) Integrated property assessment system technology	GPR	A	2,489,300	2,489,300
(g) County assessment studies	PR	C	–0–	–0–
(gb) Manufacturing property assessment	PR	A	1,055,600	1,060,200
(gi) Municipal finance report compliance	PR	A	34,500	34,500
(h) Reassessments	PR	A	535,200	535,200
(hm) Administration of tax incremental, and environmental remediation tax incremental, financing programs	PR	C	167,700	168,200
(i) Gifts and grants	PR	C	–0–	–0–
(m) Federal funds; state operations	PR–F	C	–0–	–0–
(q) Railroad and air carrier tax administration	SEG	A	224,300	224,800
(r) Lottery and gaming credit administration	SEG	A	279,500	281,800

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
(2) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			9,933,100	9,933,100
PROGRAM REVENUE			1,793,000	1,798,100
FEDERAL			(–0–)	(–0–)
OTHER			(1,793,000)	(1,798,100)
SEGREGATED REVENUE			503,800	506,600
OTHER			(503,800)	(506,600)
TOTAL–ALL SOURCES			12,229,900	12,237,800
(3) ADMINISTRATIVE SERVICES AND SPACE RENTAL				
(a) General program operations	GPR	A	24,857,900	24,998,400
(b) Integrated tax system technology	GPR	A	4,087,100	4,087,100
(c) Expert professional services	GPR	B	63,300	63,300
(g) Services	PR	A	85,400	85,400
(gm) Reciprocity agreement and publications	PR	A	37,900	37,900
(go) Reciprocity agreement, Illinois	PR	A	–0–	–0–
(i) Gifts and grants	PR	C	–0–	–0–
(k) Internal services	PR–S	A	3,089,900	3,088,500
(m) Federal funds; state operations	PR–F	C	–0–	–0–
(3) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			29,008,300	29,148,800
PROGRAM REVENUE			3,213,200	3,211,800
FEDERAL			(–0–)	(–0–)
OTHER			(123,300)	(123,300)
SERVICE			(3,089,900)	(3,088,500)
TOTAL–ALL SOURCES			32,221,500	32,360,600
(7) INVESTMENT AND LOCAL IMPACT FUND				
(e) Investment and local impact fund supplement	GPR	A	–0–	–0–

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2013–2014	2014–2015
(g)	Investment and local impact fund administrative expenses	PR	A	–0–	–0–
(n)	Federal mining revenue	PR–F	C	–0–	–0–
(v)	Investment and local impact fund	SEG	C	–0–	–0–
	(7) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			–0–	–0–
	PROGRAM REVENUE			–0–	–0–
	FEDERAL			(–0–)	(–0–)
	OTHER			(–0–)	(–0–)
	SEGREGATED REVENUE			–0–	–0–
	OTHER			(–0–)	(–0–)
	TOTAL–ALL SOURCES			–0–	–0–
(8)	LOTTERY				
(q)	General program operations	SEG	A	21,684,000	21,767,600
(r)	Retailer compensation	SEG	S	36,826,000	36,826,000
(s)	Prizes	SEG	S	–0–	–0–
(v)	Vendor fees	SEG	S	13,376,600	13,376,600
	(8) PROGRAM TOTALS				
	SEGREGATED REVENUE			71,886,600	71,970,200
	OTHER			(71,886,600)	(71,970,200)
	TOTAL–ALL SOURCES			71,886,600	71,970,200
	20.566 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			90,693,700	90,040,300
	PROGRAM REVENUE			14,880,700	15,117,400
	FEDERAL			(–0–)	(–0–)
	OTHER			(11,167,000)	(11,403,600)
	SERVICE			(3,713,700)	(3,713,800)
	SEGREGATED REVENUE			74,446,600	74,546,100
	OTHER			(74,446,600)	(74,546,100)
	TOTAL–ALL SOURCES			180,021,000	179,703,800

20.575 Secretary of State

(1) MANAGING AND OPERATING PROGRAM RESPONSIBILITIES

Statute, Agency and Purpose		Source	Type	2013–2014	2014–2015
(g)	Program fees	PR	A	503,600	505,200
(ka)	Agency collections	PR–S	A	3,400	3,400
	(1) PROGRAM TOTALS				
	PROGRAM REVENUE			507,000	508,600
	OTHER			(503,600)	(505,200)
	SERVICE			(3,400)	(3,400)
	TOTAL–ALL SOURCES			507,000	508,600
	20.575 DEPARTMENT TOTALS				
	PROGRAM REVENUE			507,000	508,600
	OTHER			(503,600)	(505,200)
	SERVICE			(3,400)	(3,400)
	TOTAL–ALL SOURCES			507,000	508,600
20.585 Treasurer, State					
(1)	CUSTODIAN OF STATE FUNDS				
(b)	Insurance	GPR	A	–0–	–0–
(e)	Unclaimed property; contingency appropriation	GPR	S	–0–	–0–
(h)	Training conferences	PR	C	–0–	–0–
(i)	Gifts and grants	PR	C	–0–	–0–
(j)	Unclaimed property; claims	PR	C	–0–	–0–
(k)	Unclaimed property; administrative expenses	PR–S	A	4,874,600	4,877,600
(kb)	General program operations	PR–S	A	–0–	–0–
	(1) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			–0–	–0–
	PROGRAM REVENUE			4,874,600	4,877,600
	OTHER			(–0–)	(–0–)
	SERVICE			(4,874,600)	(4,877,600)
	TOTAL–ALL SOURCES			4,874,600	4,877,600
	20.585 DEPARTMENT TOTALS				

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
GENERAL PURPOSE REVENUE			–0–	–0–
PROGRAM REVENUE			4,874,600	4,877,600
OTHER			(–0–)	(–0–)
SERVICE			(4,874,600)	(4,877,600)
TOTAL–ALL SOURCES			4,874,600	4,877,600
General Executive Functions FUNCTIONAL AREA TOTALS				
GENERAL PURPOSE REVENUE			631,294,700	594,490,200
PROGRAM REVENUE			540,361,700	538,098,700
FEDERAL			(144,172,400)	(143,625,300)
OTHER			(85,802,800)	(86,226,900)
SERVICE			(310,386,500)	(308,246,500)
SEGREGATED REVENUE			174,121,200	170,502,000
FEDERAL			(2,754,100)	(2,756,500)
OTHER			(171,367,100)	(167,745,500)
SERVICE			(–0–)	(–0–)
LOCAL			(–0–)	(–0–)
TOTAL–ALL SOURCES			1,345,777,600	1,303,090,900

Judicial

20.625 Circuit Courts

(1) COURT OPERATIONS

(a)	Circuit courts	GPR	S	69,824,200	69,824,200
(as)	Violent crime court costs	GPR	A	–0–	–0–
(b)	Permanent reserve judges	GPR	A	–0–	–0–
(c)	Court interpreter fees	GPR	A	1,433,500	1,433,500
(d)	Circuit court support payments	GPR	B	18,552,200	18,552,200
(e)	Guardian ad litem costs	GPR	A	4,691,100	4,691,100
(g)	Sale of materials and services	PR	C	–0–	–0–
(k)	Court interpreters	PR–S	A	232,700	232,700
(m)	Federal aid	PR–F	C	–0–	–0–
(1) PROGRAM TOTALS					
GENERAL PURPOSE REVENUE				94,501,000	94,501,000

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
PROGRAM REVENUE			232,700	232,700
FEDERAL			(–0–)	(–0–)
OTHER			(–0–)	(–0–)
SERVICE			(232,700)	(232,700)
TOTAL–ALL SOURCES			94,733,700	94,733,700
20.625 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			94,501,000	94,501,000
PROGRAM REVENUE			232,700	232,700
FEDERAL			(–0–)	(–0–)
OTHER			(–0–)	(–0–)
SERVICE			(232,700)	(232,700)
TOTAL–ALL SOURCES			94,733,700	94,733,700
20.660 Court of Appeals				
(1) APPELLATE PROCEEDINGS				
(a) General program operations	GPR	S	10,246,400	10,267,800
(m) Federal aid	PR–F	C	–0–	–0–
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			10,246,400	10,267,800
PROGRAM REVENUE			–0–	–0–
FEDERAL			(–0–)	(–0–)
TOTAL–ALL SOURCES			10,246,400	10,267,800
20.660 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			10,246,400	10,267,800
PROGRAM REVENUE			–0–	–0–
FEDERAL			(–0–)	(–0–)
TOTAL–ALL SOURCES			10,246,400	10,267,800
20.665 Judicial Commission				
(1) JUDICIAL CONDUCT				
(a) General program operations	GPR	A	273,000	273,500
(cm) Contractual agreements	GPR	B	16,200	16,200
(mm) Federal aid	PR–F	C	–0–	–0–
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			289,200	289,700

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
PROGRAM REVENUE			–0–	–0–
FEDERAL			(–0–)	(–0–)
TOTAL–ALL SOURCES			289,200	289,700
20.665 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			289,200	289,700
PROGRAM REVENUE			–0–	–0–
FEDERAL			(–0–)	(–0–)
TOTAL–ALL SOURCES			289,200	289,700
20.670 Judicial Council				
(1) ADVISORY SERVICES TO THE COURTS AND THE LEGISLATURE				
(a) General program operations	GPR	A	66,500	66,800
(k) Director of state courts and law library transfer	PR–S	C	–0–	–0–
(m) Federal aid	PR–F	C	–0–	–0–
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			66,500	66,800
PROGRAM REVENUE			–0–	–0–
FEDERAL			(–0–)	(–0–)
SERVICE			(–0–)	(–0–)
TOTAL–ALL SOURCES			66,500	66,800
20.670 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			66,500	66,800
PROGRAM REVENUE			–0–	–0–
FEDERAL			(–0–)	(–0–)
SERVICE			(–0–)	(–0–)
TOTAL–ALL SOURCES			66,500	66,800
20.680 Supreme Court				
(1) SUPREME COURT PROCEEDINGS				
(a) General program operations	GPR	S	5,046,700	5,050,600
(m) Federal aid	PR–F	C	–0–	–0–
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			5,046,700	5,050,600

	Statute, Agency and Purpose		Source	Type	2013–2014	2014–2015
		PROGRAM REVENUE			–0–	–0–
		FEDERAL			(–0–)	(–0–)
		TOTAL–ALL SOURCES			5,046,700	5,050,600
1	(2)	DIRECTOR OF STATE COURTS				
2	(a)	General program operations	GPR	A	7,544,000	7,552,000
3	(b)	Judicial planning and research	GPR	A	–0–	–0–
4	(g)	Gifts and grants	PR	C	–0–	–0–
5	(ga)	Court commissioner training	PR	C	61,300	61,300
6	(gc)	Court interpreter training and				
7		certification	PR	C	45,100	45,100
8	(h)	Materials and services	PR	C	60,300	60,300
9	(i)	Municipal judge training	PR	C	155,900	155,900
10	(j)	Court information systems	PR	C	9,925,600	9,925,600
11	(kc)	Central services	PR–S	A	219,800	220,000
12	(ke)	Interagency and intra–agency				
13		automation assistance	PR–S	C	–0–	–0–
14	(m)	Federal aid	PR–F	C	894,600	894,600
15	(qm)	Mediation fund	SEG	C	735,100	735,800
		(2) PROGRAM TOTALS				
		GENERAL PURPOSE REVENUE			7,544,000	7,552,000
		PROGRAM REVENUE			11,362,600	11,362,800
		FEDERAL			(894,600)	(894,600)
		OTHER			(10,248,200)	(10,248,200)
		SERVICE			(219,800)	(220,000)
		SEGREGATED REVENUE			735,100	735,800
		OTHER			(735,100)	(735,800)
		TOTAL–ALL SOURCES			19,641,700	19,650,600
16	(3)	BAR EXAMINERS AND RESPONSIBILITY				

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
1	(g) Board of bar examiners	PR	C	753,000	757,100
2	(h) Office of lawyer regulation	PR	C	2,798,300	2,810,000
	(3) PROGRAM TOTALS				
	PROGRAM REVENUE			3,551,300	3,567,100
	OTHER			(3,551,300)	(3,567,100)
	TOTAL–ALL SOURCES			3,551,300	3,567,100
3	(4) LAW LIBRARY				
4	(a) General program operations	GPR	A	2,184,700	2,199,600
5	(g) Library collections and services	PR	C	135,100	135,100
6	(h) Gifts and grants	PR	C	595,000	595,000
	(4) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			2,184,700	2,199,600
	PROGRAM REVENUE			730,100	730,100
	OTHER			(730,100)	(730,100)
	TOTAL–ALL SOURCES			2,914,800	2,929,700
	20.680 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			14,775,400	14,802,200
	PROGRAM REVENUE			15,644,000	15,660,000
	FEDERAL			(894,600)	(894,600)
	OTHER			(14,529,600)	(14,545,400)
	SERVICE			(219,800)	(220,000)
	SEGREGATED REVENUE			735,100	735,800
	OTHER			(735,100)	(735,800)
	TOTAL–ALL SOURCES			31,154,500	31,198,000
	Judicial FUNCTIONAL AREA TOTALS				
	GENERAL PURPOSE REVENUE			119,878,500	119,927,500
	PROGRAM REVENUE			15,876,700	15,892,700
	FEDERAL			(894,600)	(894,600)
	OTHER			(14,529,600)	(14,545,400)
	SERVICE			(452,500)	(452,700)
	SEGREGATED REVENUE			735,100	735,800
	FEDERAL			(–0–)	(–0–)
	OTHER			(735,100)	(735,800)
	SERVICE			(–0–)	(–0–)
	LOCAL			(–0–)	(–0–)
	TOTAL–ALL SOURCES			136,490,300	136,556,000

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
Legislative				
20.765 Legislature				
(1) ENACTMENT OF STATE LAWS				
(a) General program operations — assembly	GPR	S	25,633,300	25,636,500
(b) General program operations — senate	GPR	S	18,383,500	18,384,300
(d) Legislative documents	GPR	S	4,089,400	4,089,400
(e) Gifts, grants, and bequests	PR	C	–0–	–0–
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			48,106,200	48,110,200
PROGRAM REVENUE			–0–	–0–
OTHER			(–0–)	(–0–)
TOTAL–ALL SOURCES			48,106,200	48,110,200
(3) SERVICE AGENCIES AND NATIONAL ASSOCIATIONS				
(a) Revisor of statutes bureau	GPR	B	–0–	–0–
(b) Legislative reference bureau	GPR	B	6,246,500	6,268,300
(c) Legislative audit bureau	GPR	B	6,290,400	6,299,900
(d) Legislative fiscal bureau	GPR	B	3,942,800	3,958,800
(e) Joint legislative council; execution of functions, conduct of research, development of studies, and the provision of assistance to committees	GPR	B	3,984,500	3,990,800

STATUTE, AGENCY AND PURPOSE		SOURCE	TYPE	2013–2014	2014–2015
(ec)	Joint legislative council; contractual studies	GPR	B	15,000	–0–
(em)	Legislative technology services bureau	GPR	B	4,230,300	4,235,800
(f)	Joint committee on legislative organization	GPR	B	–0–	–0–
(fa)	Membership in national associations	GPR	S	250,000	250,000
(g)	Gifts and grants to service agencies	PR	C	–0–	–0–
(ka)	Audit bureau reimbursable audits	PR–S	A	1,986,700	1,997,400
(m)	Federal aid	PR–F	C	–0–	–0–

(3) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	24,959,500	25,003,600
PROGRAM REVENUE	1,986,700	1,997,400
FEDERAL	(–0–)	(–0–)
OTHER	(–0–)	(–0–)
SERVICE	(1,986,700)	(1,997,400)
TOTAL–ALL SOURCES	26,946,200	27,001,000

(4) CAPITOL OFFICES RELOCATION

(a)	Capitol offices relocation costs	GPR	B	–0–	–0–

(4) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	–0–	–0–
TOTAL–ALL SOURCES	–0–	–0–

20.765 DEPARTMENT TOTALS

GENERAL PURPOSE REVENUE	73,065,700	73,113,800
PROGRAM REVENUE	1,986,700	1,997,400
FEDERAL	(–0–)	(–0–)
OTHER	(–0–)	(–0–)
SERVICE	(1,986,700)	(1,997,400)
TOTAL–ALL SOURCES	75,052,400	75,111,200

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
FUNCTIONAL AREA TOTALS				
GENERAL PURPOSE REVENUE			73,065,700	73,113,800
PROGRAM REVENUE			1,986,700	1,997,400
FEDERAL			(–0–)	(–0–)
OTHER			(–0–)	(–0–)
SERVICE			(1,986,700)	(1,997,400)
SEGREGATED REVENUE			–0–	–0–
FEDERAL			(–0–)	(–0–)
OTHER			(–0–)	(–0–)
SERVICE			(–0–)	(–0–)
LOCAL			(–0–)	(–0–)
TOTAL–ALL SOURCES			75,052,400	75,111,200

General Appropriations

20.835 Shared Revenue and Tax Relief

(1) SHARED REVENUE PAYMENTS

(c)	Expenditure restraint program account	GPR	S	58,145,700	58,145,700
(db)	County and municipal aid account	GPR	S	694,825,700	695,075,700
(dm)	Public utility distribution account	GPR	S	67,062,000	69,075,000
(e)	State aid; tax exempt property	GPR	S	81,654,000	82,164,000
(q)	County and municipal aid account; wireless 911 fund	SEG	A	–0–	–0–
(r)	County and municipal aid account; police and fire protection fund	SEG	C	53,250,000	53,000,000

(1) PROGRAM TOTALS		
GENERAL PURPOSE REVENUE	901,687,400	904,460,400
SEGREGATED REVENUE	53,250,000	53,000,000
OTHER	(53,250,000)	(53,000,000)
TOTAL–ALL SOURCES	954,937,400	957,460,400

(2) TAX RELIEF

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(b)	Claim of right credit	GPR	S	170,000	170,000
(bb)	Jobs tax credit	GPR	C	17,000,000	17,000,000
(bc)	Woody biomass harvesting and processing credit	GPR	S	300,000	300,000
(bd)	Meat processing facility investment credit	GPR	S	700,000	700,000
(be)	Food processing plant and food warehouse investment credit	GPR	S	700,000	700,000
(bL)	Film production company investment credit	GPR	S	100,000	100,000
(bm)	Film production services credit	GPR	S	400,000	400,000
(bn)	Dairy manufacturing facility investment credit	GPR	C	700,000	525,000
(bp)	Dairy manufacturing facility investment credit; dairy cooperatives	GPR	C	700,000	700,000
(br)	Interest payments on overassessments of manufacturing property	GPR	S	10,000	10,000
(c)	Homestead tax credit	GPR	S	131,700,000	131,100,000
(ci)	Development zones investment credit	GPR	S	–0–	–0–
(cL)	Development zones location credit	GPR	S	–0–	–0–
(cm)	Development zones jobs credit	GPR	S	–0–	–0–

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(cn)	Development zones sales tax credit	GPR	S	–0–	–0–
(co)	Enterprise zone jobs credit	GPR	S	44,400,000	51,200,000
(dm)	Farmland preservation credit	GPR	S	1,125,000	900,000
(dn)	Farmland tax relief credit	GPR	S	–0–	–0–
(do)	Farmland preservation credit, 2010 and beyond	GPR	A	25,304,300	25,304,300
(em)	Veterans and surviving spouses property tax credit	GPR	S	24,040,000	34,840,000
(en)	Beginning farmer and farm asset owner tax credit	GPR	S	50,000	50,000
(ep)	Cigarette and tobacco product tax refunds	GPR	S	35,100,000	34,400,000
(f)	Earned income tax credit	GPR	S	36,346,800	38,526,800
(ka)	Farmland tax relief credit; Indian gaming receipts	PR–S	C	–0–	–0–
(kf)	Earned income tax credit; temporary assistance for needy families	PR–S	A	70,664,200	70,664,200
(q)	Farmland tax relief credit	SEG	S	–0–	–0–

(2) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	318,846,100	336,926,100
PROGRAM REVENUE	70,664,200	70,664,200
SERVICE	(70,664,200)	(70,664,200)
SEGREGATED REVENUE	–0–	–0–
OTHER	(–0–)	(–0–)
TOTAL–ALL SOURCES	389,510,300	407,590,300

(3) STATE PROPERTY TAX CREDITS

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
(b)	School levy tax credit and first dollar credit	GPR	S	897,400,000	897,400,000
(q)	Lottery and gaming credit	SEG	S	149,849,700	142,900,100
(s)	Lottery and gaming credit; late applications	SEG	S	198,300	198,300
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			897,400,000	897,400,000
	SEGREGATED REVENUE			150,048,000	143,098,400
	OTHER			(150,048,000)	(143,098,400)
	TOTAL–ALL SOURCES			1,047,448,000	1,040,498,400
(4)	COUNTY AND LOCAL TAXES				
(g)	County taxes	PR	C	–0–	–0–
(gb)	Special district taxes	PR	C	–0–	–0–
(gd)	Premier resort area tax	PR	C	–0–	–0–
(ge)	Local professional football stadium district taxes	PR	C	–0–	–0–
(gg)	Local taxes	PR	C	–0–	–0–
	(4) PROGRAM TOTALS				
	PROGRAM REVENUE			–0–	–0–
	OTHER			(–0–)	(–0–)
	TOTAL–ALL SOURCES			–0–	–0–
(5)	PAYMENTS IN LIEU OF TAXES				
(a)	Payments for municipal services	GPR	A	18,584,200	18,584,200
	(5) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			18,584,200	18,584,200
	TOTAL–ALL SOURCES			18,584,200	18,584,200
	20.835 DEPARTMENT TOTALS				
	GENERAL PURPOSE REVENUE			2,136,517,700	2,157,370,700
	PROGRAM REVENUE			70,664,200	70,664,200
	OTHER			(–0–)	(–0–)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
SERVICE			(70,664,200)	(70,664,200)
SEGREGATED REVENUE			203,298,000	196,098,400
OTHER			(203,298,000)	(196,098,400)
TOTAL–ALL SOURCES			2,410,479,900	2,424,133,300

20.855 Miscellaneous Appropriations

(1) CASH MANAGEMENT EXPENSES; INTEREST AND PRINCIPAL REPAYMENT

(a)	Obligation on operating notes	GPR	S	5,000,000	5,000,000
(b)	Operating note expenses	GPR	S	150,000	150,000
(bm)	Payment of canceled drafts	GPR	S	1,500,000	1,500,000
(c)	Interest payments to program revenue accounts	GPR	S	–0–	–0–
(d)	Interest payments to segregated funds	GPR	S	1,893,000	2,234,500
(dm)	Interest reimbursements to federal government	GPR	S	–0–	–0–
(e)	Interest on prorated local government payments	GPR	S	–0–	–0–
(f)	Payment of fees to financial institutions	GPR	S	–0–	–0–
(gm)	Payment of canceled drafts; program revenues	PR	S	–0–	–0–
(q)	Redemption of operating notes	SEG	S	–0–	–0–
(r)	Interest payments to general fund	SEG	S	–0–	–0–
(rm)	Payment of canceled drafts; segregated revenues	SEG	S	–0–	–0–

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			8,543,000	8,884,500
PROGRAM REVENUE			–0–	–0–
OTHER			(–0–)	(–0–)
SEGREGATED REVENUE			–0–	–0–
OTHER			(–0–)	(–0–)
TOTAL–ALL SOURCES			8,543,000	8,884,500
(3) CAPITOL RENOVATION EXPENSES				
(b) Capitol restoration and relocation planning	GPR	B	–0–	–0–
(c) Historically significant furnishings	GPR	B	–0–	–0–
(3) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			–0–	–0–
TOTAL–ALL SOURCES			–0–	–0–
(4) TAX, ASSISTANCE AND TRANSFER PAYMENTS				
(a) Interest on overpayment of taxes	GPR	S	2,500,000	2,500,000
(am) Great Lakes protection fund contribution	GPR	C	–0–	–0–
(be) Study of engineering	GPR	A	–0–	–0–
(bm) Oil pipeline terminal tax distribution	GPR	S	1,219,000	1,206,000
(c) Minnesota income tax reciprocity	GPR	S	–0–	–0–
(ca) Minnesota income tax reciprocity bench mark	GPR	A	–0–	–0–
(cm) Illinois income tax reciprocity	GPR	S	73,581,000	76,322,000
(cn) Illinois income tax reciprocity bench mark	GPR	A	–0–	–0–

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(co)	Illinois income tax reciprocity, 1998 and 1999	GPR	A	–0–	–0–
(e)	Transfer to conservation fund; land acquisition reimbursement	GPR	S	16,500	16,500
(f)	Transfer to environmental fund; nonpoint sources	GPR	A	11,143,600	11,143,600
(fc)	Aids for certain local purchases and projects	GPR	A	–0–	–0–
(fm)	Transfer to transportation fund; hub facility exemptions	GPR	S	380,500	380,500
(gd)	American Red Cross, Badger Chapter	PR	C	–0–	–0–
(ge)	Feeding America; Second Harvest food banks	PR	C	–0–	–0–
(q)	Terminal tax distribution	SEG	S	1,921,000	1,906,000
(r)	Petroleum allowance	SEG	S	600,000	600,000
(s)	Transfer to conservation fund; motorboat formula	SEG	S	13,081,500	13,134,400
(t)	Transfer to conservation fund; snowmobile formula	SEG	S	4,478,100	4,782,100
(u)	Transfer to conservation fund; all–terrain vehicle formula	SEG	S	1,828,900	1,815,200
(v)	Transfer to conservation fund; utility terrain vehicle formula	SEG	S	64,100	64,100

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
(w) Transfer to transportation fund; petroleum inspection fund	SEG	A	6,258,500	6,258,500
(wc) Petroleum inspection fund supplement to environmental fund; environmental repair and well compensation	SEG	A	985,000	985,000
(we) Petroleum inspection fund supplement to environmental fund; groundwater management	SEG	A	719,800	719,800
(4) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			88,840,600	91,568,600
PROGRAM REVENUE			–0–	–0–
OTHER			(–0–)	(–0–)
SEGREGATED REVENUE			29,936,900	30,265,100
OTHER			(29,936,900)	(30,265,100)
TOTAL–ALL SOURCES			118,777,500	121,833,700
(5) STATE HOUSING AUTHORITY RESERVE FUND				
(a) Enhancement of credit of authority debt	GPR	A	–0–	–0–
(5) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			–0–	–0–
TOTAL–ALL SOURCES			–0–	–0–
(6) MISCELLANEOUS RECEIPTS				
(g) Gifts and grants	PR	C	–0–	–0–
(h) Vehicle and aircraft receipts	PR	A	–0–	–0–
(i) Miscellaneous program revenue	PR	A	–0–	–0–
(j) Custody accounts	PR	C	–0–	–0–

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
(k) Aids to individuals and organizations	PR–S	C	–0–	–0–
(ka) Local assistance	PR–S	C	–0–	–0–
(m) Federal aid	PR–F	C	–0–	–0–
(pz) Indirect cost reimbursements	PR–F	C	–0–	–0–
(6) PROGRAM TOTALS				
PROGRAM REVENUE			–0–	–0–
FEDERAL			(–0–)	(–0–)
OTHER			(–0–)	(–0–)
SERVICE			(–0–)	(–0–)
TOTAL–ALL SOURCES			–0–	–0–
(8) MARQUETTE UNIVERSITY				
(a) Dental clinic and education facility; principal repayment, interest and rebates	GPR	S	1,816,300	1,770,300
(8) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			1,816,300	1,770,300
TOTAL–ALL SOURCES			1,816,300	1,770,300
(9) STATE CAPITOL RENOVATION AND RESTORATION				
(a) South wing renovation and restoration	GPR	C	–0–	–0–
(9) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			–0–	–0–
TOTAL–ALL SOURCES			–0–	–0–
20.855 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			99,199,900	102,223,400
PROGRAM REVENUE			–0–	–0–
FEDERAL			(–0–)	(–0–)
OTHER			(–0–)	(–0–)
SERVICE			(–0–)	(–0–)
SEGREGATED REVENUE			29,936,900	30,265,100
OTHER			(29,936,900)	(30,265,100)

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
TOTAL–ALL SOURCES			129,136,800	132,488,500
20.865 Program Supplements				
(1) EMPLOYEE COMPENSATION AND SUPPORT				
(a) Judgments and legal expenses	GPR	S	–0–	–0–
(c) Compensation and related adjustments	GPR	S	–0–	–0–
(d) Employer fringe benefit costs	GPR	S	–0–	–0–
(e) Additional biweekly payroll	GPR	A	–0–	–0–
(em) Financial and procurement services	GPR	A	–0–	–0–
(fm) Risk management	GPR	A	–0–	–0–
(fn) Physically handicapped supplements	GPR	A	5,800	5,800
(g) Judgments and legal expenses; program revenues	PR	S	–0–	–0–
(i) Compensation and related adjustments; program revenues	PR	S	–0–	–0–
(j) Employer fringe benefit costs; program revenues	PR	S	–0–	–0–
(jm) Additional biweekly payroll; nonfederal program revenues	PR	S	–0–	–0–
(js) Financial and procurement services; program revenues	PR	S	–0–	–0–
(kr) Risk management; program revenues	PR	S	–0–	–0–

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(Ln)	Physically handicapped supplements; program revenues	PR	S	–0–	–0–
(m)	Additional biweekly payroll; federal program revenues	PR–F	S	–0–	–0–
(q)	Judgments and legal expenses; segregated revenues	SEG	S	–0–	–0–
(s)	Compensation and related adjustments; segregated revenues	SEG	S	–0–	–0–
(t)	Employer fringe benefit costs; segregated revenues	SEG	S	–0–	–0–
(tm)	Additional biweekly payroll; nonfederal segregated revenues	SEG	S	–0–	–0–
(ts)	Financial and procurement services; segregated revenues	SEG	S	–0–	–0–
(ur)	Risk management; segregated revenues	SEG	S	–0–	–0–
(vn)	Physically handicapped supplements; segregated revenues	SEG	S	–0–	–0–
(x)	Additional biweekly payroll; federal segregated revenues	SEG–F	S	–0–	–0–

(1) PROGRAM TOTALS

GENERAL PURPOSE REVENUE	5,800	5,800
PROGRAM REVENUE	–0–	–0–
FEDERAL	(–0–)	(–0–)
OTHER	(–0–)	(–0–)
SEGREGATED REVENUE	–0–	–0–
FEDERAL	(–0–)	(–0–)
OTHER	(–0–)	(–0–)

Statute, Agency and Purpose			Source	Type	2013–2014	2014–2015
		TOTAL–ALL SOURCES			5,800	5,800
(2)		STATE PROGRAMS AND FACILITIES				
	(a)	Private facility rental increases	GPR	A	–0–	–0–
	(ag)	State–owned office rent supplement	GPR	A	–0–	–0–
	(am)	Space management	GPR	A	–0–	–0–
	(d)	State deposit fund	GPR	S	–0–	–0–
	(e)	Maintenance of capitol and executive residence	GPR	A	4,508,900	4,508,900
	(eb)	Executive residence furnishings replacement	GPR	C	10,200	10,200
	(em)	Groundwater survey and analysis	GPR	A	182,500	182,500
	(g)	Private facility rental increases; program revenues	PR	S	–0–	–0–
	(gg)	State–owned office rent supplement; program revenues	PR	S	–0–	–0–
	(gm)	Space management; program revenues	PR	S	–0–	–0–
	(i)	Enterprise resource planning system; program revenues	PR	S	–0–	–0–
	(j)	State deposit fund; program revenues	PR	S	–0–	–0–
	(L)	Data processing and telecommunications study; program revenues	PR	S	–0–	–0–

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(q)	Private facility rental increases; segregated revenues	SEG	S	–0–	–0–
(qg)	State–owned office rent supplement; segregated revenues	SEG	S	–0–	–0–
(qm)	Space management; segregated revenues	SEG	S	–0–	–0–
(r)	Enterprise resource planning system; segregated revenues	SEG	S	–0–	–0–
(t)	State deposit fund; segregated revenues	SEG	S	–0–	–0–
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			4,701,600	4,701,600
	PROGRAM REVENUE			–0–	–0–
	OTHER			(–0–)	(–0–)
	SEGREGATED REVENUE			–0–	–0–
	OTHER			(–0–)	(–0–)
	TOTAL–ALL SOURCES			4,701,600	4,701,600
(3)	TAXES AND SPECIAL CHARGES				
(a)	Property taxes	GPR	S	–0–	–0–
(g)	Property taxes; program revenues	PR	S	–0–	–0–
(i)	Payments for municipal services; program revenues	PR	S	–0–	–0–
(q)	Property taxes; segregated revenues	SEG	S	–0–	–0–
(s)	Payments for municipal services; segregated revenues	SEG	S	–0–	–0–
	(3) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			–0–	–0–

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
PROGRAM REVENUE			–0–	–0–
OTHER			(–0–)	(–0–)
SEGREGATED REVENUE			–0–	–0–
OTHER			(–0–)	(–0–)
TOTAL–ALL SOURCES			–0–	–0–
(4) JOINT COMMITTEE ON FINANCE SUPPLEMENTAL APPROPRIATIONS				
(a) General purpose revenue funds				
general program supplementation	GPR	B	133,600	133,600
(g) Program revenue funds general				
program supplementation	PR	S	–0–	–0–
(k) Public assistance programs				
supplementation	PR–S	C	–0–	–0–
(m) Federal funds general program				
supplementation	PR–F	C	–0–	–0–
(u) Segregated funds general program				
supplementation	SEG	S	–0–	–0–
(4) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			133,600	133,600
PROGRAM REVENUE			–0–	–0–
FEDERAL			(–0–)	(–0–)
OTHER			(–0–)	(–0–)
SERVICE			(–0–)	(–0–)
SEGREGATED REVENUE			–0–	–0–
OTHER			(–0–)	(–0–)
TOTAL–ALL SOURCES			133,600	133,600
(8) SUPPLEMENTATION OF PROGRAM REVENUE AND PROGRAM REVENUE–SERVICE APPROPRIATIONS				
(g) Supplementation of program				
revenue and program				
revenue–service appropriations	PR	S	–0–	–0–
(8) PROGRAM TOTALS				
PROGRAM REVENUE			–0–	–0–

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
OTHER			(–0–)	(–0–)
TOTAL–ALL SOURCES			–0–	–0–
20.865 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			4,841,000	4,841,000
PROGRAM REVENUE			–0–	–0–
FEDERAL			(–0–)	(–0–)
OTHER			(–0–)	(–0–)
SERVICE			(–0–)	(–0–)
SEGREGATED REVENUE			–0–	–0–
FEDERAL			(–0–)	(–0–)
OTHER			(–0–)	(–0–)
TOTAL–ALL SOURCES			4,841,000	4,841,000
20.866 Public Debt				
(1) BOND SECURITY AND REDEMPTION FUND				
(u) Principal repayment and interest	SEG	S	–0–	–0–
(1) PROGRAM TOTALS				
SEGREGATED REVENUE			–0–	–0–
OTHER			(–0–)	(–0–)
TOTAL–ALL SOURCES			–0–	–0–
20.866 DEPARTMENT TOTALS				
SEGREGATED REVENUE			–0–	–0–
OTHER			(–0–)	(–0–)
TOTAL–ALL SOURCES			–0–	–0–
20.867 Building Commission				
(1) STATE OFFICE BUILDINGS				
(a) Principal repayment and interest; housing of state agencies	GPR	S	–0–	–0–
(b) Principal repayment and interest; capitol and executive residence	GPR	S	14,926,600	14,901,800
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			14,926,600	14,901,800
TOTAL–ALL SOURCES			14,926,600	14,901,800

	STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
(2)	ALL STATE–OWNED FACILITIES				
(b)	Asbestos removal	GPR	A	–0–	–0–
(c)	Hazardous materials removal	GPR	A	–0–	–0–
(f)	Facilities preventive maintenance	GPR	A	–0–	–0–
(q)	Building trust fund	SEG	C	–0–	–0–
(r)	Planning and design	SEG	C	–0–	–0–
(u)	Aids for buildings	SEG	C	–0–	–0–
(v)	Building program funding contingency	SEG	C	–0–	–0–
(w)	Building program funding	SEG	C	–0–	–0–
	(2) PROGRAM TOTALS				
	GENERAL PURPOSE REVENUE			–0–	–0–
	SEGREGATED REVENUE			–0–	–0–
	OTHER			(–0–)	(–0–)
	TOTAL–ALL SOURCES			–0–	–0–
(3)	STATE BUILDING PROGRAM				
(a)	Principal repayment and interest	GPR	S	20,116,200	36,084,100
(b)	Principal repayment and interest	GPR	S	2,261,800	1,803,800
(bb)	Principal repayment, interest and rebates; AIDS Network, Inc.	GPR	S	24,500	24,500
(bc)	Principal repayment, interest and rebates; Grand Opera House in Oshkosh	GPR	S	32,300	35,100

Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(bd) Principal repayment, interest and rebates; Aldo Leopold climate change classroom and interactive laboratory	GPR	S	38,400	38,400
(be) Principal repayment, interest and rebates; Bradley Center Sports and Entertainment Corporation	GPR	S	385,600	388,700
(bf) Principal repayment, interest and rebates; AIDS Resource Center of Wisconsin, Inc.	GPR	S	65,300	65,300
(bg) Principal repayment, interest, and rebates; Madison Children's Museum	GPR	S	20,400	20,400
(bh) Principal repayment, interest, and rebates; Myrick Hixon EcoPark, Inc.	GPR	S	41,500	41,500
(bi) Principal repayment, interest, and rebates; Marshfield Clinic	GPR	S	–0–	–0–
(bj) Principal repayment, interest and rebates: Lac du Flambeau Indian Tribal Cultural Center	GPR	S	10,100	20,100
(bm) Principal repayment, interest, and rebates; HR Academy, Inc.	GPR	S	140,100	139,000
(bn) Principal repayment, interest and rebates; Hmong cultural centers	GPR	S	22,400	22,200

	Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(bp)	Principal repayment, interest and rebates	GPR	S	22,100	22,100
(bq)	Principal repayment, interest and rebates; children's research institute	GPR	S	1,041,400	1,085,400
(br)	Principal repayment, interest and rebates	GPR	S	104,300	102,600
(bu)	Principal repayment, interest and rebates; Civil War exhibit at the Kenosha Public Museums	GPR	S	44,300	44,300
(bv)	Principal repayment, interest, and rebates; Bond Health Center	GPR	S	23,200	23,200
(d)	Interest rebates on obligation proceeds; general fund	GPR	S	–0–	–0–
(e)	Principal repayment, interest and rebates; parking ramp	GPR	S	–0–	–0–
(g)	Principal repayment, interest and rebates; program revenues	PR	S	–0–	–0–
(h)	Principal repayment, interest, and rebates	PR	S	–0–	–0–
(i)	Principal repayment, interest and rebates; capital equipment	PR	S	–0–	–0–
(k)	Interest rebates on obligation proceeds; program revenues	PR–S	C	–0–	–0–

Statute, Agency and Purpose	Source	Type	2013–2014	2014–2015
(kd) Energy conservation construction projects; principal repayment, interest and rebates	PR–S	C	2,337,600	4,536,200
(km) Aquaculture demonstration facility; principal repayment and interest	PR–S	S	262,600	263,100
(q) Principal repayment and interest; segregated revenues	SEG	S	–0–	–0–
(r) Interest rebates on obligation proceeds; conservation fund	SEG	S	–0–	–0–
(s) Interest rebates on obligation proceeds; transportation fund	SEG	S	–0–	–0–
(t) Interest rebates on obligation proceeds; veterans trust fund	SEG	S	–0–	–0–
(w) Bonding services	SEG	S	1,024,200	1,024,200
(3) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			24,393,900	39,960,700
PROGRAM REVENUE			2,600,200	4,799,300
OTHER			(–0–)	(–0–)
SERVICE			(2,600,200)	(4,799,300)
SEGREGATED REVENUE			1,024,200	1,024,200
OTHER			(1,024,200)	(1,024,200)
TOTAL–ALL SOURCES			28,018,300	45,784,200
(4) CAPITAL IMPROVEMENT FUND INTEREST EARNINGS				
(q) Funding in lieu of borrowing	SEG	C	–0–	–0–
(r) Interest on veterans obligations	SEG	C	–0–	–0–
(4) PROGRAM TOTALS				
SEGREGATED REVENUE			–0–	–0–
OTHER			(–0–)	(–0–)
TOTAL–ALL SOURCES			–0–	–0–

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
(5) SERVICES TO NONSTATE GOVERNMENTAL UNITS				
(g) Financial consulting services	PR	C	–0–	–0–
(5) PROGRAM TOTALS				
PROGRAM REVENUE			–0–	–0–
OTHER			(–0–)	(–0–)
TOTAL–ALL SOURCES			–0–	–0–
20.867 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			39,320,500	54,862,500
PROGRAM REVENUE			2,600,200	4,799,300
OTHER			(–0–)	(–0–)
SERVICE			(2,600,200)	(4,799,300)
SEGREGATED REVENUE			1,024,200	1,024,200
OTHER			(1,024,200)	(1,024,200)
TOTAL–ALL SOURCES			42,944,900	60,686,000
20.875 Budget Stabilization Fund				
(1) TRANSFERS TO FUND				
(a) General fund transfer	GPR	S	–0–	–0–
(1) PROGRAM TOTALS				
GENERAL PURPOSE REVENUE			–0–	–0–
TOTAL–ALL SOURCES			–0–	–0–
(2) TRANSFERS FROM FUND				
(q) Budget stabilization fund transfer	SEG	A	–0–	–0–
(2) PROGRAM TOTALS				
SEGREGATED REVENUE			–0–	–0–
OTHER			(–0–)	(–0–)
TOTAL–ALL SOURCES			–0–	–0–
20.875 DEPARTMENT TOTALS				
GENERAL PURPOSE REVENUE			–0–	–0–
SEGREGATED REVENUE			–0–	–0–
OTHER			(–0–)	(–0–)
TOTAL–ALL SOURCES			–0–	–0–
General Appropriations FUNCTIONAL AREA TOTALS				
GENERAL PURPOSE REVENUE			2,279,879,100	2,319,297,600

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	2013–2014	2014–2015
PROGRAM REVENUE			73,264,400	75,463,500
FEDERAL			(–0–)	(–0–)
OTHER			(–0–)	(–0–)
SERVICE			(73,264,400)	(75,463,500)
SEGREGATED REVENUE			234,259,100	227,387,700
FEDERAL			(–0–)	(–0–)
OTHER			(234,259,100)	(227,387,700)
SERVICE			(–0–)	(–0–)
LOCAL			(–0–)	(–0–)
TOTAL–ALL SOURCES			2,587,402,600	2,622,148,800
STATE TOTALS			33,652,093,800	34,346,568,800
GENERAL PURPOSE REVENUE			14,978,420,900	15,507,819,500
PROGRAM REVENUE			13,726,245,100	14,009,444,600
FEDERAL			(8,764,609,400)	(9,018,125,100)
OTHER			(4,126,413,800)	(4,158,037,000)
SERVICE			(835,221,900)	(833,282,500)
SEGREGATED REVENUE			4,947,427,800	4,829,304,700
FEDERAL			(898,633,600)	(897,731,300)
OTHER			(3,700,673,000)	(3,583,427,900)
SERVICE			(240,509,400)	(240,509,400)
LOCAL			(107,611,800)	(107,636,100)

SECTION 201. 20.115 (1) (gc) of the statutes is created to read:

20.115 **(1)** (gc) *Testing of petroleum products.* All moneys received from fees collected under s. 93.06 (1pm) for the testing of petroleum products under s. 93.06 (1pm).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 202. 20.115 (1) (t) of the statutes is created to read:

20.115 **(1)** (t) *Petroleum products; petroleum inspection fund.* From the petroleum inspection fund, the amounts in the schedule for the purposes of ch. 168.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 203. 20.115 (4) (dm) of the statutes is created to read:

20.115 **(4)** (dm) *Dairy processing plant grant program.* The amounts in the schedule for promoting the growth of the dairy industry by providing grants to persons operating processing plants, as defined in s. 97.20 (1) (h).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 204. 20.115 (4) (s) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 205. 20.165 (1) (hg) of the statutes is amended to read:

20.165 **(1)** (hg) *General program operations; medical examining board; prescription drug monitoring program.* Biennially, the amounts in the schedule for the licensing, rule–making, and regulatory functions of the medical examining board and the affiliated credentialing boards attached to the medical examining board, except for preparing, administering, and grading examinations; and for the pharmacy examining board's operation of the prescription drug monitoring program under s. 450.19. Ninety percent of all moneys received for issuing and renewing credentials under ch. 448 shall be credited to this appropriation.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 206. 20.165 (2) (a) of the statutes is amended to read:

20.165 **(2)** (a) *General program operations.* The amounts in the schedule for general program operations relating to the regulation of industry, buildings, and safety under chs. 101, 107, and 145~~, and 168~~ and ss. 167.10 and 167.27.

SECTION 207. 20.165 (2) (dm) of the statutes is renumbered 20.115 (1) (c) and amended to read:

20.115 **(1)** (c) ~~*Storage*~~ *Petroleum products; storage tank inventory.* The amounts in the schedule to conduct an inventory of aboveground petroleum product storage

tanks and unused underground petroleum product storage tanks under s. ~~101.142~~ 168.28.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 208. 20.165 (2) (ga) of the statutes is amended to read:

20.165 **(2)** (ga) ~~*Auxiliary services*~~ *Publications and seminars*. All moneys received from fees collected under s. 101.02 (18) ~~and (18m)~~ for the delivery of ~~services~~ publications and seminars under s. 101.02 (18) ~~and (18m)~~.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 209. 20.165 (2) (j) of the statutes is amended to read:

20.165 **(2)** (j) *Safety and building operations*. The amounts in the schedule for the purposes of chs. 101~~,~~ and 145~~, and 168~~ and ss. 167.35, 236.12 (2) (a), 236.13 (1) (d) and (2m), and 236.335, for the purpose of transferring the amounts in the schedule under par. (kg) to the appropriation account under par. (kg), and for the purpose of transferring the amounts in the schedule under par. (km) to the appropriation account under par. (km). All moneys received under ch. 145, ss. 101.178, 101.19, 101.63 (9), 101.654 (3), 101.73 (12), 101.82 (4), 101.955 (2), 101.973 (7), 167.35 (2) (f), and 236.12 (7) and all moneys transferred under 2005 Wisconsin Act 45, section 76 (6), shall be credited to this appropriation.

SECTION 210. 20.165 (2) (Lm) of the statutes is renumbered 20.370 (2) (ej) and amended to read:

20.370 **(2)** (ej) *Petroleum storage remedial action fees*. The amounts in the schedule for the administration of ~~ss. 101.143 and 101.144~~ s. 292.63. All moneys received under s. ~~101.143~~ 292.63 (2) (L) shall be credited to this appropriation account.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 211. 20.165 (2) (ma) of the statutes is amended to read:

20.165 **(2)** (ma) *Federal aid–program administration.* All moneys received from the federal government, as authorized by the governor under s. 16.54, to fund the state's administrative costs for general program operations relating to the regulation of industry, buildings and safety under chs. 101, 107, and 145 ~~and 168~~ and ss. 32.19 to 32.27, 167.10, and 167.27.

SECTION 212. 20.165 (2) (pz) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 213. 20.165 (2) (r) of the statutes is amended to read:

20.165 **(2)** (r) *Safety and building operations; petroleum inspection fund.* From the petroleum inspection fund, the amounts in the schedule for the purposes of ~~ch. 168 and ss. 101.09, 101.142, and 101.1435~~ plan reviews relating to flammable or combustible liquids or federally regulated hazardous substances.

****NOTE: This is reconciled s. 20.165 (2) (r). This SECTION has been affected by drafts with the following LRB numbers: LRB–0387 and LRB–1092.

SECTION 214. 20.165 (2) (s) of the statutes is renumbered 20.370 (2) (er) and amended to read:

20.370 **(2)** (er) *Petroleum inspection fund — revenue obligation proceeds.* As a continuing appropriation, all proceeds from revenue obligations that are issued under subch. II or IV of ch. 18, authorized under s. ~~101.143~~ 292.63 (9m) and deposited in a fund in the state treasury created under s. 18.57 (1), to provide for reserves and for expenses of issuance and management of the revenue obligations, and the remainder to be transferred to the petroleum inspection fund for the purposes of the petroleum storage remedial action program under s. ~~101.143~~ 292.63. Estimated

disbursements under this paragraph shall not be included in the schedule under s. 20.005.

SECTION 215. 20.165 (2) (sm) of the statutes is renumbered 20.505 (1) (sa) and amended to read:

20.505 **(1)** (sa) *Diesel truck idling reduction grants.* From the petroleum inspection fund, the amounts in the schedule for diesel truck idling reduction grants under s. ~~101.45~~ 16.956. No funds may be encumbered under this paragraph after June 30, 2015.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 216. 20.165 (2) (sn) of the statutes is renumbered 20.505 (1) (s) and amended to read:

20.505 **(1)** (s) *Diesel truck idling reduction grant administration.* From the petroleum inspection fund, the amounts in the schedule for administering the Diesel Truck Idling Reduction Grant Program under s. ~~101.45~~ 16.956. No funds may be encumbered under this paragraph after December 31, 2016.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 217. 20.165 (2) (t) of the statutes is renumbered 20.370 (2) (es) and amended to read:

20.370 **(2)** (es) *Petroleum inspection fund — revenue obligation repayment.* From the petroleum inspection fund, a sum sufficient to repay the fund in the state treasury created under s. 18.57 (1), or the separate and distinct fund outside the state treasury under s. 18.562 (3), the amount needed to retire revenue obligations issued under subch. II or IV of ch. 18, as authorized under s. ~~101.143~~ 292.63 (9m), and to

make payments under an agreement or ancillary arrangement entered into under s. 18.55 (6) with respect to revenue obligations issued under s. ~~101.143~~ 292.63 (9m).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 218. 20.165 (2) (u) of the statutes is renumbered 20.370 (2) (et) and amended to read:

20.370 **(2)** (et) *Revenue obligation debt service — petroleum inspection fund.* From the fund in the state treasury created under s. 18.57 (1), all moneys received by the fund for the purpose of the retirement of revenue obligations, providing for reserves and for operations relating to the management and retirement of revenue obligations issued under subch. II or IV of ch. 18, as authorized under s. ~~101.143~~ 292.63 (9m), and to make payments under an agreement or ancillary arrangement entered into under s. 18.55 (6) with respect to revenue obligations issued under s. ~~101.143~~ 292.63 (9m). All moneys received by the fund are irrevocably appropriated in accordance with subch. II of ch. 18 and further established in resolutions authorizing the issuance of the revenue obligations and setting forth the distribution of funds to be received thereafter. Estimated disbursements under this paragraph shall not be included in the schedule under s. 20.005.

SECTION 219. 20.165 (2) (v) of the statutes is renumbered 20.370 (2) (eu) and amended to read:

20.370 **(2)** (eu) *Petroleum storage environmental remedial action; awards.* Biennially, from the petroleum inspection fund, the amounts in the schedule to pay awards under s. ~~101.143~~ 292.63, legal costs incurred under s. ~~101.143~~ 292.63 (7m), amounts to reduce principal of outstanding revenue obligations issued pursuant to s. ~~101.143~~ 292.63 (9m) and, if the department promulgates rules under s. ~~101.143~~

292.63 (2) (i) 1., to purchase, or provide funding to purchase, insurance described in s. ~~101.143~~ 292.63 (2) (i) 2.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 220. 20.165 (2) (vb) of the statutes is renumbered 20.370 (2) (ev) and amended to read:

20.370 **(2)** (ev) *Petroleum storage environmental remedial action revenue bonding; awards.* From the petroleum inspection fund, a sum sufficient not to exceed the net proceeds of special fund obligations issued pursuant to s. ~~101.143~~ 292.63 (9m) to pay awards under s. ~~101.143~~ 292.63 (4) and legal costs incurred under s. ~~101.143~~ 292.63 (7m). Estimated disbursements under this paragraph shall not be included in the schedule under s. 20.005.

SECTION 221. 20.165 (2) (vm) of the statutes is renumbered 20.370 (2) (ew) and amended to read:

20.370 **(2)** (ew) *Removal of underground petroleum storage tanks.* From the petroleum inspection fund, the amounts in the schedule for the removal of abandoned underground petroleum storage tanks under s. ~~101.1435~~ 292.64.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 222. 20.165 (2) (w) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 223. 20.235 (1) (d) of the statutes is amended to read:

20.235 **(1)** (d) *Dental education contract.* The amounts in the schedule for support of those Wisconsin residents enrolled as full–time students in the pursuit of a doctor of dental surgery (D.D.S.) degree. An amount of $8,753 in each fiscal year shall be disbursed under s. 39.46 for each Wisconsin resident enrolled as a full–time

student. The maximum number of Wisconsin residents to be funded under this appropriation is ~~145 in the 2003–04 fiscal year and 160 in the 2004–05~~ 200 in the 2013–14 fiscal year and thereafter.

SECTION 224. 20.235 (1) (fe) of the statutes is amended to read:

20.235 **(1)** (fe) *Wisconsin higher education grants; University of Wisconsin System students.* A sum sufficient equal to $58,345,400 in the ~~2011–12~~ 2013–14 fiscal year, equal to $58,345,400 in the ~~2012–13~~ 2014–15 fiscal year, and equal to the amount calculated under s. 39.435 (7) for the Wisconsin higher education grant program under s. 39.435 for University of Wisconsin System students, except for grants awarded under s. 39.435 (2) or (5), thereafter. Notwithstanding s. 20.002 (1), the higher educational aids board may transfer moneys under this paragraph between fiscal years.

****NOTE: This is reconciled s. 20.235 (1) (fe). This SECTION has been affected by drafts with the following LRB numbers: LRB–0024 and LRB–1161.

SECTION 225. 20.250 (1) (a) of the statutes is amended to read:

20.250 **(1)** (a) ~~*General program operations*~~ *Medical student tuition assistance*. The amounts in the schedule for medical education, teaching, and research ~~as provided~~ under s. 39.155.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 226. 20.255 (1) (e) of the statutes is amended to read:

20.255 **(1)** (e) *Student information system.* ~~Biennially~~ As a continuing appropriation, the amounts in the schedule for the student information system under s. 115.28 (12).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 227. 20.255 (1) (ee) of the statutes is created to read:

20.255 **(1)** (ee) *Educator effectiveness evaluation system.* The amounts in the schedule to implement the educator effectiveness evaluation system under s. 115.415.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 228. 20.255 (1) (ek) of the statutes is created to read:

20.255 **(1)** (ek) *Longitudinal data system.* The amounts in the schedule to develop and maintain the longitudinal data system of student information under s. 115.297 and the tools necessary to access the data for research and analysis purposes.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 229. 20.255 (1) (eL) of the statutes is created to read:

20.255 **(1)** (eL) *WISElearn.* The amounts in the schedule for WISElearn under s. 115.28 (27).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 230. 20.255 (1) (em) of the statutes is created to read:

20.255 **(1)** (em) *Academic and career planning.* As a continuing appropriation, the amounts in the schedule for implementing academic and career planning statewide under s. 115.28 (59).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 231. 20.255 (1) (ge) of the statutes is created to read:

20.255 **(1)** (ge) *Educator effectiveness evaluation system; fees.* All moneys received from fees under s. 115.415 (2) to be used for the educator effectiveness evaluation system developed under s. 115.415 (2).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 232. 20.255 (1) (he) of the statutes is created to read:

20.255 **(1)** (he) *Student information system; fees.* All moneys received from fees charged as authorized under s. 115.28 (12) (b) to be used for the student information system established under s. 115.28 (12) (a).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 233. 20.255 (1) (hj) of the statutes is amended to read:

20.255 **(1)** (hj) *General educational development and high school graduation equivalency.* ~~The amounts in the schedule~~ All moneys received from fees imposed under s. 115.29 (4) (b) for the administrative costs of issuing general educational development certificates and declarations of equivalency of high school graduation under s. 115.29 (4). ~~All moneys received from fees imposed under s. 115.29 (4) (b) shall be credited to this appropriation.~~

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 234. 20.255 (1) (i) of the statutes is amended to read:

20.255 **(1)** (i) *Publications.* ~~The amounts in the schedule for the publication of materials under subch. II of ch. 115.~~ All moneys received from the sale of publications authorized by subch. II of ch. 115 ~~shall be credited to this appropriation~~ for the costs of producing those publications.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 235. 20.255 (1) (j) of the statutes is amended to read:

20.255 **(1)** (j) *Milwaukee Parental Choice Program and the parental choice ~~programs in other~~ program for eligible school districts; financial audits.* All moneys received under ss. 118.60 (2) (a) 3. and 119.23 (2) (a) 3. to be used to evaluate the financial information submitted under s. 119.23 (7) (am) and (d) 2. and 3. by private

schools participating in the Milwaukee Parental Choice Program and under s. 118.60 (7) (am) and (d) 2. and 3. by private schools participating in the choice program under s. 118.60.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 236. 20.255 (1) (jm) of the statutes is amended to read:

20.255 **(1)** (jm) *Professional services center charges.* The amounts in the schedule to carry out the purposes for which the sale or use of services and inventory items are received. ~~All~~ Except as provided in par. (he), all moneys received from the sale or use of services and inventory items shall be credited to this appropriation.

SECTION 237. 20.255 (2) (ap) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 238. 20.255 (2) (az) of the statutes is created to read:

20.255 **(2)** (az) *Special Needs Scholarship Program.* A sum sufficient to pay the special needs scholarships under s. 115.7915.

SECTION 239. 20.255 (2) (cy) of the statutes is amended to read:

20.255 **(2)** (cy) *Aid for transportation; open enrollment, course options, and special needs scholarships.* The amounts in the schedule to reimburse parents for the costs of transportation of ~~open enrollment~~ pupils under ss. 115.7915, 118.51 (14) (b), and 118.52 (11) (b).

****NOTE: This is reconciled s. 20.255 (2) (cy). This SECTION has been affected by drafts with the following LRB numbers: LRB–1116/1 and LRB–1012/6.

SECTION 240. 20.255 (2) (da) of the statutes is created to read:

20.255 **(2)** (da) *School performance incentive program; grants for high performing schools.* The amounts in the schedule for grants to schools under 115.40 (1).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 241. 20.255 (2) (db) of the statutes is created to read:

20.255 **(2)** (db) *School performance incentive program; grants to schools that demonstrate improvement.* The amounts in the schedule for grants to schools under s. 115.40 (2).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 242. 20.255 (2) (dd) of the statutes is created to read:

20.255 **(2)** (dd) *School performance incentive program; grants for schools that fail to meet expectations.* The amounts in the schedule for grants to schools under s. 115.40 (3).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 243. 20.255 (2) (ek) of the statutes is created to read:

20.255 **(2)** (ek) *Educator effectiveness evaluation system; grants to school districts.* The amounts in the schedule for grants to school districts under s. 115.415 (4).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 244. 20.255 (2) (fm) of the statutes is amended to read:

20.255 **(2)** (fm) *Charter schools.* A sum sufficient to make the payments to charter schools ~~and to the unified school district~~ under s. 118.40 (2r) (e).

SECTION 245. 20.255 (2) (fv) of the statutes is amended to read:

20.255 **(2)** (fv) *Milwaukee Parental Choice Program and the parental choice ~~programs in other~~ program for eligible school districts; transfer pupils.* A sum sufficient to make the payments under ss. 118.60 (4r) and 119.23 (4r).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 246. 20.255 (2) (n) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 247. 20.255 (2) (p) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 248. 20.255 (3) (cm) of the statutes is created to read:

20.255 **(3)** (cm) *Teach for America.* Biennially, the amounts in the schedule for payments to Teach for America, Inc., under s. 115.28 (60).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 249. 20.285 (1) (e) of the statutes is created to read:

20.285 **(1)** (e) *Incentive grants.* Biennially, the amounts in the schedule for grants to institutions under s. 36.25 (52).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 250. 20.285 (1) (f) of the statutes is created to read:

20.285 **(1)** (f) *Translational imaging research.* Biennially, the amounts in the schedule for costs incurred by the University of Wisconsin Carbone Cancer Center that are specified in s. 36.25 (13w) (b).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 251. 20.285 (1) (qr) of the statutes is amended to read:

20.285 **(1)** (qr) *Discovery farm grants.* From the ~~agricultural chemical cleanup~~ agrichemical management fund, the amounts in the schedule for making grants under s. 36.25 (47).

SECTION 252. 20.285 (2) (j) of the statutes is amended to read:

20.285 **(2)** (j) Notwithstanding s. 20.001 (2) (c), annually, there shall lapse from the appropriation accounts under ss. 20.285 (1) (a), (gb), and (ge) an amount equal

to the amount spent during that fiscal year from the appropriation account under s. ~~20.455 (1) (b)~~ 20.505 (1) (d) for legal advice regarding public broadcasting by the University of Wisconsin System, as determined by the secretary of administration.

SECTION 253. 20.292 (1) (b) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 254. 20.292 (1) (c) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 255. 20.292 (1) (ce) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 256. 20.292 (1) (ch) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 257. 20.292 (1) (d) of the statutes is amended to read:

20.292 **(1)** (d) *State aid for technical colleges; statewide guide.* The amounts in the schedule for state aids for technical college districts and technical colleges, including area schools and programs established and maintained under the supervision of the board, under s. 38.28 (2) (b), (be), and (bm), and for production and distribution of the statewide guide under s. 38.04 (18). Of the amount in the schedule for each fiscal year not exceeding $50,000 may be spent by the board to match federal funds made available for technical education by any act of congress for the purposes set forth in such act and no more than $125,000 may be spent by the board to produce and distribute the statewide guide under s. 38.04 (18). If, in any fiscal year, actual program fees raised under s. 38.24 (1m) exceed board estimates, the increase shall be used to offset actual district aidable cost.

SECTION 258. 20.292 (1) (dc) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 259. 20.292 (1) (dd) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 260. 20.292 (1) (de) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 261. 20.292 (1) (dm) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 262. 20.292 (1) (e) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 263. 20.292 (1) (ef) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 264. 20.292 (1) (eg) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 265. 20.292 (1) (eh) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 266. 20.292 (1) (em) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 267. 20.292 (1) (f) of the statutes is created to read:

20.292 **(1)** (f) *Grants to district boards.* As a continuing appropriation, the amounts in the schedule for aids and grants to technical college districts under ss. 38.04 (13) (a), (20), (28), and (32) (a), 38.26, 38.27, 38.272, 38.28 (4), 38.29, 38.32, 38.33, 38.38, 38.40 (4m), and 38.41.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 268. 20.292 (1) (fc) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 269. 20.292 (1) (fg) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 270. 20.292 (1) (fm) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 271. 20.292 (1) (fp) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 272. 20.292 (2) (title) of the statutes is renumbered 20.165 (3) (title).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 273. 20.292 (2) (g) of the statutes is renumbered 20.165 (3) (g) and amended to read:

20.165 **(3)** (g) *Proprietary school programs.* The amounts in the schedule for the examination and approval of proprietary school programs. Ninety percent of all moneys received from the issuance of solicitor's permits under s. ~~38.50~~ 440.55 (8) and from the fees under s. ~~38.50~~ 440.55 (10) and all moneys received from the fees under s. ~~38.50~~ 440.55 (13) (d) shall be credited to this appropriation account.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 274. 20.292 (2) (gm) of the statutes is renumbered 20.165 (3) (gm) and amended to read:

20.165 **(3)** (gm) *Student protection.* All moneys received from fees received under s. ~~38.50~~ 440.55 (10) (c) 4., for the purpose of indemnifying students, parents, or sponsors under s. ~~38.50~~ 440.55 (10) (a) and for the purpose of preserving under s. ~~38.50~~ 440.55 (11) the students records of schools, as defined in s. ~~38.50~~ 440.55 (11) (a) 2., that have discontinued their operations.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 275. 20.292 (2) (i) of the statutes is renumbered 20.165 (3) (i) and amended to read:

20.165 **(3)** (i) *Closed schools; preservation of student records.* All moneys received from fees collected under s. ~~38.50~~ 440.55 (11) (d) to be used for the administrative costs of taking possession of, preserving, and providing copies of student records of schools, as defined in s. ~~38.50~~ 440.55 (11) (a) 2., that have discontinued their operations.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 276. 20.370 (1) (title) of the statutes is amended to read:

20.370 **(1)** (title) LAND AND FORESTRY.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 277. 20.370 (1) (es) of the statutes is amended to read:

20.370 **(1)** (es) *Parks — interpretive programs.* All moneys received from fees authorized under s. 27.01 (9) ~~(d)~~ (a) 4. for educational and interpretive programs in state parks to be used for costs associated with those programs.

SECTION 278. 20.370 (1) (hs) of the statutes is amended to read:

20.370 **(1)** (hs) *Chronic wasting disease management.* From the moneys received under ss. 29.181, 29.559 (1r), and 29.563 (13), except the moneys credited to the appropriation account under par. (hx), the amounts in the schedule for the management of, and testing for, chronic wasting disease under s. 29.063 (1).

SECTION 279. 20.370 (1) (hx) of the statutes is created to read:

20.370 **(1)** (hx) *Bonus deer permit fees; chronic wasting disease.* All moneys received to be credited to this appropriation account under s. 29.181 (3) for the management of, and testing for, chronic wasting disease under s. 29.063 (1).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 280. 20.370 (1) (Lv) of the statutes is created to read:

20.370 **(1)** (Lv) *Deer management assistance program.* All moneys received from fees collected by the department from participants in the deer management assistance program under s. 29.020 to be used for administering the deer management assistance program.

SECTION 281. 20.370 (1) (my) of the statutes is amended to read:

20.370 **(1)** (my) *General program operations — federal funds.* All moneys received as federal aid for land, forestry, and wildlife management, as authorized by the governor under s. 16.54 for the purposes for which received.

SECTION 282. 20.370 (2) (dh) of the statutes is amended to read:

20.370 **(2)** (dh) *Solid waste management — remediated property.* All moneys received under ss. 292.11 (7) (d) 2., 292.13 (3), 292.15 (5), 292.21 (1) (c) 1. d., 292.35 (13), 292.31 (7) (d), 292.55 (2), 292.57 (2), and 292.94 for the department's activities related to the issuance of determinations under s. 292.13 (2), remedial action cost recovery under s. 292.35, remediation of property under ss. 292.11 (7) (d), 292.15 (2), 292.55 (1), and 292.57, providing management and technical support for remedial action under 42 USC 9601 to 9675, and conducting reviews described in s. 292.94.

SECTION 283. 20.370 (2) (dw) of the statutes is amended to read:

20.370 **(2)** (dw) *Solid waste management — environmental repair; petroleum spills; administration.* From the petroleum inspection fund, the amounts in the schedule for the administration of ~~s. 101.143~~ ss. 292.63 and 292.64.

SECTION 284. 20.370 (2) (mu) of the statutes is renumbered 20.855 (4) (wc).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 285. 20.370 (4) (kt) of the statutes is created to read:

20.370 **(4)** (kt) *Great Lakes vessel rental costs.* All moneys received by the department from the rental of Great Lakes research vessels that are owned by the department and that are rented for purposes other than the management of this state's fish and wildlife resources to pay the cost to the department of providing staff and other services associated with the rental of Great Lakes research vessels for purposes other than the management of this state's fish and wildlife resources.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 286. 20.370 (4) (mw) of the statutes is renumbered 20.855 (4) (we).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 287. 20.370 (5) (fq) of the statutes is amended to read:

20.370 **(5)** (fq) *Wildlife damage claims and abatement.* All moneys received under ss. 29.181, 29.559 (1r), and 29.563 (13) and not appropriated under par. (fr) and subs. (1) (hs), (hx), and (Ls) and (5) (fs) to provide state aid for the wildlife damage abatement program under s. 29.889 (5) (c) and the wildlife damage claim program under s. 29.889 (7) (d), for county administration costs under s. 29.889 (2) (d), and for payments under s. 29.89.

SECTION 288. 20.370 (7) (jr) of the statutes is amended to read:

20.370 **(7)** (jr) *Rental property and equipment — maintenance and replacement.* From the conservation fund all moneys received by the department from the rental of real property and equipment that are owned by the department, except moneys appropriated under ~~sub.~~ subs. (1) (jr) and (4) (kt), to be used for the maintenance and replacement of this real property and equipment.

SECTION 289. 20.370 (8) (mt) of the statutes is amended to read:

20.370 **(8)** (mt) *Equipment ~~pool operations~~ and services.* All moneys received by the department from the department ~~or from~~, other state agencies ~~from car, truck, airplane~~, local units of government, other states, or nonprofit organizations from the sale or lease of cars, trucks, airplanes, supplies, heavy equipment, information technology, or ~~radio pools~~ radios, or from related services, to be used for the operation, maintenance, replacement, and purchase of vehicles, equipment, supplies, radio services, and information technology.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 290. 20.373 (1) (g) of the statutes is amended to read:

20.373 **(1)** (g) *Administration, operation, repair, and rehabilitation.* From the general fund, all moneys received from the sale of surplus land under 2005 Wisconsin Act 25, section 9105 (14q) except as provided in s. 13.48 (14) (am) or 16.848 (1), to be used for administration of the authority and the operation, repair, and rehabilitation of the Fox River lock system.

SECTION 291. 20.395 (1) (fs) of the statutes is amended to read:

20.395 **(1)** (fs) *~~Flood~~ Disaster damage aids, state funds.* A sum sufficient to make ~~flood~~ disaster damage aid payments under s. 86.34.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 292. 20.395 (1) (ha) of the statutes is created to read:

20.395 **(1)** (ha) *Tier B transit operating aids, state funds.* From the general fund, the amounts in the schedule for mass transit aids under s. 85.20 (4m) (a) 7.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 293. 20.395 (1) (hb) of the statutes is created to read:

20.395 **(1)** (hb) *Tier C transit operating aids, state funds.* From the general fund, the amounts in the schedule for mass transit aids under s. 85.20 (4m) (a) 8.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 294. 20.395 (1) (hc) of the statutes is created to read:

20.395 **(1)** (hc) *Tier A–1 transit operating aids, state funds.* From the general fund, the amounts in the schedule for mass transit aids under s. 85.20 (4m) (a) 6. cm.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 295. 20.395 (1) (hd) of the statutes is created to read:

20.395 **(1)** (hd) *Tier A–2 transit operating aids, state funds.* From the general fund, the amounts in the schedule for mass transit aids under s. 85.20 (4m) (a) 6. d.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 296. 20.395 (1) (he) of the statutes is created to read:

20.395 **(1)** (he) *Tier A–3 transit operating aids, state funds.* From the general fund, the amounts in the schedule for mass transit aids under s. 85.20 (4m) (a) 6. e.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 297. 20.395 (1) (hr) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation, but should not be reflected in the revised schedule in s. 20.005, stats., because of a delayed effective date.

SECTION 298. 20.395 (1) (hs) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation, but should not be reflected in the revised schedule in s. 20.005, stats., because of a delayed effective date.

SECTION 299. 20.395 (1) (ht) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation, but should not be reflected in the revised schedule in s. 20.005, stats., because of a delayed effective date.

SECTION 300. 20.395 (1) (hu) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation, but should not be reflected in the revised schedule in s. 20.005, stats., because of a delayed effective date.

SECTION 301. 20.395 (1) (hw) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation, but should not be reflected in the revised schedule in s. 20.005, stats., because of a delayed effective date.

SECTION 302. 20.395 (2) (ev) of the statutes is amended to read:

20.395 **(2)** (ev) *Local bridge improvement* ~~*and traffic marking enhancement assistance, local and transferred*~~ *funds.* All moneys received from any local unit of government or other source for improving bridges under ss. 84.12, 84.17 and 84.18, for such purposes~~, and, for traffic marking enhancements under s. 85.027, all moneys transferred from the appropriation account under s. 20.395 (3) (cq), as required by 2003 Wisconsin Act 33, section 9153 (4q)~~.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 303. 20.395 (2) (fv) of the statutes is amended to read:

20.395 **(2)** (fv) *Local transportation facility improvement assistance, local funds.* All moneys received from any local unit of government or other source for providing public access roads to navigable waters and for the purposes of ss. 84.27~~,~~ and 84.28~~, and 85.027~~ and for improving transportation facilities, including facilities funded under applicable federal acts or programs, that are not state trunk or connecting highways, for such purposes.

SECTION 304. 20.395 (2) (js) of the statutes is created to read:

20.395 **(2)** (js) *Transportation alternatives program, state funds.* As a continuing appropriation, the amounts in the schedule for the transportation alternatives program under s. 85.021.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 305. 20.395 (2) (jv) of the statutes is created to read:

20.395 **(2)** (jv) *Transportation alternatives program, local funds.* All moneys received from any local unit of government for purposes of the transportation alternatives program under s. 85.021, for such purposes.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 306. 20.395 (2) (jx) of the statutes is created to read:

20.395 **(2)** (jx) *Transportation alternatives program, federal funds.* All moneys received from the federal government for purposes of the transportation alternatives program under s. 85.021, for such purposes.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 307. 20.395 (2) (nv) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 308. 20.395 (2) (nx) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 309. 20.395 (2) (ny) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 310. 20.395 (2) (oq) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 311. 20.395 (2) (ov) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 312. 20.395 (2) (ox) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 313. 20.395 (2) (qv) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 314. 20.395 (2) (qx) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 315. 20.395 (3) (aq) of the statutes is amended to read:

20.395 **(3)** (aq) *Southeast Wisconsin freeway megaprojects, state funds.* As a continuing appropriation, the amounts in the schedule for southeast Wisconsin freeway megaprojects under s. 84.0145 and for the purpose specified in s. 84.017 (3). This paragraph does not apply to the installation, replacement, rehabilitation, or maintenance of highway signs, ~~traffic control signals,~~ highway lighting, <u>or</u> pavement markings~~,~~ or <u>to the maintenance of traffic control signals or</u> intelligent transportation systems, unless incidental to a southeast Wisconsin freeway megaproject.

SECTION 316. 20.395 (3) (ax) of the statutes is amended to read:

20.395 **(3)** (ax) *Southeast Wisconsin freeway megaprojects, federal funds.* All moneys received from the federal government for southeast Wisconsin freeway megaprojects under s. 84.0145 and for the purpose specified in s. 84.017 (3), for such purposes. This paragraph does not apply to the installation, replacement, rehabilitation, or maintenance of highway signs, ~~traffic control signals,~~ highway lighting, <u>or</u> pavement markings~~,~~ or <u>to the maintenance of traffic control signals or</u> intelligent transportation systems, unless incidental to a southeast Wisconsin freeway megaproject.

SECTION 317. 20.395 (3) (bq) of the statutes is amended to read:

20.395 **(3)** (bq) *Major highway development, state funds.* As a continuing appropriation, the amounts in the schedule for major development of state trunk and connecting highways, for the disadvantaged business demonstration and training program under s. 84.076, ~~and~~ for the purpose specified in s. 84.017 (3)<u>, and for the purpose specified in 2013 Wisconsin Act .... (this act), section 9145 (3)</u>. This paragraph does not apply with respect to any southeast Wisconsin freeway megaproject under s. 84.0145<u>, except as applicable under 2013 Wisconsin Act .... (this act), section 9145 (3)</u>.

SECTION 318. 20.395 (3) (bq) of the statutes, as affected by 2013 Wisconsin Act .... (this act), is amended to read:

20.395 **(3)** (bq) *Major highway development, state funds.* As a continuing appropriation, the amounts in the schedule for major development of state trunk and connecting highways, for the disadvantaged business demonstration and training program under s. 84.076, <u>and</u> for the purpose specified in s. 84.017 (3)~~, and for the purpose specified in 2013 Wisconsin Act .... (this act), section 9145 (3)~~. This paragraph does not apply with respect to any southeast Wisconsin freeway megaproject under s. 84.0145~~, except as applicable under 2013 Wisconsin Act .... (this act), section 9145 (3)~~.

SECTION 319. 20.395 (3) (cq) of the statutes is amended to read:

20.395 **(3)** (cq) *State highway rehabilitation, state funds.* As a continuing appropriation, the amounts in the schedule for improvement of existing state trunk and connecting highways; for improvement of bridges on state trunk or connecting highways and other bridges for which improvement is a state responsibility, for necessary approach work for such bridges and for replacement of such bridges with

at–grade crossing improvements; for the construction and rehabilitation of the national system of interstate and defense highways and bridges and related appurtenances; for ~~special maintenance~~ activities under s. 84.04 on roadside improvements; for bridges under s. 84.10; for the bridge project under s. 84.115; for payment to a local unit of government for a jurisdictional transfer under s. 84.02 (8); for the disadvantaged business demonstration and training program under s. 84.076; for the purpose specified in s. 84.017 (3); for the transfers required under 1999 Wisconsin Act 9, section 9250 (1) and 2003 Wisconsin Act 33, section 9153 (4q); and for the purposes described under 1999 Wisconsin Act 9, section 9150 (8g), 2001 Wisconsin Act 16, section 9152 (4e), and 2007 Wisconsin Act 20, section 9148 (9i) (b) and (9x). This paragraph does not apply to any southeast Wisconsin freeway megaprojects under s. 84.0145, to any southeast Wisconsin freeway rehabilitation projects under s. 84.014 that also qualify as major highway projects under s. 84.013, or to the installation, replacement, rehabilitation, or maintenance of highway signs, ~~traffic control signals,~~ highway lighting, <u>or</u> pavement markings~~,~~ or <u>to the maintenance of traffic control signals or</u> intelligent transportation systems, unless incidental to the improvement of existing state trunk and connecting highways.

SECTION 320. 20.395 (3) (cr) of the statutes is amended to read:

20.395 **(3)** (cr) *Southeast Wisconsin freeway rehabilitation, state funds.* As a continuing appropriation, the amounts in the schedule for rehabilitation of southeast Wisconsin freeways, including reconstruction and interim repair of the Marquette interchange in Milwaukee County. This paragraph does not apply to the installation, replacement, rehabilitation, or maintenance of highway signs, ~~traffic control signals,~~ highway lighting, <u>or</u> pavement markings~~,~~ or <u>to the maintenance of traffic control signals or</u> intelligent transportation systems, unless incidental to

rehabilitation of southeast Wisconsin freeways. No moneys may be encumbered from this appropriation account after June 30, 2011. Notwithstanding s. 20.001 (3) (c), any unencumbered balance in this appropriation account on July 1, 2011, shall be transferred to the appropriation account under par. (cq) except that the amount specified in 2011 Wisconsin Act 32, section 9148 (7f) (a), shall be transferred to the appropriation account under par. (aq).

SECTION 321. 20.395 (3) (cv) of the statutes is amended to read:

20.395 **(3)** (cv) *State highway rehabilitation, local funds.* All moneys received from any local unit of government or other source for the specific information sign program under s. 86.195; for improvement of existing state trunk and connecting highways; for improvement of bridges on state trunk or connecting highways and other bridges for which improvement is a state responsibility, for necessary approach work for such bridges and for replacement of such bridges with at–grade crossing improvements; for the construction and rehabilitation of the national system of interstate and defense highways and bridges and related appurtenances; for ~~special maintenance~~ activities under s. 84.04 on roadside improvements; for the bridge project under s. 84.115; for the railroad and utility alteration and relocation loan program under s. 84.065; for the purpose specified in s. 84.017 (3); and for the disadvantaged business demonstration and training program under s. 84.076, for such purposes. This paragraph does not apply to any southeast Wisconsin freeway megaprojects under s. 84.0145 or to any southeast Wisconsin freeway rehabilitation projects under s. 84.014 that also qualify as major highway projects under s. 84.013.

SECTION 322. 20.395 (3) (cx) of the statutes is amended to read:

20.395 **(3)** (cx) *State highway rehabilitation, federal funds.* All moneys received from the federal government for improvement of existing state trunk and

connecting highways; for improvement of bridges on state trunk or connecting highways and other bridges for which improvement is a state responsibility, for necessary approach work for such bridges and for replacement of such bridges with at–grade crossing improvements; for the construction and rehabilitation of the national system of interstate and defense highways and bridges and related appurtenances; for ~~special maintenance~~ activities under s. 84.04 on roadside improvements; for the bridge project under s. 84.115; for the purpose specified in s. 84.017 (3); and for the disadvantaged business demonstration and training program under s. 84.076; and all moneys received under 2003 Wisconsin Act 33, section 9153 (4q); for such purposes. This paragraph does not apply to any southeast Wisconsin freeway megaprojects under s. 84.0145 or to any southeast Wisconsin freeway rehabilitation projects under s. 84.014 that also qualify as major highway projects under s. 84.013.

SECTION 323. 20.395 (3) (cy) of the statutes is amended to read:

20.395 **(3)** (cy) *Southeast Wisconsin freeway rehabilitation, federal funds.* All moneys received from the federal government for rehabilitation of southeast Wisconsin freeways, including reconstruction and interim repair of the Marquette interchange in Milwaukee County, for such purposes. This paragraph does not apply to the installation, replacement, rehabilitation, or maintenance of highway signs, ~~traffic control signals,~~ highway lighting, <u>or</u> pavement markings~~,~~ or <u>to the maintenance of traffic control signals or</u> intelligent transportation systems, unless incidental to rehabilitation of southeast Wisconsin freeways. No moneys may be encumbered from this appropriation account after June 30, 2011. Notwithstanding s. 20.001 (3) (c), any unencumbered balance in this appropriation account on July 1, 2011, shall be transferred to the appropriation account under par. (cx) except that the

amount specified in 2011 Wisconsin Act 32, section 9148 (7f) (c), shall be transferred to the appropriation account under par. (ax).

SECTION 324. 20.395 (3) (eg) of the statutes is created to read:

20.395 **(3)** (eg) *Supplement from sponsorship and partnership agreements, state funds.* From the general fund, all moneys received under s. 84.01 (36) (d) for any purpose described in s. 20.395 (3) (eq) or (es).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 325. 20.395 (3) (eq) of the statutes is amended to read:

20.395 **(3)** (eq) *Highway ~~maintenance, repair, and traffic~~ system management and operations, state funds.* As a continuing appropriation, the amounts in the schedule for the maintenance and repair of roadside improvements under s. 84.04, state trunk highways under s. 84.07, and bridges that are not on the state trunk highway system under s. 84.10; for permit issuance and other highway operations, including the installation, replacement, rehabilitation, or maintenance of highway signs, ~~traffic control signals,~~ highway lighting, and pavement markings~~,~~ and the maintenance of traffic control signals and intelligent transportation systems, under ss. 84.04, 84.07, 84.10, and 348.25 to 348.27 and ch. 349; ~~for the grant under 2005 Wisconsin Act 25, section 9148 (3f);~~ and for the disadvantaged business demonstration and training program under s. 84.076. This paragraph does not apply to ~~special~~ routine maintenance activities ~~under s. 84.04 on roadside improvements~~ performed by county highway committees or municipalities under contract with the department as provided in s. 84.07 (1).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 326. 20.395 (3) (es) of the statutes is created to read:

20.395 **(3)** (es) *Routine maintenance activities, state funds.* As a continuing appropriation, the amounts in the schedule for routine maintenance activities performed under contract with the department as provided in ss. 84.06 (2) (a) and 84.07 (1).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 327. 20.395 (3) (ev) of the statutes is amended to read:

20.395 **(3)** (ev) *Highway ~~maintenance, repair, and traffic~~ system management and operations, local funds.* All moneys received from any local unit of government or other sources for the maintenance and repair of roadside improvements under s. 84.04, state trunk highways under s. 84.07, and bridges that are not on the state trunk highway system under s. 84.10; for signing under s. 86.195; for highway operations such as permit issuance, pavement marking, highway signing, traffic ~~signalization~~ signal and intelligent transportation system maintenance, and highway lighting under ss. 84.04, 84.07, 84.10, and 348.25 to 348.27 and ch. 349; and for the disadvantaged business demonstration and training program under s. 84.076; for such purposes. This paragraph does not apply to ~~special~~ routine maintenance activities ~~under s. 84.04 on roadside improvements~~ performed by county highway committees or municipalities under contract with the department as provided in s. 84.07 (1).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 328. 20.395 (3) (ew) of the statutes is created to read:

20.395 **(3)** (ew) *Routine maintenance activities, local funds.* All moneys received from any local unit of government or other sources for routine maintenance

activities performed under contract with the department as provided in ss. 84.06 (2) (a) and 84.07 (1), for such purposes.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 329. 20.395 (3) (ex) of the statutes is amended to read:

20.395 **(3)** (ex) *Highway ~~maintenance, repair, and traffic~~ system management and operations, federal funds.* All moneys received from the federal government for the maintenance and repair of roadside improvements under s. 84.04, state trunk highways under s. 84.07, and bridges that are not on the state trunk highway system under s. 84.10; for permit issuance and other highway operations, including the installation, replacement, rehabilitation, or maintenance of highway signs, ~~traffic control signals,~~ highway lighting, and pavement markings~~,~~ and the maintenance of traffic control signals and intelligent transportation systems, under ss. 84.04, 84.07, 84.10, and 348.25 to 348.27 and ch. 349; and for the disadvantaged business demonstration and training program under s. 84.076; for such purposes. This paragraph does not apply to ~~special~~ routine maintenance activities ~~under s. 84.04 on roadside improvements~~ performed by county highway committees or municipalities under contract with the department as provided in s. 84.07 (1).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 330. 20.395 (3) (ey) of the statutes is created to read:

20.395 **(3)** (ey) *Routine maintenance activities, federal funds.* All moneys received from the federal government for routine maintenance activities performed under contract with the department as provided in ss. 84.06 (2) (a) and 84.07 (1), for such purposes.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 331. 20.395 (3) (jg) of the statutes is created to read:

20.395 **(3)** (jg) *Surveying reference station system.* From the general fund, all moneys received under s. 85.63 (2), for maintenance and operation costs of the surveying reference station system under s. 85.63 (1).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 332. 20.395 (5) (di) of the statutes is renumbered 20.395 (5) (ds) and amended to read:

20.395 **(5)** (ds) *Chemical testing training and services, state funds.* ~~From the general fund, the~~ The amounts in the schedule for the chemical testing training and services provided by the state traffic patrol. ~~All moneys transferred from the appropriation account under s. 20.435 (5) (hx) shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered balance in this appropriation account on June 30 of each year shall be transferred to the appropriation account under s. 20.435 (5) (hx).~~

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 333. 20.395 (6) (af) of the statutes is amended to read:

20.395 **(6)** (af) *Principal repayment and interest, local roads for job preservation program ~~and~~, major highway and rehabilitation projects, southeast megaprojects, state funds.* From the general fund, a sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing the local roads for job preservation program under s. 86.312 ~~and~~, major highway and rehabilitation projects, as provided under ss. 20.866 (2) (uum) and (uur), 84.555, and 84.95, and southeast Wisconsin freeway megaprojects, as provided under ss. 20.866 (2) (uur) and 84.555 (1m), to make the payments determined by the building commission

under s. 13.488 (1) (m) that are attributable to the proceeds of obligations incurred in financing the local roads for job preservation program under s. 86.312, and to make payments under an agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 334. 20.395 (6) (au) of the statutes is amended to read:

20.395 **(6)** (au) *Principal repayment and interest, ~~Marquette interchange, zoo interchange,~~ southeast rehabilitation projects, southeast megaprojects, and ~~I 94 north–south corridor reconstruction~~ high–cost bridge projects, state funds.* A sum sufficient to reimburse s. 20.866 (1) (u) for the payment of principal and interest costs incurred in financing the Marquette interchange reconstruction project, the reconstruction of the I 94 north–south corridor and the zoo interchange, ~~and~~ southeast Wisconsin freeway megaprojects, and high–cost state highway bridge projects, as provided under ss. 20.866 (2) (uup) and 84.555, and to make payments under an agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 335. 20.410 (1) (g) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 336. 20.410 (1) (ge) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 337. 20.410 (1) (gf) of the statutes is amended to read:

20.410 **(1)** (gf) *Probation, parole, and extended supervision.* The amounts in the schedule for probation, parole, and extended supervision. All moneys received from

vendors under s. 301.08 (1) (c) 4. and from fees charged under s. 304.074 (2) shall be credited to this appropriation account.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 338. 20.410 (1) (gg) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 339. 20.410 (1) (gj) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 340. 20.410 (1) (gr) of the statutes is amended to read:

20.410 **(1)** (gr) *Home detention services; supervision*. The amounts in the schedule to provide supervision under s. 301.03 (7m) as a condition of release for persons charged with a crime, to provide electronic monitoring services under s. 301.135, and to obtain, install, operate, and monitor electronic equipment for the home detention program under s. 302.425. All moneys received under ~~s.~~ ss. 301.03 (7m), 301.135, and 302.425 (3m) or (4) shall be credited to this appropriation.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 341. 20.410 (3) (ho) of the statutes is amended to read:

20.410 **(3)** (ho) *Juvenile ~~residential aftercare~~ alternate care services*. The amounts in the schedule for providing ~~foster care, group home care, and institutional child care to~~ alternate care services for delinquent juveniles under ss. 49.19 (10) (d), 49.45 (25) (bj), 301.26 (4) (c), 938.48 (4) and (14), and 938.52. All moneys transferred under s. 301.26 (4) (cm) and all moneys received in payment for providing ~~foster care, group home care, and institutional child care to~~ alternate care services for delinquent juveniles under ss. 49.19 (10) (d), 938.48 (4) and (14), and 938.52 as specified in s. 301.26 (4) (d), (e), and (ed) shall be credited to this appropriation account. If moneys

generated by the daily rate under s. 301.26 (4) (d) exceed actual fiscal year ~~foster care, group home care, and institutional child care~~ alternate care costs, that excess shall be transferred to the appropriation account under par. (hm) as provided in s. 301.26 (4) (ct), except that, if those moneys generated exceed those costs by more than ~~2%~~ 2 percent, all moneys in excess of ~~2%~~ that 2 percent shall be remitted to the counties during the subsequent calendar year or transferred to the appropriation account under par. (kx) during the subsequent fiscal year. Each county and the department shall receive a proportionate share of the remittance and transfer depending on the total number of days of placement in ~~foster care, group home care, or institutional child~~ alternate care. Counties shall use the funds for purposes specified in s. 301.26. The department shall deposit in the general fund the amounts transferred under this paragraph to the appropriation account under par. (kx).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 342. 20.410 (3) (j) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 343. 20.433 (1) (jb) of the statutes is created to read:

20.433 **(1)** (jb) *Fees for administrative services.* All moneys received from fees charged for providing state mailings, special computer services, training programs, printed materials, and publications relating to child abuse and neglect prevention services, for the purpose of providing those state mailings, special computer services, training programs, printed materials, and publications.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 344. 20.433 (1) (q) of the statutes is amended to read:

20.433 **(1)** (q) *Children's trust fund; gifts and grants.* From the children's trust fund, all moneys received as contributions, grants, gifts, and bequests for that trust fund under s. 48.982 (2) (d) or (2e) (a) 3., and all amounts transferred under 2013 Wisconsin Act .... (this act), section 9205 (1), to carry out the purposes for which those contributions, grants, gifts, and bequests were made and received under s. 48.982 (2m).

SECTION 345. 20.435 (1) (fj) of the statutes is created to read:

20.435 **(1)** (fj) *Grants to establish graduate medical training programs.* The amounts in the schedule for grants to hospitals under s. 146.63.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 346. 20.435 (1) (fn) of the statutes is created to read:

20.435 **(1)** (fn) *Health care information organization.* The amounts in the schedule to contract with the data organization under s. 153.05 (2r).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 347. 20.435 (1) (gd) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 348. 20.435 (4) (a) of the statutes is amended to read:

20.435 **(4)** (a) *General program operations.* The amounts in the schedule for general program operations, including health care financing regulation, administration, field services and medical assistance eligibility determinations under s. 49.45 (2) (a) 3.~~, and administration of the pharmacy benefits purchasing pool under s. 146.45~~.

SECTION 349. 20.435 (4) (b) of the statutes is amended to read:

20.435 **(4)** (b) *Medical Assistance program benefits.* Biennially, the amounts in the schedule to provide a portion of the state share of Medical Assistance program benefits administered under subch. IV of ch. 49, for a portion of the Badger Care health care program under s. 49.665, to provide a portion of the Medical Assistance program benefits administered under subch. IV of ch. 49 that are not also provided under par. (o), to fund the pilot project under s. 46.27 (9) and (10), to provide a portion of the facility payments under 1999 Wisconsin Act 9, section 9123 (9m), to fund services provided by resource centers under s. 46.283, for services under the family care benefit under s. 46.284 (5), for assisting victims of diseases, as provided in ss. 49.68, 49.683, and 49.685, <u>for distributing grants under s. 146.64,</u> and for reduction of any operating deficits as specified in 2005 Wisconsin Act 15, section 3. Notwithstanding s. 20.002 (1), the department may transfer from this appropriation account to the appropriation account under sub. (5) (kc) funds in the amount of and for the purposes specified in s. 46.485. Notwithstanding ss. 20.001 (3) (b) and 20.002 (1), the department may credit or deposit into this appropriation account and may transfer between fiscal years funds that it transfers from the appropriation account under sub. (5) (kc) for the purposes specified in s. 46.485 (3r). Notwithstanding s. 20.002 (1), the department may transfer from this appropriation account to the appropriation account under sub. (7) (bd) funds in the amount and for the purposes specified in s. 49.45 (6v).

SECTION 350. 20.435 (4) (bm) of the statutes is amended to read:

20.435 **(4)** (bm) *Medical Assistance, food stamps, and Badger Care administration; contract costs, insurer reports, and resource centers.* Biennially, the amounts in the schedule to provide a portion of the state share of administrative contract costs for the Medical Assistance program under subch. IV of ch. 49 and the

Badger Care health care program under s. 49.665 and to provide the state share of administrative costs for the food stamp program under s. 49.79, other than payments under s. 49.78 (8), to develop and implement a registry of recipient immunizations, to reimburse 3rd parties for their costs under s. 49.475, for costs associated with outreach activities, for state administration of state supplemental grants to supplemental security income recipients under s. 49.77, ~~to administer the pharmacy benefits purchasing pool under s. 146.45,~~ and for services of resource centers under s. 46.283. No state positions may be funded in the department of health services from this appropriation, except positions for the performance of duties under a contract in effect before January 1, 1987, related to the administration of the Medical Assistance program between the subunit of the department primarily responsible for administering the Medical Assistance program and another subunit of the department. Total administrative funding authorized for the program under s. 49.665 may not exceed 10% of the amounts budgeted under pars. (p) and (x).

SECTION 351. 20.435 (4) (hm) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 352. 20.435 (4) (i) of the statutes is amended to read:

20.435 **(4)** (i) *Gifts ~~and~~, grants, and payments; health care financing.* All moneys received from gifts, grants, bequests and trust funds to provide health care financing consistent with the purpose of the gift, grant, bequest or trust fund, and all moneys received from payments from nongovernmental individuals and entities for departmental administrative services, for the purposes for which those payments are received.

SECTION 353. 20.435 (4) (im) of the statutes is amended to read:

20.435 **(4)** (im) *Medical assistance; correct payment recovery; collections; other recoveries.* All moneys received from the recovery of correct medical assistance payments under ss. 49.496 ~~and 867.035 and rules promulgated under s. 46.286 (7),~~ 49.848, and 49.849, all moneys received as collections and other recoveries from providers, drug manufacturers, and other 3rd parties under medical assistance performance–based contracts, and all moneys credited to this appropriation account under s. 49.89 (7) (f), for payments to counties and tribal governing bodies under s. 49.496 (4) (a), for payment of claims under s. ~~867.035 (3)~~ 49.849 (5), for payments to the federal government for its share of medical assistance benefits recovered, for the state share of medical assistance benefits provided under subch. IV of ch. 49, and for costs related to collections and other recoveries.

SECTION 354. 20.435 (4) (in) of the statutes is amended to read:

20.435 **(4)** (in) *Community options program; family care; recovery of costs administration.* From the moneys received from the recovery of costs of care under ss. 46.27 (7g) ~~and 867.035 and under rules promulgated under s. 46.286 (7),~~ 49.848, and 49.849 for enrollees who are ineligible for medical assistance, the amounts in the schedule for administration of the recovery of costs of the care.

SECTION 355. 20.435 (4) (jw) of the statutes is amended to read:

20.435 **(4)** (jw) *BadgerCare Plus~~,~~ and hospital assessment~~, and pharmacy benefits purchasing pool administrative costs~~.* All moneys received from payment of enrollment fees under the program under s. 49.45 (23), all moneys transferred under s. 50.38 (9), all moneys transferred from the appropriation account under par. (jz), and 10 percent of all moneys received from penalty assessments under s. 49.471 (9) (c), for administration of the program under s. 49.45 (23), to provide a portion of the state share of administrative costs for the BadgerCare Plus Medical Assistance

program under s. 49.471, and for administration of the hospital assessment under s. 50.38~~, and to administer a contract with an entity to operate the pharmacy benefits purchasing pool under s. 146.45~~.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 356. 20.435 (4) (jz) of the statutes is amended to read:

20.435 **(4)** (jz) *Medical Assistance and Badger Care cost sharing, and employer penalty assessments~~, and pharmacy benefits purchasing pool operations~~.* All moneys received in cost sharing from medical assistance recipients, including payments under s. 49.665 (5), all moneys received from penalty assessments under s. 49.665 (7) (b) 2., and 90 percent of all moneys received from penalty assessments under s. 49.471 (9) (c), ~~all moneys received from persons who join the pharmacy benefits purchasing pool under s. 146.45, and all moneys received as rebates from drug manufacturers for prescription drugs purchased under the pharmacy benefits purchasing pool under s. 146.45,~~ to be used for the Badger Care health care program under s. 49.665, for the Medical Assistance program under subch. IV of ch. 49, ~~to pay an entity to operate the pharmacy benefits purchasing pool under s. 146.45, to transfer the amount determined under s. 146.45 (4) to the appropriation account under par. (jw),~~ and to transfer any amount credited to this appropriation account in excess of $27,785,500 in a fiscal year to the appropriation account under par. (jw).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 357. 20.435 (4) (nn) of the statutes is amended to read:

20.435 **(4)** (nn) *Federal aid; income maintenance.* All moneys received from the federal government for the costs of contracting for the administration of the Medical Assistance program under subch. IV of ch. 49 and the Badger Care health care

program under s. 49.665 and the food stamp program, other than moneys received under par. (pa), for costs to administer income maintenance programs, as defined in s. 49.78 (1) (b) and the food stamp employment and training program under s. 49.79 (9).

SECTION 358. 20.435 (5) (co) of the statutes is amended to read:

20.435 **(5)** (co) *Initiatives for coordinated services.* The amounts in the schedule to fund county and tribal initiatives and multi–entity initiatives under s. 46.56 to provide coordinated services.

SECTION 359. 20.435 (5) (hx) of the statutes is amended to read:

20.435 **(5)** (hx) *Services related to drivers, receipts.* The amounts in the schedule for services related to drivers. All moneys received by the secretary of administration from the driver improvement surcharge on court fines and forfeitures authorized under s. 346.655 ~~and all moneys transferred from the appropriation account under s. 20.395 (5) (di)~~ shall be credited to this appropriation account. The secretary of administration shall annually transfer to the appropriation account under s. 20.395 (5) (ek) 9.75 percent of all moneys credited to this appropriation account from the driver improvement surcharge. Any unencumbered moneys in this appropriation account may be transferred to par. (hy) and ss. 20.255 (1) (hm), 20.285 (1) (ia), 20.395 (5) (ci) ~~and (di)~~, and 20.455 (5) (h) by the secretary of administration, after consultation with the secretaries of health services and transportation, the superintendent of public instruction, the attorney general, and the president of the University of Wisconsin System.

SECTION 360. 20.435 (5) (mb) of the statutes is created to read:

20.435 **(5)** (mb) *Federal project local assistance.* All federal moneys received from the federal government or any of its agencies for local assistance for specific

limited term projects relating to mental health and alcoholism or other drug abuse services, for the purposes for which received.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 361. 20.435 (7) (im) of the statutes is amended to read:

20.435 **(7)** (im) *Community options program; family care benefit; recovery of costs; birth to 3 waiver administration.* From the moneys received from the recovery of costs of care under ss. 46.27 (7g) ~~and 867.035 and under rules promulgated under s. 46.286 (7)~~, 49.848, and 49.849 for enrollees who are ineligible for medical assistance, all moneys not appropriated under sub. (4) (in), and all moneys transferred to this appropriation account from the appropriation account under sub. (4) (o), for payments to county departments and aging units under s. 46.27 (7g) (d), payments to care management organizations for provision of the family care benefit under s. 46.284 (5), payment of claims under s. ~~867.035 (3)~~ 49.849 (5), payments for long–term community support services funded under s. 46.27 (7) as provided in ss. 46.27 (7g) (e) and ~~867.035 (4m)~~ 49.849 (6) (b), and for administration of the waiver program under s. 46.99.

SECTION 362. 20.435 (7) (kc) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 363. 20.435 (7) (ky) of the statutes is amended to read:

20.435 **(7)** (ky) *Interagency and intra–agency aids.* ~~Except as provided in par. (kc), all~~ All moneys received from other state agencies and all moneys received by the department from the department for aids to individuals and organizations relating to long–term care services, for the purposes for which received.

SECTION 364. 20.435 (8) (b) of the statutes is created to read:

20.435 **(8)** (b) *Inspector general; general operations.* The amounts in the schedule for general operations of the office of the inspector general.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 365. 20.435 (8) (c) of the statutes is created to read:

20.435 **(8)** (c) *Inspector general; local assistance.* The amounts in the schedule for payments to local units of government to conduct program integrity activities.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 366. 20.435 (8) (kw) of the statutes is created to read:

20.435 **(8)** (kw) *Inspector general; interagency and intra–agency programs.* All moneys received from other state agencies and all moneys received by the department from the department for program activities of the office of the inspector general.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 367. 20.435 (8) (o) of the statutes is created to read:

20.435 **(8)** (o) *Inspector general; federal program local assistance.* All moneys received from the federal government or any of its agencies for local assistance for program integrity activities.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 368. 20.435 (8) (p) of the statutes is created to read:

20.435 **(8)** (p) *Inspector general; federal program operations.* All moneys received from the federal government or any of its agencies for the state administration of program integrity activities, for the purposes for which received.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 369. 20.437 (1) (bd) of the statutes is created to read:

20.437 **(1)** (bd) *Tribal family services grants.* The amounts in the schedule for tribal family services grants under s. 48.487.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 370. 20.437 (1) (cx) of the statutes is amended to read:

20.437 **(1)** (cx) ~~*Milwaukee child*~~ *Child welfare services; aids.* The amounts in the schedule for providing services to children and families under s. 48.48 (17) in a county having a population of 750,000 or more and, to the extent that a demonstration project authorized under 42 USC 1320a–9 reduces the cost of providing out–of–home care for children in that county, for services for children and families under s. 48.563 (4) in other counties.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 371. 20.437 (1) (eg) of the statutes is amended to read:

20.437 **(1)** (eg) *Brighter futures initiative* ~~*and tribal adolescent services*~~. The amounts in the schedule for the brighter futures initiative under s. 48.545 ~~and for tribal adolescent services under s. 48.487~~.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 372. 20.437 (1) (kz) of the statutes is amended to read:

20.437 **(1)** (kz) *Interagency and intra–agency* ~~*local assistance*~~ *aids; tribal placements and guardianships.* The amounts in the schedule to be used for unexpected or unusually high–cost out–of–home care placements of Indian children by tribal courts and for subsidized guardianship payments under s. 48.623 (1) or (6) for guardianships of Indian children ordered by tribal courts. All moneys transferred from the appropriation account under s. 20.505 (8) (hm) 21. shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered

balance on June 30 of each year shall revert to the appropriation account under section 20.505 (8) (hm).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 373. 20.437 (2) (dz) of the statutes is amended to read:

20.437 **(2)** (dz) *Temporary Assistance for Needy Families programs; maintenance of effort.* The amounts in the schedule~~, less the amounts withheld under s. 49.143 (3),~~ for administration and benefit payments under Wisconsin Works under ss. 49.141 to 49.161, the learnfare program under s. 49.26, and the work experience program for noncustodial parents under s. 49.36; for payments to local governments, organizations, tribal governing bodies, and Wisconsin Works agencies; <u>for kinship care and long–term kinship care assistance as specified under s. 49.175 (1) (s);</u> and for emergency assistance for families with needy children under s. 49.138. Payments may be made from this appropriation account for any contracts under s. 49.845 (4) and for any fraud investigation and error reduction activities under s. 49.197 (1m). Moneys appropriated under this paragraph may be used to match federal funds received under par. (md). Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department may transfer funds between fiscal years under this paragraph. Notwithstanding ss. 20.001 (3) and 20.002 (1), the department of health services shall credit to this appropriation account funds for the purposes of this appropriation that the department transfers from the appropriation account under s. 20.435 (5) (bc). All funds allocated by the department but not encumbered by December 31 of each year lapse to the general fund on the next January 1 unless transferred to the next calendar year by the joint committee on finance.

SECTION 374. 20.437 (2) (nn) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 375. 20.437 (2) (pv) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 376. 20.445 (1) (ra) of the statutes is amended to read:

20.445 **(1)** (ra) *Worker's compensation operations fund; administration.* From the worker's compensation operations fund, the amounts in the schedule for the administration of the worker's compensation program by the department and for transfer to the appropriation ~~account~~ accounts under par. (rp) and sub. (2) (ra). All moneys received under ss. 102.28 (2) (b) and 102.75 ~~for the department's activities~~ shall be credited to this appropriation account. From this appropriation, an amount not to exceed $5,000 may be expended each fiscal year for payment of expenses for travel and research by the council on worker's compensation ~~and~~, the amount in the schedule under par. (rp) shall be transferred to the appropriation account under par. (rp), and the amount in the schedule under sub. (2) (ra) shall be transferred to the appropriation account under sub. (2) (ra).

SECTION 377. 20.445 (2) (ha) of the statutes is renumbered 20.445 (2) (ra) and amended to read:

20.445 **(2)** (ra) *Worker's compensation operations fund; worker's compensation activities*. ~~The~~ From the worker's compensation operations fund, the amounts in the schedule for the worker's compensation activities of the labor and industry review commission. All moneys ~~received under s. 102.75 for the commission's activities~~ transferred from the appropriation account under sub. (1) (ra) shall be credited to this appropriation account.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 378. 20.445 (5) (n) of the statutes is amended to read:

20.445 **(5)** (n) *Federal program aids and operations.* All moneys received from the federal government, as authorized by the governor under s. 16.54, for the state administration of continuing programs and for grants to independent living centers under s. 47.02 (3m) (p) and all federal moneys received for the purchase of goods and services under ch. 47 and for the purchase of vocational rehabilitation programs for individuals and organizations, to be expended for the purposes specified. ~~The department shall, in each fiscal year, transfer to the appropriation account under s. 20.435 (7) (kc) $600,000 of moneys received from the federal social security administration for reimbursement of grants to independent living centers.~~

SECTION 379. 20.455 (1) (b) of the statutes is renumbered 20.505 (1) (d).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 380. 20.455 (1) (gs) of the statutes is amended to read:

20.455 **(1)** (gs) *Delinquent obligation collection.* ~~From~~ As a continuing appropriation, from the moneys received under s. 165.30 (3) (b), the amounts in the schedule for expenses related to the collection of delinquent obligations under s. 165.30.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 381. 20.455 (2) (dq) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 382. 20.455 (2) (gj) of the statutes is renumbered 20.455 (5) (gj) and amended to read:

20.455 **(5)** (gj) *General operations; child pornography surcharge.* All moneys received ~~as part B of~~ from any child pornography surcharge imposed under s. 973.042

for investigating offenses under s. 948.05 or 948.12 and for making grants under s. 165.93 (2) (a).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 383. 20.455 (2) (gr) of the statutes is amended to read:

20.455 **(2)** (gr) *Handgun purchaser record check; checks for licenses or certifications to carry concealed weapons*. All moneys received as fee payments under ~~s.~~ ss. 175.35 (2i), 175.49 (5m), and 175.60 (7) (c) and (d), (13), and (15) (b) 4. a. and b. to provide services under ~~s.~~ ss. 175.35, 175.49, and 175.60.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 384. 20.455 (2) (gs) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 385. 20.455 (2) (gu) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 386. 20.455 (2) (i) 8. of the statutes is amended to read:

20.455 **(2)** (i) 8. The amount transferred to ~~s. 20.505 (6)~~ par. (kj) shall be the amount in the schedule under ~~s. 20.505 (6)~~ par. (kj).

SECTION 387. 20.455 (2) (i) 13. of the statutes is amended to read:

20.455 **(2)** (i) 13. The amount transferred to ~~s. 20.505 (6) (k)~~ par. (ky) shall be the amount in the schedule under ~~s. 20.505 (6) (k)~~ par. (ky).

SECTION 388. 20.455 (2) (jb) of the statutes is amended to read:

20.455 **(2)** (jb) *Crime laboratory equipment and supplies.* The amounts in the schedule for the maintenance, repair, upgrading, and replacement costs of the laboratory equipment, ~~and~~ for supplies used to maintain, repair, upgrade, and replace that equipment, and for operating costs, in the state and regional crime

laboratories. All moneys transferred from par. (i) for the purpose of this appropriation shall be credited to this appropriation. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year shall be transferred to the appropriation account under par. (i).

SECTION 389. 20.455 (2) (kd) of the statutes is amended to read:

20.455 **(2)** (kd) *Drug law enforcement, crime laboratories, and genetic evidence activities.* The amounts in the schedule for activities relating to drug law enforcement, drug law violation prosecution assistance, activities of the state and regional crime laboratories, and for transferring to the appropriation account under s. 20.475 (1) (km) the amounts in the schedule under s. 20.475 (1) (km). All moneys transferred to this appropriation from the appropriation account under par. (Lm) shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year shall revert to the appropriation account under par. (Lm).

SECTION 390. 20.455 (2) (Lm) of the statutes is amended to read:

20.455 **(2)** (Lm) *Crime laboratories; deoxyribonucleic acid analysis.* All moneys received from crime laboratories and drug law enforcement surcharges authorized under s. 165.755 and deoxyribonucleic acid analysis surcharges authorized under s. 973.046 (1r) to provide deoxyribonucleic acid analysis, to administer s. 165.77, to pay for the costs of mailing and materials under s. 165.76 for the submission of biological specimens by the departments of corrections and health services and by ~~county sheriffs~~ persons in charge of law enforcement and tribal law enforcement agencies, and to transfer to the appropriation account under par. (kd) the amounts in the schedule under par. (kd).

SECTION 391. 20.455 (5) (br) of the statutes is created to read:

20.455 **(5)** (br) *Global positioning system tracking.* The amounts in the schedule to provide grants for global positioning system tracking programs under s. 165.94.

SECTION 392. 20.455 (5) (c) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 393. 20.455 (5) (g) of the statutes is amended to read:

20.455 **(5)** (g) *Crime victim and witness assistance surcharge, general services.* The amounts in the schedule for purposes of ch. 950. All moneys received from any crime victim and witness assistance surcharge authorized under s. 973.045 (1) ~~that are allocated to this appropriation account under s. 973.045 (2m) (b), all moneys received from any crime victim and witness assistance surcharge authorized under s. 973.045~~ or (1m)~~,~~ and all moneys received from any delinquency victim and witness assistance surcharge authorized under s. 938.34 (8d) (a) shall be credited to this appropriation account. ~~The department of justice shall transfer from this appropriation account to the appropriation account under par. (kj) the amounts in the schedule under par. (kj).~~

SECTION 394. 20.455 (5) (gc) of the statutes is renumbered 20.455 (5) (e) and amended to read:

20.455 **(5)** (e) ~~*Crime victim and witness surcharge, sexual*~~ *Sexual assault victim services.* ~~All moneys received from any crime victim and witness assistance surcharge authorized under s. 973.045 (1) that are allocated to this appropriation account under s. 973.045 (2m) (a),~~ The amounts in the schedule to provide grants for sexual assault victim services under s. 165.93 and to administer the grant program.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 395. 20.455 (5) (kj) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 396. 20.455 (5) (kk) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 397. 20.465 (3) (am) of the statutes is created to read:

20.465 **(3)** (am) *Worker's compensation for local unit of government volunteers.* A sum sufficient to pay the worker's compensation claims of emergency management program volunteers under s. 323.40 (3) (a).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 398. 20.485 (1) (title) of the statutes is amended to read:

20.485 **(1)** (title) VETERANS ~~HOMES~~.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 399. 20.485 (1) (b) of the statutes is amended to read:

20.485 **(1)** (b) *General fund supplement to institutional operations.* Biennially, the amounts in the schedule to supplement the appropriation under par. ~~(gk)~~ (r). Moneys may not be released from this appropriation without the approval of the joint committee on finance.

SECTION 400. 20.485 (1) (gd) of the statutes is renumbered 20.485 (1) (rm) and amended to read:

20.485 **(1)** (rm) *Veterans home cemetery operations.* ~~All~~ From the veterans trust fund, all moneys received from the estate of the decedents under s. 45.61 (5) for the burial of veterans and ~~non–veterans~~ nonveterans in a Wisconsin veterans cemetery under s. 45.61 (1), to be used for that purpose.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 401. 20.485 (1) (gk) of the statutes is renumbered 20.485 (1) (r) and amended to read:

20.485 **(1)** (r) *Institutional operations.* ~~The~~ From the veterans trust fund, the amounts in the schedule for the care of the members of the Wisconsin veterans homes under s. 45.50, for the operation of Wisconsin veterans homes under s. 45.50, for the payment of stipends under s. 45.50 (2m) (f), for the transfer of moneys to the appropriation account under s. 20.435 (4) (ky) for payment of the state share of the medical assistance costs related to the provision of stipends under s. 45.50 (2m) (f), for the payment of assistance to indigent veterans under s. 45.43 to allow them to reside at the Wisconsin Veterans Home at Union Grove, for the transfer of moneys to the appropriation account under par. (kg), and for the payment of grants under s. 45.82. Not more than 1 percent of the moneys credited to this appropriation account may be used for the payment of assistance to indigent veterans under s. 45.43. All moneys received under par. (m) and s. 45.51 (7) (b) and (8) and all moneys received for the care of members under medical assistance, as defined in s. 49.43 (8), shall be credited to this appropriation account.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 402. 20.485 (1) (go) of the statutes is renumbered 20.485 (1) (rg) and amended to read:

20.485 **(1)** (rg) *Self–amortizing facilities; principal repayment and interest.* From the veterans trust fund, from the moneys received for providing housing services at Wisconsin veterans homes under s. 45.50 and the Northern Wisconsin Center for the Developmentally Disabled, a sum sufficient to reimburse s. 20.866 (1) (u) for the principal and interest costs incurred in acquiring, constructing,

developing, enlarging or improving facilities at Wisconsin veterans homes under s. 45.50 and the Northern Wisconsin Center for the Developmentally Disabled, to make the payments determined by the building commission under s. 13.488 (1) (m) that are attributable to the proceeds of obligations incurred in financing such facilities, and to make payments under an agreement or ancillary arrangement entered into under s. 18.06 (8) (a).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 403. 20.485 (1) (kg) of the statutes is amended to read:

20.485 **(1)** (kg) *Grants to counties.* The amounts in the schedule for the payments of grants made under s. 45.82 (1) to (3). All moneys transferred from the appropriation account under par. ~~(gk)~~ (r) for this purpose shall be credited to this appropriation account.

SECTION 404. 20.485 (1) (kx) of the statutes is created to read:

20.485 **(1)** (kx) *Interagency and intra–agency programs.* All moneys received from other state agencies and all moneys received by the department from the department for the administration of programs or projects relating to veterans, for the purposes for which received.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 405. 20.485 (1) (ky) of the statutes is created to read:

20.485 **(1)** (ky) *Interagency and intra–agency aids.* All moneys received from other state agencies and all moneys received by the department from the department for aids to individuals and organizations relating to veterans, for the purposes for which received.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 406. 20.485 (1) (kz) of the statutes is created to read:

20.485 **(1)** (kz) *Interagency and intra–agency local assistance.* All moneys received from other state agencies and all moneys received by the department from the department for local assistance relating to veterans, for the purposes for which received.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 407. 20.485 (1) (m) of the statutes is amended to read:

20.485 **(1)** (m) *Federal aid; care at veterans homes.* All moneys received from the federal government for care of veterans of any war or military expedition of the United States who have been admitted to and cared for at Wisconsin veterans homes under s. 45.50. The net revenues accruing under this paragraph shall be credited to the appropriation under par. ~~(gk)~~ (r).

SECTION 408. 20.485 (2) (ac) of the statutes is repealed.

SECTION 409. 20.485 (2) (dm) of the statutes is amended to read:

20.485 **(2)** (dm) *Military funeral honors.* ~~Biennially, from~~ From the general fund, ~~the amounts in the schedule~~ a sum sufficient to provide military funeral honors for veterans under s. 45.60.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 410. 20.485 (2) (km) of the statutes is amended to read:

20.485 **(2)** (km) *American Indian grants and tribal college tuition reimbursements.* The amounts in the schedule for grants to American Indian tribes and bands under s. 45.82 (4) and for the reimbursement of veterans for the cost of tuition at tribal colleges under s. 45.205 (2). All moneys transferred from the appropriation account under s. 20.505 (8) (hm) 13m. shall be credited to this

appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year shall revert to the appropriation account under s. 20.505 (8) (hm).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 411. 20.485 (2) (rm) of the statutes is amended to read:

20.485 **(2)** (rm) *Veterans assistance ~~program~~ programs; fish and game vouchers*. Biennially, the amounts in the schedule for general program operations of the veterans assistance program under s. 45.43 ~~and~~, for grants under s. 45.03 (13) (j), and for reimbursements to the department of natural resources under s. 29.1945 (2).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 412. 20.485 (2) (vm) of the statutes is amended to read:

20.485 **(2)** (vm) *Assistance to needy veterans and veteran start–up businesses*. The amounts in the schedule for aid payments under s. 45.40 and for the grant to VETransfer, Inc., under s. 45.45.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 413. 20.485 (2) (vw) of the statutes is amended to read:

20.485 **(2)** (vw) *Payments to veterans organizations for claims service; grants for the operation of Camp American Legion; grants to American Indian tribes and bands*. The amounts in the schedule ~~to pay~~ for payments to veterans organizations for claims services ~~as prescribed in~~ under s. 45.41 (2) and (3m), for grants to the Wisconsin department of the American Legion under s. 45.41 (5) to operate Camp American Legion, and for grants to American Indian tribes and bands under s. 45.82 (4).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

****NOTE: This is reconciled s. 20.485 (2) (vw). This SECTION has been affected by drafts with the following LRB numbers: –1208; –1427.

SECTION 414. 20.505 (1) (f) of the statutes is created to read:

20.505 **(1)** (f) *Capital investment program.* The amounts in the schedule for the capital investment program under s. 16.004 (19).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 415. 20.505 (1) (fp) of the statutes is created to read:

20.505 **(1)** (fp) *Enterprise resource planning system; general purpose revenue.* The amounts in the schedule to support the enterprise resource planning system under s. 16.971 (2) (cf). The secretary may transfer moneys appropriated under this paragraph to the appropriation under par. (kd).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 416. 20.505 (1) (id) 2. of the statutes is amended to read:

20.505 **(1)** (id) 2. The amount transferred to ~~sub. (6) (ki)~~ s. 20.455 (2) (ki) shall be the amount in the schedule under ~~sub. (6) (ki)~~ s. 20.455 (2) (ki).

SECTION 417. 20.505 (1) (id) 3. of the statutes is amended to read:

20.505 **(1)** (id) 3. The amount transferred to ~~sub. (6) (kb)~~ s. 20.455 (2) (kb) shall be the amount in the schedule under ~~sub. (6) (kb)~~ s. 20.455 (2) (kb).

SECTION 418. 20.505 (1) (id) 4. of the statutes is amended to read:

20.505 **(1)** (id) 4. The amount transferred to ~~sub. (6) (ke)~~ s. 20.455 (5) (ke) shall be the amount in the schedule under ~~sub. (6) (ke)~~ s. 20.455 (5) (ke).

SECTION 419. 20.505 (1) (id) 5. of the statutes is amended to read:

20.505 **(1)** (id) 5. The amount transferred to ~~sub. (6) (kn)~~ s. 20.455 (2) (kn) shall be the amount in the schedule under ~~sub. (6) (kn)~~ s. 20.455 (2) (kn).

SECTION 420. 20.505 (1) (id) 5d. of the statutes is amended to read:

20.505 **(1)** (id) 5d. The amount transferred to ~~sub. (6) (ko)~~ s. 20.455 (2) (ko) shall be the amount in the schedule under ~~sub. (6) (ko)~~ s. 20.455 (2) (ko).

SECTION 421. 20.505 (1) (is) of the statutes is amended to read:

20.505 **(1)** (is) *Information technology and communications services; nonstate entities.* ~~From the sources specified in~~ All moneys received from state authorities, units of the federal government, local governmental units, tribal schools, and entities in the private sector under ss. 16.972 (2) (b) and (c), 16.974 (2) and (3), and 16.997 (2) (d) and (2g) (a) 3., to provide computer, telecommunications, electronic communications, and supercomputer services, but not ~~integrated business information~~ enterprise resource planning system services under s. 16.971 (2) (cf), to state authorities, units of the federal government, local governmental units, tribal schools, individuals, and entities in the private sector~~, the amounts in the schedule~~.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

****NOTE: This is reconciled s. 20.505 (1) (is). This SECTION has been affected by drafts with the following LRB numbers: LRB–1196/P1, LRB–0834/3 and LRB–0893/P1.

SECTION 422. 20.505 (1) (iv) (title) of the statutes is amended to read:

20.505 **(1)** (iv) (title) *~~Integrated business information~~ Enterprise resource planning system; nonstate entities.*

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 423. 20.505 (1) (kd) of the statutes is amended to read:

20.505 **(1)** (kd) *~~Integrated business information~~ Enterprise resource planning system.* All moneys received from any agency, as defined in s. 16.97 (1m), and all moneys transferred from the appropriation under par. (fp), for information technology purposes under s. 16.971 (2) (cf), to be used for those purposes.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 424. 20.505 (1) (ke) of the statutes is amended to read:

20.505 **(1)** (ke) *Telecommunications services; state agencies; veterans services.* The amounts in the schedule to provide telecommunications services to state agencies and to provide veterans services under s. 16.973 (9). All moneys received from the provision of telecommunications services to state agencies under ss. 16.972 ~~and~~, 16.973 ~~or under s.~~, and 16.997 (2) (d), other than moneys received and disbursed under s. 20.225 (1) (kb), shall be credited to this appropriation account.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 425. 20.505 (1) (kf) of the statutes is amended to read:

20.505 **(1)** (kf) *Procurement services.* For administration of the department's procurement functions under subch. IV of ch. 16. All moneys received from state agencies under s. 16.71 (6) for procurement services provided by the department to the agencies ~~and~~, from assessments for procurement savings realized by the agencies receiving those services, and from agencies and vendors under s. 16.701 (1m) for costs of the electronic procurement system under that section.

SECTION 426. 20.505 (1) (kk) of the statutes is created to read:

20.505 **(1)** (kk) *Information technology infrastructure services; interagency transfers.* All moneys received as assessments from the appropriations of executive branch agencies as required under s. 16.972 (2) (j) for the purpose of funding transferred positions, employees, and equipment related to information technology infrastructure services under s. 16.972 (2) (j).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 427. 20.505 (1) (kL) of the statutes is amended to read:

20.505 **(1)** (kL) *Printing, mail, communication, and information technology services; agencies.* From the sources specified in ss. 16.971, 16.972, 16.973, and 16.974 (3), other than sources that are not state agencies, to provide printing, mail processing, electronic communications, and information technology development, management, and processing services, but not ~~integrated business information~~ enterprise resource planning system services under s. 16.971 (2) (cf), to state agencies, the amounts in the schedule.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

****NOTE: This is reconciled s. 20.505 (1) (kL). This SECTION has been affected by drafts with the following LRB numbers: LRB–1196/P1 and LRB–0834/3.

SECTION 428. 20.505 (1) (kp) of the statutes is amended to read:

20.505 **(1)** (kp) *Interagency assistance; justice information systems.* The amounts in the schedule for the development and operation of automated justice information systems under s. 16.971 (9). All moneys transferred from the appropriation account under ~~sub. (6) (m)~~ s. 20.455 (2) (m) shall be credited to this appropriation account.

SECTION 429. 20.505 (1) (qm) of the statutes is repealed.

SECTION 430. 20.505 (4) (er) of the statutes is amended to read:

20.505 **(4)** (er) *Service award program; state matching awards.* A sum sufficient to make the payments required under s. 16.25 (3) (d). The amount appropriated under this paragraph may not exceed ~~$2,000,000~~ $3,000,000 in a fiscal year.

SECTION 431. 20.505 (4) (u) of the statutes is created to read:

20.505 **(4)** (u) *Broadband expansion grants.* From the universal service fund, as a continuing appropriation the amounts in the schedule for broadband expansion grants under s. 16.9795.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 432. 20.505 (5) (ka) of the statutes is amended to read:

20.505 **(5)** (ka) *Facility operations and maintenance; police and protection functions.* The amounts in the schedule for the purpose of financing the costs of operation of state–owned or operated facilities that are not funded from other appropriations, including custodial and maintenance services; for minor projects; for utilities, fuel, heat and air conditioning; for assessments levied by the department under s. 16.847 (3) for costs incurred and savings generated at departmental facilities; for facility design services provided to agencies under s. 16.849; and for costs incurred under ss. 16.858 and 16.895 by or on behalf of the department; and for police and protection functions under s. 16.84 (2) and (3). All moneys received from state agencies for the operation of such facilities, from parking rental fees established under s. 16.843 (2) (bm) and miscellaneous other sources, ~~all moneys received~~ from assessments under s. 16.895, ~~all moneys received for~~ from the performance of gaming protection functions under s. 16.84 (3), and from the fees assessed under s. 16.849, and all moneys transferred from the appropriation account under s. 20.865 (2) (e) for this purpose shall be credited to this appropriation account.

SECTION 433. 20.505 (6) (title) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 434. 20.505 (6) (a) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 435. 20.505 (6) (b) of the statutes is renumbered 20.455 (2) (em) and amended to read:

20.455 **(2)** (em) *Alternatives to prosecution and incarceration for persons who use alcohol or other drugs; presentencing assessments.* The amounts in the schedule for making grants to counties under s. ~~16.964 (12) (b) and entering into contracts under s. 16.964 (12) (j)~~ 165.95 (2).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 436. 20.505 (6) (d) of the statutes is renumbered 20.455 (2) (cr) and amended to read:

20.455 **(2)** (cr) *Youth diversion.* The amounts in the schedule for youth diversion services under s. ~~16.964 (8) (a) and (c)~~ 165.987 (1) and (3).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 437. 20.505 (6) (gj) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 438. 20.505 (6) (h) of the statutes is renumbered 20.455 (2) (hm) and amended to read:

20.455 **(2)** (hm) *Public safety interoperable communication system; general usage fees.* The amounts in the schedule to operate a statewide public safety interoperable communication system. All moneys received from users as fees under s. ~~16.964 (15) (b) 2.~~ 165.25 (17) (b) 2. shall be credited to this appropriation account.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 439. 20.505 (6) (i) of the statutes is renumbered 20.455 (2) (gb) and amended to read:

20.455 **(2)** (gb) *Gifts and grants.* All moneys received from gifts and grants, other than moneys received for and credited to ~~the appropriation accounts~~ another appropriation account under ~~pars. (k) to (p)~~ this subsection, to carry out the purposes for which made and received.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 440. 20.505 (6) (k) of the statutes is renumbered 20.455 (2) (ky) and amended to read:

20.455 **(2)** (ky) *Law enforcement programs and youth diversion — administration.* The amounts in the schedule for administering grants for law enforcement assistance and for administering the youth diversion program under s. ~~16.964 (8)~~ 165.987. All moneys transferred from the appropriation account under ~~s. 20.455 (2)~~ par. (i) 13. shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year shall be transferred to the appropriation account under s. 20.455 (2) (i).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 441. 20.505 (6) (ka) of the statutes is renumbered 20.455 (2) (ka) and amended to read:

20.455 **(2)** (ka) *Public safety interoperable communication system; state fees.* The amounts in the schedule to operate a statewide public safety interoperable communication system. All moneys received from public safety agencies that are state agencies as fees under s. ~~16.964 (15) (b) 1.~~ 165.25 (17) (b) 1. shall be credited to this appropriation account.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 442. 20.505 (6) (kb) of the statutes is renumbered 20.455 (2) (kb) and amended to read:

20.455 **(2)** (kb) *Law enforcement officer supplement grants.* The amounts in the schedule to provide grants for uniformed law enforcement officers under s. ~~16.964 (5)~~ 165.986. All moneys transferred from the appropriation account under ~~sub. (1) (id) 3.~~ s. 20.505 (1) (id) 3. shall be credited to this appropriation account.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 443. 20.505 (6) (ke) of the statutes is renumbered 20.455 (5) (ke) and amended to read:

20.455 **(5)** (ke) *Child advocacy centers.* The amounts in the schedule for grants to child advocacy centers under s. ~~16.964 (14)~~ 165.96. All moneys transferred from the appropriation account under ~~sub. (1) (id) 4.~~ s. 20.505 (1) (id) 4. shall be credited to this appropriation account.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 444. 20.505 (6) (kf) of the statutes is renumbered 20.410 (1) (ke) and amended to read:

20.410 **(1)** (ke) *American Indian reintegration program.* The amounts in the schedule for the American Indian reintegration program under s. ~~16.964 (17)~~ 301.073. All moneys transferred from the appropriation account under ~~sub. (8) (hm) 23.~~ s. 20.505 (8) (hm) 23. shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year shall revert to the appropriation account under ~~sub. (8) (hm)~~ s. 20.505 (8) (hm).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 445. 20.505 (6) (ki) of the statutes is renumbered 20.455 (2) (ki) and amended to read:

20.455 **(2)** (ki) *Interoperable communications system.* The amounts in the schedule to operate a statewide public safety interoperable communication system. All moneys transferred from the appropriation account under ~~sub. (1) (id) 2.~~ s. 20.505 (1) (id) 2. shall be credited to this appropriation account.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 446. 20.505 (6) (kj) of the statutes is renumbered 20.455 (2) (kj) and amended to read:

20.455 **(2)** (kj) *Youth diversion program.* The amounts in the schedule for youth diversion services under s. ~~16.964 (8) (a) and (c)~~ 165.987 (1) and (3). All moneys transferred from the appropriation account under ~~s. 20.455 (2) (i) 8.~~ par. (i) 8. shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year shall be transferred to the appropriation account under ~~s. 20.455 (2) (i)~~ par. (i).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 447. 20.505 (6) (km) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 448. 20.505 (6) (kn) of the statutes is renumbered 20.455 (2) (kn) and amended to read:

20.455 **(2)** (kn) *Alternatives to prosecution and incarceration for persons who use alcohol or other drugs; justice information fee.* The amounts in the schedule for administering and making grants to counties under s. ~~16.964 (12) (b)~~ 165.95 (2). All

moneys transferred from the appropriation account under ~~sub. (1) (id) 5.~~ s. 20.505 (1) (id) 5. shall be credited to this appropriation account.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 449. 20.505 (6) (ko) of the statutes is renumbered 20.455 (2) (ko) and amended to read:

20.455 **(2)** (ko) *Wisconsin ~~Justice Information Sharing Program~~ justice information sharing program*. The amounts in the schedule for the development and operation of a justice information system. All moneys transferred from the appropriation account under ~~sub. (1) (id) 5d.~~ s. 20.505 (1) (id) 5d. shall be credited to this appropriation account.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 450. 20.505 (6) (ku) of the statutes is renumbered 20.455 (2) (kv) and amended to read:

20.455 **(2)** (kv) *Grants for substance abuse treatment programs for criminal offenders*. All moneys received under s. 961.41 (5) (c) 2. or 973.043 for the purpose of making grants to counties under s. ~~16.964 (12) (b) and entering into contracts under s. 16.964 (12) (j)~~ 165.95 (2).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 451. 20.505 (6) (m) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 452. 20.505 (6) (mb) of the statutes is renumbered 20.465 (3) (mb).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 453. 20.505 (6) (n) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 454. 20.505 (6) (p) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 455. 20.505 (7) (title) of the statutes is amended to read:

20.505 **(7)** (title) HOUSING ~~ASSISTANCE~~ AND COMMUNITY DEVELOPMENT.

SECTION 456. 20.505 (7) (k) of the statutes is amended to read:

20.505 **(7)** (k) *Sale of materials or services.* All moneys received from the sale of materials or services related to ~~housing~~ assistance under ss. 16.301 to 16.315 to the department or other state agencies, for the purpose of providing those materials and services.

SECTION 457. 20.505 (7) (m) of the statutes is amended to read:

20.505 **(7)** (m) *Federal aid; state operations.* All moneys received from the federal government for state operations related to ~~housing~~ assistance under ss. 16.301 to 16.315, as authorized by the governor under s. 16.54, for the purposes of state operations.

SECTION 458. 20.505 (7) (n) of the statutes is amended to read:

20.505 **(7)** (n) *Federal aid; local assistance.* All moneys received from the federal government for local assistance related to ~~housing~~ assistance under ss. 16.301 to 16.315, as authorized by the governor under s. 16.54, for the purposes of providing local assistance.

SECTION 459. 20.505 (7) (o) of the statutes is amended to read:

20.505 **(7)** (o) *Federal aid; individuals and organizations.* All moneys received from the federal government for aids to individuals and organizations related to ~~housing~~ assistance under ss. 16.301 to 16.315, as authorized by the governor under s. 16.54, for the purpose of providing aids to individuals and organizations.

SECTION 460. 20.505 (8) (hm) 23. of the statutes is amended to read:

20.505 **(8)** (hm) 23. The amount transferred to ~~sub. (6) (kf)~~ s. 20.410 (1) (ke) shall be the amount in the schedule under ~~sub. (6) (kf)~~ s. 20.410 (1) (ke).

SECTION 461. 20.505 (8) (j) of the statutes is amended to read:

20.505 **(8)** (j) *General program operations; raffles ~~and crane games~~.* The amounts in the schedule for general program operations relating to raffles under subchs. II and VIII of ch. 563 ~~and relating to crane games under ch. 564~~. All moneys received by the department of administration under ss. 563.92 (2)~~,~~ and 563.98 (1g) ~~and 564.02 (2)~~ shall be credited to this appropriation account.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 462. 20.515 (1) (tm) of the statutes is created to read:

20.515 **(1)** (tm) *Health savings account plan.* All moneys deposited in the public employee trust fund relating to the establishment and operation of health savings accounts under s. 40.515 to be used for the payment of expenses relating to health savings accounts.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 463. 20.550 (1) (em) of the statutes is created to read:

20.550 **(1)** (em) *Salary adjustments.* The amounts in the schedule to fund the costs of the salary adjustments for assistant state public defenders under s. 230.12 (11).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 464. 20.835 (3) (b) of the statutes is amended to read:

20.835 **(3)** (b) *School levy tax credit and first dollar credit.* A sum sufficient to make the payments under s. 79.10 (4) and (5m)~~, to the extent that the payments are not paid under par. (qb)~~.

SECTION 465. 20.835 (3) (qb) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 466. 20.855 (1) (f) of the statutes is created to read:

20.855 **(1)** (f) *Payment of fees to financial institutions.* A sum sufficient to pay fees to financial institutions relating to the investment of moneys in the general fund in the state investment fund, other than moneys in program revenue appropriation accounts under s. 20.285, that are not otherwise paid from earnings from the investment of the moneys.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 467. 20.855 (4) (gd) of the statutes is created to read:

20.855 **(4)** (gd) *American Red Cross, Badger Chapter.* As a continuing appropriation, from moneys received as amounts designated under s. 71.10 (5k) (b), the net amount certified under s. 71.10 (5k) (h) 3. for the Badger Chapter of the American Red Cross for its Wisconsin Disaster Relief Fund.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 468. 20.855 (7) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 469. 20.865 (intro.) of the statutes is amended to read:

20.865 Program supplements. (intro.) There is appropriated to the various state agencies from the respective funds and accounts from which their appropriations are financed, the amounts provided in this section as approved by the

department of administration under ss. 16.50 and 20.928, but only after the amounts included in the respective program appropriations for the purposes specified in this section have been exhausted. Every expenditure under this section for purposes normally financed by a program revenue appropriation or segregated revenue appropriation from program receipts shall be charged to the appropriate account, but if there are insufficient moneys available in that account, the expenditure shall be charged to the fund from which the appropriation is made. Those general fund expenditures paid from general purpose revenues for purposes financed by program revenues shall be separately accounted for and the general fund, except as otherwise provided in sub. (2) (d), (j) and (t) ~~and s. 36.52~~, shall be reimbursed for those expenditures as soon as moneys become available in the appropriate account.

SECTION 470. 20.865 (1) (c) of the statutes, as affected by 2011 Wisconsin Act 32, is amended to read:

20.865 **(1)** (c) *Compensation and related adjustments.* A sum sufficient to supplement the appropriations to state agencies for the cost of compensation and related adjustments approved by the legislature under s. 111.92 for represented employees and by the joint committee on employment relations under s. 230.12 and by the legislature, when required, for nonrepresented employees in the classified service and comparable adjustments for nonrepresented employees in the unclassified service, except those nonrepresented employees specified in ss. 20.923 (6) (c) and 230.08 (2) (f), as determined under s. 20.928~~, other than adjustments funded under par. (cj)~~. Unclassified employees included under s. 20.923 (2) need not be paid comparable adjustments.

SECTION 471. 20.865 (1) (ci) of the statutes, as affected by 2011 Wisconsin Act 32, is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 472. 20.865 (1) (cj) of the statutes is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 473. 20.865 (1) (i) of the statutes, as affected by 2011 Wisconsin Act 32, is amended to read:

20.865 **(1)** (i) *Compensation and related adjustments; program revenues.* From the appropriate program revenue and program revenue – service accounts, a sum sufficient to supplement the appropriations to state agencies for the cost of compensation and related adjustments approved by the legislature under s. 111.92 for represented employees and by the joint committee on employment relations under s. 230.12 and the legislature, when required for nonrepresented employees in the classified service and comparable adjustments for nonrepresented employees in the unclassified service, except those nonrepresented employees specified in ss. 20.923 (6) (c) and 230.08 (2) (f), as determined under s. 20.928~~, other than adjustments funded under par. (cj)~~. Unclassified employees included under s. 20.923 (2) need not be paid comparable adjustments.

SECTION 474. 20.865 (1) (ic) of the statutes, as affected by 2011 Wisconsin Act 32, is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 475. 20.865 (1) (si) of the statutes, as affected by 2011 Wisconsin Act 32, is repealed.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 476. 20.865 (2) (i) (title) of the statutes is amended to read:

20.865 **(2)** (i) (title) ~~*Integrated business information*~~ *Enterprise resource planning system; program revenues.*

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 477. 20.865 (2) (r) (title) of the statutes is amended to read:

20.865 **(2)** (r) (title) ~~*Integrated business information*~~ *Enterprise resource planning system; segregated revenues.*

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 478. 20.866 (1) (u) of the statutes is amended to read:

20.866 **(1)** (u) *Principal repayment and interest.* A sum sufficient from moneys appropriated under sub. (2) (zp) and ss. 20.115 (2) (d) and (7) (b) and (s), 20.190 (1) (c), (d), (i), and (j), 20.225 (1) (c) and (i), 20.245 (1) (e) and (j), 20.250 (1) (c) and (e), 20.255 (1) (d), 20.285 (1) (d), (je), and (gj), 20.320 (1) (c) and (t) and (2) (c), 20.370 (7) (aa), (ac), (ag), (aq), (ar), (at), (au), (bq), (br), (cb), (cc), (cd), (cg), (cq), (cr), (cs), (ct), (ea), (eq), and (er), 20.395 (6) (af), (aq), (ar), and (au), 20.410 (1) (e), (ec), and (ko) and (3) (e), 20.435 (2) (ee), 20.465 (1) (d), 20.485 (1) (f) and ~~(go)~~ (rg), (3) (t) and (4) (qm), 20.505 (4) (es), (et), (ha), and (hb) and (5) (c), (g), and (kc), 20.855 (8) (a), and 20.867 (1) (a) and (b) and (3) (a), (b), (bb), (bc), (bd), (be), (bf), (bg), (bh), (bi), (bj), ~~(bk),~~ (bm), (bn), (bp), (bq), (br), (bu), (bv), (g), (h), (i), (kd), and (q) for the payment of principal, interest, premium due, if any, and payment due, if any, under an agreement or ancillary arrangement entered into under s. 18.06 (8) (a) relating to any public debt contracted under subchs. I and IV of ch. 18.

SECTION 479. 20.866 (2) (td) of the statutes is amended to read:

20.866 **(2)** (td) *Safe drinking water loan program.* From the capital improvement fund, a sum sufficient to be transferred to the environmental

improvement fund for the safe drinking water loan program under s. 281.61. The state may contract public debt in an amount not to exceed ~~$54,800,000~~ $61,900,000 for this purpose.

SECTION 480. 20.866 (2) (tf) of the statutes is amended to read:

20.866 **(2)** (tf) *Natural resources; nonpoint source.* From the capital improvement fund, a sum sufficient for the department of natural resources to fund nonpoint source water pollution abatement projects under s. 281.65 (4c) and (4e). The state may contract public debt in an amount not to exceed ~~$25,000,000~~ $32,000,000 for this purpose.

SECTION 481. 20.866 (2) (th) of the statutes is amended to read:

20.866 **(2)** (th) *Natural resources; urban nonpoint source cost–sharing.* From the capital improvement fund, a sum sufficient for the department of natural resources to provide cost–sharing grants for urban nonpoint source water pollution abatement and storm water management projects under s. 281.66, to provide municipal flood control and riparian restoration cost–sharing grants under s. 281.665, and to make the grant under 2007 Wisconsin Act 20, section 9135 (1i). The state may contract public debt in an amount not to exceed ~~$41,900,000~~ $46,900,000 for this purpose. Of this amount, $500,000 is allocated in fiscal biennium 2001–03 for dam rehabilitation grants under s. 31.387.

SECTION 482. 20.866 (2) (ti) of the statutes is amended to read:

20.866 **(2)** (ti) *Natural resources; contaminated sediment removal.* From the capital improvement fund, a sum sufficient for the department of natural resources to fund removal of contaminated sediment under s. 281.87. The state may contract public debt in an amount not to exceed ~~$27,000,000~~ $32,000,000 for this purpose.

SECTION 483. 20.866 (2) (tx) of the statutes is amended to read:

20.866 **(2)** (tx) *Natural resources; dam safety projects.* From the capital improvement fund, a sum sufficient for the department of natural resources to provide financial assistance to counties, cities, villages, towns, and public inland lake protection and rehabilitation districts for dam safety projects under s. 31.385. The state may contract public debt in an amount not to exceed ~~$13,500,000~~ $17,500,000 for this purpose.

SECTION 484. 20.866 (2) (uup) of the statutes is amended to read:

20.866 **(2)** (uup) *Transportation; ~~Marquette interchange, zoo interchange,~~ southeast rehabilitation projects, southeast megaprojects, and ~~I 94 north–south corridor reconstruction~~ high–cost bridge projects.* From the capital improvement fund, a sum sufficient for the department of transportation to fund the Marquette interchange reconstruction project under s. 84.014, as provided under s. 84.555, the reconstruction of the I 94 north–south corridor and the zoo interchange, as provided under s. 84.555 (1m), ~~and~~ southeast Wisconsin freeway megaprojects under s. 84.0145, as provided under s. 84.555 (1m), and high–cost state highway bridge projects under s. 84.017, as provided under s. 84.555 (1m). The state may contract public debt in an amount not to exceed $704,750,000 for these purposes. In addition, the state may contract public debt in an amount not to exceed $107,000,000 for the reconstruction of the Zoo interchange and I 94 north–south corridor, as provided under s. 84.555 (1m), as southeast Wisconsin freeway megaprojects under s. 84.0145, and in an amount not to exceed $200,000,000 for high–cost state highway bridge projects under s. 84.017, as provided under s. 84.555 (1m).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 485. 20.866 (2) (uur) of the statutes is amended to read:

20.866 **(2)** (uur) *Transportation; state highway rehabilitation projects, southeast megaprojects*. From the capital improvement fund, a sum sufficient for the department of transportation to fund state highway rehabilitation projects, as provided under s. 84.95, and southeast Wisconsin freeway megaprojects under s. 84.0145, as provided under s. 84.555 (1m). The state may contract public debt in an amount not to exceed $250,000,000 for ~~this purpose~~ these purposes. In addition, the state may contract public debt in an amount not to exceed $50 million for ~~this purpose~~ these purposes. In addition, the state may contract public debt in an amount not to exceed $204,712,200 for ~~this purpose~~ these purposes. In addition, the state may contract public debt in an amount not to exceed $115,351,500 for ~~this purpose~~ these purposes. In addition, the state may contract public debt in an amount not to exceed $200,000,000 for southeast Wisconsin freeway megaprojects under s. 84.0145, as provided under s. 84.555 (1m).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 486. 20.866 (2) (uv) of the statutes is amended to read:

20.866 **(2)** (uv) *Transportation, harbor improvements.* From the capital improvement fund, a sum sufficient for the department of transportation to provide grants for harbor improvements. The state may contract public debt in an amount not to exceed ~~$76,800,000~~ $87,500,000 for this purpose.

SECTION 487. 20.866 (2) (uw) of the statutes is amended to read:

20.866 **(2)** (uw) *Transportation; rail acquisitions and improvements.* From the capital improvement fund, a sum sufficient for the department of transportation to acquire railroad property under ss. 85.08 (2) (L) and 85.09; and to provide grants and loans for rail property acquisitions and improvements under s. 85.08 (4m) (c) and (d).

The state may contract public debt in an amount not to exceed ~~$156,500,000~~ $216,500,000 for these purposes.

SECTION 488. 20.866 (2) (we) of the statutes is amended to read:

20.866 **(2)** (we) *Agriculture; soil and water.* From the capital improvement fund, a sum sufficient for the department of agriculture, trade and consumer protection to provide for soil and water resource management under s. 92.14. The state may contract public debt in an amount not to exceed ~~$47,075,000~~ $54,075,000 for this purpose.

SECTION 489. 20.866 (2) (xm) of the statutes is amended to read:

20.866 **(2)** (xm) *Building commission; refunding tax–supported and self–amortizing general obligation debt.* From the capital improvement fund, a sum sufficient to refund the whole or any part of any unpaid indebtedness used to finance tax–supported or self–amortizing facilities. In addition to the amount that may be contracted under par. (xe), the state may contract public debt in an amount not to exceed ~~$1,775,000,000~~ $3,785,000,000 for this purpose. Such indebtedness shall be construed to include any premium and interest payable with respect thereto. Debt incurred by this paragraph shall be repaid under the appropriations providing for the retirement of public debt incurred for tax–supported and self–amortizing facilities in proportional amounts to the purposes for which the debt was refinanced. No moneys may be expended under this paragraph unless the true interest costs to the state can be reduced by the expenditure.

SECTION 490. 20.867 (3) (h) of the statutes is amended to read:

20.867 **(3)** (h) *Principal repayment, interest, and rebates.* A sum sufficient to guarantee full payment of principal and interest costs for self–amortizing or partially self–amortizing facilities enumerated under ss. 20.190 (1) (j), 20.245 (1) (j),

20.285 (1) (gj) and (je), 20.370 (7) (eq), 20.485 (1) ~~(go)~~ (rg), and 20.867 (3) (kd) if moneys available in those appropriations are insufficient to make full payment, to make full payment of the amounts determined by the building commission under s. 13.488 (1) (m) if the appropriation under s. 20.190 (1) (j), 20.245 (1) (j), 20.285 (1) (gj) and (je), 20.485 (1) (g), or 20.867 (3) (kd) is insufficient to make full payment of those amounts, and to make payments under an agreement or ancillary arrangement entered into under s. 18.06 (8) (a). All amounts advanced under the authority of this paragraph shall be repaid to the general fund whenever the balance of the appropriation for which the advance was made is sufficient to meet any portion of the amount advanced. The department of administration may take whatever action is deemed necessary including the making of transfers from program revenue appropriations and corresponding appropriations from program receipts in segregated funds and including actions to enforce contractual obligations that will result in additional program revenue for the state, to ensure recovery of the amounts advanced.

SECTION 491. 20.921 (1) (a) 6. of the statutes is created to read:

20.921 **(1)** (a) 6. Payment into a health savings account established for that officer or employee under s. 40.515.

SECTION 492. 20.923 (4) (a) 3. of the statutes is repealed.

SECTION 493. 20.923 (4) (a) 4. of the statutes is repealed.

SECTION 494. 20.923 (4) (c) 1m. of the statutes is created to read:

20.923 **(4)** (c) 1m. Administration, department of: regional directors of intergovernmental affairs.

SECTION 495. 20.923 (4) (c) 5. of the statutes is created to read:

20.923 **(4)** (c) 5. Justice, department of: executive director of the office of crime victim services.

SECTION 496. 20.923 (6) (e) of the statutes is amended to read:

20.923 **(6)** (e) Law library, state: librarian, assistant librarian, clerical and expert assistants.

SECTION 497. 20.923 (9) of the statutes is amended to read:

20.923 **(9)** ~~EXECUTIVE~~ ASSISTANT DEPUTY SECRETARY AND EXECUTIVE ASSISTANTS. Salaries for assistant deputy secretaries and executive assistants appointed under ss. 15.05 (3) and 15.06 (4m) shall be set by the appointing authority. The salary for an assistant deputy secretary or an executive assistant appointed under s. 15.05 (3) or 15.06 (4m), other than the salary for the executive assistant to the director of the technical college system, may not exceed the maximum of the salary range 2 ranges below the salary range for the executive salary group to which the department or agency head is assigned. The position of administrative assistant to the lieutenant governor shall be treated as are executive assistants for pay purposes under this subsection. The salary for the executive assistant appointed under s. 230.04 (16) shall be set by the appointing authority. The salary for that position may not exceed the maximum of the salary range 2 ranges below the salary range for the executive salary group to which the appointing authority is assigned.

SECTION 498. 20.928 (1) of the statutes is amended to read:

20.928 **(1)** Each state agency head shall certify to the department of administration, at such time and in such manner as the secretary of administration prescribes, the sum of money needed by the state agency from the appropriations under s. 20.865 (1) (c), ~~(ci), (cj),~~ (d), (i), ~~(ic),~~ (j), (s), ~~(si),~~ and (t). Upon receipt of the certifications together with such additional information as the secretary of

administration prescribes, the secretary shall determine the amounts required from the respective appropriations to supplement state agency budgets.

SECTION 499. 20.928 (1m) of the statutes is repealed.

SECTION 500. 20.928 (4) of the statutes is repealed.

SECTION 501. 23.0917 (3) (br) of the statutes is renumbered 23.0917 (3) (br) (intro.) and amended to read:

23.0917 **(3)** (br) (intro.) ~~Beginning with fiscal year 2010–11 and ending with fiscal year 2019–20, in~~ In obligating moneys under the subprogram for land acquisition, the department shall set aside ~~in each fiscal year~~ not less than ~~$12,000,000~~ the following amounts that may be obligated only to provide for grants awarded to nonprofit conservation organizations under s. 23.096~~.~~:

SECTION 502. 23.0917 (3) (br) 1. of the statutes is created to read:

23.0917 **(3)** (br) 1. For each fiscal year beginning with 2010–11 and ending with fiscal year 2012–13, $12,000,000.

SECTION 503. 23.0917 (3) (br) 2. of the statutes is created to read:

23.0917 **(3)** (br) 2. For fiscal years 2013–14 and 2014–15, $9,000,000.

SECTION 504. 23.0917 (3) (br) 3. of the statutes is created to read:

23.0917 **(3)** (br) 3. For each fiscal year beginning with 2015–16 and ending with fiscal year 2019–20, $12,000,000.

SECTION 505. 23.0917 (3) (dm) 6g. of the statutes is created to read:

23.0917 **(3)** (dm) 6g. For fiscal years 2013–14 and 2014–15, $32,000,000.

SECTION 506. 23.0917 (3) (dm) 7. of the statutes is amended to read:

23.0917 **(3)** (dm) 7. For each fiscal year beginning with ~~2013–14~~ 2015–16 and ending with fiscal year 2019–20, $42,500,000.

SECTION 507. 23.0917 (4) (c) 4. of the statutes is created to read:

23.0917 **(4)** (c) 4. Infrastructure improvements to the Kettle Moraine Springs fish hatchery. This subdivision does not apply after June 30, 2017.

SECTION 508. 23.0917 (4) (d) 1m. c. of the statutes is amended to read:

23.0917 **(4)** (d) 1m. c. For ~~each~~ fiscal ~~year beginning with~~ years 2013–14 and ~~ending with fiscal year 2019–20, $15,000,000~~ 2014–15, $25,500,000.

SECTION 509. 23.0917 (4) (d) 1m. d. of the statutes is created to read:

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

SECTION 510. 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).

SECTION 511. 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.

SECTION 512. 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.

SECTION 513. 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.

SECTION 514. 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.

SECTION 515. 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.

SECTION 516. 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); <u>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;</u> and all gifts of money received by the board of veterans affairs for the purposes of this fund.

SECTION 517. 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).

SECTION 518. 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).

SECTION 519. 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.

SECTION 520. 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.

SECTION 521. 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.

SECTION 522. 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.

SECTION 523. 25.47 (2) of the statutes is amended to read:

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

SECTION 524. 25.47 (3) of the statutes is amended to read:

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

SECTION 525. 25.47 (4) of the statutes is amended to read:

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

SECTION 526. 25.47 (4m) of the statutes is amended to read:

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

SECTION 527. 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).

SECTION 528. 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).

SECTION 529. 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).

SECTION 530. 25.47 (8) of the statutes is created to read:

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

SECTION 531. 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).

SECTION 532. 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.

SECTION 533. 27.01 (7) (a) (intro.) of the statutes is created to read:

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

SECTION 534. 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).

SECTION 535. 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.

SECTION 536. 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.

SECTION 537. 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.

SECTION 538. 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.

SECTION 539. 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.

SECTION 540. 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.

SECTION 541. 27.01 (9) of the statutes is renumbered 27.01 (9) (a).

SECTION 542. 27.01 (9) (a) (title) of the statutes is created to read:

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

SECTION 543. 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.

SECTION 544. 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.

SECTION 545. 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.~~

SECTION 546. 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.

SECTION 547. 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.~~

SECTION 548. 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.

SECTION 549. 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.

SECTION 550. 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.

SECTION 551. 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).

SECTION 552. 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.

SECTION 553. 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.

SECTION 554. 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.

SECTION 555. 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.

SECTION 556. 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.

SECTION 557. 29.181 (2m) (b) of the statutes is amended to read:

29.181 **(2m)** (b) The resident has been issued one bonus deer hunting permit for that season and for that deer management area for which the resident has paid the fee specified under s. 29.563 (2) (c) 1. <u>or 1m.</u>

SECTION 558. 29.181 (3) of the statutes is created to read:

29.181 **(3)** USE OF MONEY FROM FEES. From the moneys received from the sale of bonus deer hunting permits issued that authorize the taking of deer as provided under sub. (2) (a) 2., the department shall credit an amount equal to $5 times the number of those bonus deer hunting permits issued to the appropriation under s. 20.370 (1) (hx).

SECTION 559. 29.181 (4) of the statutes is created to read:

29.181 **(4)** RULES. The department shall promulgate rules that establish the fee for a bonus deer hunting permit issued under sub. (2) (a) 2. The fee established in the rule shall be at least $5.

SECTION 560. 29.182 (1m) of the statutes is created to read:

29.182 **(1m)** OPEN SEASON REQUIREMENT. The department may not establish an open season for hunting elk that begins earlier than the Saturday nearest October 15.

SECTION 561. 29.185 (6) (d) of the statutes is repealed.

SECTION 562. 29.1945 of the statutes is created to read:

29.1945 Approvals for veterans and military members. (1) In this section, "war period" means any of the following:

(a) A period between September 11, 2001, and the ending date of Operation Enduring Freedom or an operation that is a successor to Operation Enduring 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.

SECTION 563. 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.

SECTION 564. 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.

SECTION 565. 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).

SECTION 566. 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.

SECTION 567. 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).

SECTION 568. 29.563 (4) (a) 3. of the statutes is amended to read:

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

SECTION 569. 29.563 (4) (b) 3. of the statutes is amended to read:

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

SECTION 570. 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.

SECTION 571. 29.563 (12) (c) 3r. of the statutes is repealed.

SECTION 572. 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. <u>or 1m.</u> or (d): 75 cents.

SECTION 573. 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.

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

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

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

SECTION 574. 30.025 (1b) (b) of the statutes is amended to read:

30.025 **(1b)** (b) "Permit" means an individual permit, a general permit, an approval, or a contract required under this subchapter or subch. II, a permit or an approval required under ch. 31, a storm water discharge permit required under s. 283.33 (1) (a) <u>or (am)</u>, or a wetland general permit or wetland individual permit

required under s. 281.36 or under rules promulgated under subch. II of ch. 281 to implement 33 USC 1341 (a).

SECTION 575. 30.025 (1e) (b) of the statutes is amended to read:

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

SECTION 576. 36.09 (1) (e) of the statutes, as affected by 2011 Wisconsin Act 32, is amended to read:

36.09 **(1)** (e) The board shall appoint a president of the system; a chancellor for each institution; a dean for each college campus; the state geologist; the director of the laboratory of hygiene; the director of the psychiatric institute; the state 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.

SECTION 577. 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.~~

SECTION 578. 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 <u>and ss. 13.48 (14) (am) and 16.848 (1)</u>.

SECTION 579. 36.11 (1) (b) of the statutes is amended to read:

36.11 **(1)** (b) Except as provided in this paragraph <u>and ss. 13.48 (14) (am) and 16.848 (1)</u>, 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).

SECTION 580. 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.

SECTION 581. 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.

SECTION 582. 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.

SECTION 583. 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).

SECTION 584. 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.

SECTION 585. 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).

SECTION 586. 36.115 (title) of the statutes is amended to read:

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

SECTION 587. 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.

SECTION 588. 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 ~~subsection~~ paragraph in a fiscal year unless the board receives $400,000 in gifts and grants from private sources in that fiscal year for supporting such programs.

SECTION 589. 36.25 (13s) (b) of the statutes is created to read:

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

SECTION 590. 36.25 (13w) of the statutes is created to read:

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

(b) Subject to par. (c), the board shall use the moneys appropriated under s. 20.285 (1) (f) for costs incurred by the center that relate to translational imaging

research, research imaging and scanning, research imaging equipment, and the Wisconsin Oncology Network.

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

SECTION 591. 36.25 (52) of the statutes is created to read:

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

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.

SECTION 592. 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. <u>or resided in this state for at least 5 consecutive years,</u> 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.

SECTION 593. 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.

SECTION 594. 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:

SECTION 595. 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.~~

SECTION 596. 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.~~

SECTION 597. 36.27 (3n) (b) 2m. of the statutes is repealed.

SECTION 598. 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:

SECTION 599. 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.

SECTION 600. 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 <u>and maintains a cumulative grade point average of at least 2.0</u>.

SECTION 601. 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).

SECTION 602. 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, <u>and subject to any prior action under s. 13.48 (14) (am) or 16.848 (1),</u> 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.

SECTION 603. 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:

SECTION 604. 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.

SECTION 605. 36.52 of the statutes, as affected by 2011 Wisconsin Act 32, is repealed.

SECTION 606. 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.

SECTION 607. 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:

SECTION 608. 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).

SECTION 609. 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.

SECTION 610. 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.

SECTION 611. 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).

SECTION 612. 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.

SECTION 613. 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.

SECTION 614. 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.

SECTION 615. 38.14 (4) of the statutes is repealed.

SECTION 616. 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.

SECTION 617. 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.

SECTION 618. 38.16 (3) (a) 2m. of the statutes is created to read:

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

SECTION 619. 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.

SECTION 620. 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).

SECTION 621. 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.

SECTION 622. 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.

SECTION 623. 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.

SECTION 624. 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.

SECTION 625. 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:

SECTION 626. 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.

SECTION 627. 38.16 (3) (e) of the statutes is repealed.

SECTION 628. 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.

SECTION 629. 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.

SECTION 630. 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:

SECTION 631. 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.~~

SECTION 632. 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.~~

SECTION 633. 38.24 (7) (b) 2m. of the statutes is repealed.

SECTION 634. 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:

SECTION 635. 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.

SECTION 636. 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.

SECTION 637. 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) ~~(c)~~ (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.

SECTION 638. 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) ~~(dc)~~ (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.

SECTION 639. 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).

SECTION 640. 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.

SECTION 641. 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).

SECTION 642. 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.

SECTION 643. 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:

SECTION 644. 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.

SECTION 645. 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.

b. The number of degrees and certificates awarded in high–demand fields. The board and the department of workforce development shall jointly determine what constitutes high–demand fields and revise the determination as necessary.

c. The number of programs or courses with industry–validated curriculum.

d. The transition of adult students from basic education to skills training.

e. Participation in dual enrollment programs.

f. The workforce training provided to businesses and individuals.

2. No later than December 31, 2013, the board shall submit a plan for making allocations pursuant to the formula established under subd. 1. to the secretary of administration. The secretary shall approve or modify the plan or formula. Upon approval or modification by the secretary, the board shall administer the plan.

3. In each fiscal year, beginning in fiscal year 2014–15, the board shall submit a report to the secretary of administration that describes how the amount appropriated under s. 20.292 (1) (d) is allocated to each district under the plan administered under subd. 2. The report shall describe all of the following:

a. The amount allocated to each district in the fiscal year under the formula administered under the plan.

b. The performance of each district with respect to each criterion specified in subd. 1. a. to f.

c. The methodologies used to make a district's allocation described under subd. 3. a. based on the district's performance described under subd. 3. b.

d. The performance of the technical college system as a whole with respect to each criterion specified in subd. 1. a. to f.

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.

SECTION 646. 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).

SECTION 647. 38.28 (2) (c) of the statutes is repealed.

SECTION 648. 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.

SECTION 649. 38.28 (2) (g) of the statutes is repealed.

SECTION 650. 38.28 (3) of the statutes is repealed.

SECTION 651. 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.

SECTION 652. 38.28 (6) of the statutes is repealed.

SECTION 653. 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.

SECTION 654. 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).

SECTION 655. 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.

SECTION 656. 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:

SECTION 657. 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.

SECTION 658. 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.

SECTION 659. 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).

SECTION 660. 38.50 (title) of the statutes is renumbered 440.55 (title).

SECTION 661. 38.50 (1) (intro.) of the statutes is renumbered 440.55 (1) (intro.).

SECTION 662. 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.

SECTION 663. 38.50 (1) (b) of the statutes is renumbered 440.55 (1) (b).

SECTION 664. 38.50 (1) (c) of the statutes is renumbered 440.55 (1) (c).

SECTION 665. 38.50 (1) (d) of the statutes is renumbered 440.55 (1) (d).

SECTION 666. 38.50 (1) (e) of the statutes is renumbered 440.55 (1) (e).

SECTION 667. 38.50 (1) (f) of the statutes is renumbered 440.55 (1) (f).

SECTION 668. 38.50 (1) (g) of the statutes is renumbered 440.55 (1) (g).

SECTION 669. 38.50 (2) of the statutes is renumbered 440.55 (2).

SECTION 670. 38.50 (3) of the statutes is renumbered 440.55 (3).

SECTION 671. 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.

SECTION 672. 38.50 (7) of the statutes is renumbered 440.55 (7).

SECTION 673. 38.50 (8) of the statutes is renumbered 440.55 (8).

SECTION 674. 38.50 (10) (title) of the statutes is renumbered 440.55 (10) (title).

SECTION 675. 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).

SECTION 676. 38.50 (10) (b) of the statutes is renumbered 440.55 (10) (b).

SECTION 677. 38.50 (10) (c) of the statutes is renumbered 440.55 (10) (c).

SECTION 678. 38.50 (10) (cm) of the statutes is renumbered 440.55 (10) (cm).

SECTION 679. 38.50 (10) (d) of the statutes is renumbered 440.55 (10) (d).

SECTION 680. 38.50 (10) (e) of the statutes is renumbered 440.55 (10) (e).

SECTION 681. 38.50 (10) (f) of the statutes is renumbered 440.55 (10) (f).

SECTION 682. 38.50 (11) (title) of the statutes is renumbered 440.55 (11) (title).

SECTION 683. 38.50 (11) (a) of the statutes is renumbered 440.55 (11) (a).

SECTION 684. 38.50 (11) (b) of the statutes is renumbered 440.55 (11) (b).

SECTION 685. 38.50 (11) (c) of the statutes is renumbered 440.55 (11) (c).

SECTION 686. 38.50 (11) (d) of the statutes is renumbered 440.55 (11) (d) and amended to read:

440.55 **(11)** (d) The board or association shall preserve a student record that comes into the possession of the board or association under par. (b) 1. or 2. and shall keep the student record confidential as provided under 20 USC 1232g and 34 CFR part 99. A student record in the possession of the board is not open to public inspection or copying under s. 19.35 (1). Upon request of the person who is the subject of a student record or an authorized representative of that person, the board or association shall provide a copy of the student record to the requester. The board or association may charge a fee for providing a copy of a student record. The fee shall be based on the administrative cost of taking possession of, preserving, and providing the copy of the student record. All fees collected by the board under this paragraph shall be credited to the appropriation account under s. ~~20.292 (2)~~ 20.165 (3) (i).

SECTION 687. 38.50 (12) of the statutes is renumbered 440.55 (12).

SECTION 688. 38.50 (13) (title) of the statutes is renumbered 440.55 (13) (title).

SECTION 689. 38.50 (13) (a) of the statutes is renumbered 440.55 (13) (a).

SECTION 690. 38.50 (13) (b) of the statutes is renumbered 440.55 (13) (b).

SECTION 691. 38.50 (13) (c) of the statutes is renumbered 440.55 (13) (c).

SECTION 692. 38.50 (13) (d) of the statutes is renumbered 440.55 (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).

SECTION 693. 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.

SECTION 694. 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.

SECTION 695. 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:

SECTION 696. 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.

SECTION 697. 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.

SECTION 698. 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.

SECTION 699. 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.

SECTION 700. 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.

SECTION 701. 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.

SECTION 702. 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

SECTION 703. 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.

SECTION 704. 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~~.

SECTION 705. 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.

SECTION 706. 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).

SECTION 707. 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~~.

SECTION 708. 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.

SECTION 709. 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.

SECTION 710. 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.

SECTION 711. 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.

SECTION 712. 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.

SECTION 713. 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.

SECTION 714. 40.03 (6) (c) of the statutes is repealed and recreated to read:

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

SECTION 715. 40.03 (6) (cm) of the statutes is created to read:

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

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

SECTION 716. 40.03 (6) (k) of the statutes is created to read:

40.03 **(6)** (k) Shall establish health savings accounts for state employees who select a high–deductible health plan under s. 40.515 for their health care coverage plan.

SECTION 717. 40.04 (10) of the statutes is amended to read:

40.04 **(10)** An accumulated sick leave conversion account shall be maintained within the fund, to which shall be credited all money received under s. 40.05 (4) (b), (bc), (bf), (bm), (br), and (bw) for health insurance premiums, as dividends or premium credits arising from the operation of health insurance plans and from investment income on any reserves established in the fund for health insurance purposes for retired employees and their surviving dependents<u>, and for the payment of any employer share of OASDHI contributions for sick leave credits used to pay health insurance premiums for dependents who are not tax dependents under the Internal Revenue Code</u>. Premium payments to health insurers authorized in s. 40.05 (4) (b), (bc), (bf), (bm), and (bw) shall be charged to this account. This subsection does not prohibit the direct payment of premiums to insurers when appropriate administrative procedures have been established for direct payments.

SECTION 718. 40.04 (11) of the statutes is amended to read:

40.04 **(11)** A health insurance premium credit account shall be maintained within the fund, to which shall be credited all moneys received under s. 40.05 (4) (by) for the payment of health insurance premiums, as dividends or premium credits arising from the operation of health insurance plans and from investment income on any reserves established in the fund for health insurance purposes for retired employees and their surviving dependents<u>, and for the payment of any employer share of OASDHI contributions for health insurance premium credits used to pay health insurance premiums for dependents who are not tax dependents under the</u>

Internal Revenue Code. Premium payments to health insurers authorized in subch. IX may only be charged to this account after all other health insurance premium credits under s. 40.05 (4) (b), (bc), (bf), (bm) and (bw) are exhausted. This subsection does not prohibit the direct payment of premiums to insurers when appropriate administrative procedures have been established for direct payments.

SECTION 719. 40.04 (12) of the statutes is created to read:

40.04 **(12)** The department shall establish and maintain a separate account in the fund to which shall be credited all moneys received from employees and employers in connection with health savings accounts established under s. 40.515.

SECTION 720. 40.05 (1) (intro.) of the statutes is amended to read:

40.05 **(1)** EMPLOYEE RETIREMENT CONTRIBUTIONS. (intro.) For Wisconsin retirement system purposes employee contributions on earnings for service credited as creditable service shall be 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,~~ and shall be made as follows:

SECTION 721. 40.05 (1) (a) 5. of the statutes is amended to read:

40.05 **(1)** (a) 5. Additional contributions may be made by any participant by deduction from earnings or otherwise or may be provided on behalf of any participant in any calendar year in which the participant has earnings, subject to any limitations imposed on contributions by the ~~internal revenue code~~ Internal Revenue Code, applicable regulations adopted under the ~~internal revenue code~~ Internal Revenue Code and rules of the department.

SECTION 722. 40.05 (1) (a) 6. of the statutes is amended to read:

40.05 **(1)** (a) 6. Under the rules promulgated under s. 40.03 (2) (r), additional contributions~~, other than the first $5,000 of contributions, or a beneficiary's prorated~~

~~share thereof,~~ that are attributable to a death benefit paid under s. 40.73~~,~~ may be made to the core annuity division by any participant by rollover contribution of a payment or distribution from a pension or annuity qualified under section 401 of the Internal Revenue Code, subject to any limitations imposed on contributions by the Internal Revenue Code, applicable regulations adopted under the Internal Revenue Code, and rules of the department.

SECTION 723. 40.05 (2) (intro.) of the statutes is amended to read:

40.05 **(2)** EMPLOYER RETIREMENT CONTRIBUTIONS. (intro.) For Wisconsin retirement system purposes and 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~~:

SECTION 724. 40.05 (2r) (a) of the statutes is amended to read:

40.05 **(2r)** (a) Contributions made under this section are subject to the limitations under s. 40.32 and the ~~internal revenue code~~ Internal Revenue Code.

SECTION 725. 40.05 (2r) (b) (intro.) of the statutes is amended to read:

40.05 **(2r)** (b) (intro.) If a participant in the Wisconsin retirement system also participates in a different retirement plan offered by an employer that is subject to section 401 of the ~~internal revenue code~~ Internal Revenue Code and the internal revenue service seeks to disqualify one or more of the plans because the aggregate contributions to the plans exceed the contribution limits under section 415 of the ~~internal revenue code~~ Internal Revenue Code, the internal revenue service, if it permits state law to determine the order of disqualification of such retirement plans, shall disqualify the retirement plans in the following order:

SECTION 726. 40.05 (4) (ag) 2. of the statutes is amended to read:

40.05 **(4)** (ag) 2. For eligible employees not specified in subd. 1. and s. 40.02 (25) (b) 2., an amount not more than 88 percent of the average premium cost of plans offered in ~~the~~ each tier ~~with the lowest employee premium cost~~ under s. 40.51 (6), as determined annually by the director of the office of state employment relations under par. (ah).

SECTION 727. 40.05 (4) (ah) of the statutes is renumbered 40.05 (4) (ah) 1.

SECTION 728. 40.05 (4) (ah) 2. of the statutes is created to read:

40.05 **(4)** (ah) 2. For purposes of establishing the amount that employees are required to pay for health insurance premiums, if a tier under s. 40.51 (6) contains no health insurance plans, but that tier is used to establish the premium amounts for employees who work and reside outside of the state, the amount these employees are required to pay shall be based on the premium contribution amount for that tier in the prior year, adjusted by the average percentage change of the premium contribution amount of the other tiers from the prior year.

SECTION 729. 40.05 (4) (ah) 3. of the statutes is created to read:

40.05 **(4)** (ah) 3. A craft employee shall pay 100 percent of health insurance premiums, unless otherwise determined by the director.

SECTION 730. 40.05 (4) (ah) 4. of the statutes is created to read:

40.05 **(4)** (ah) 4. Annually, the director shall determine the amount of contributions, if any, that the state must contribute into an employee's health savings account under s. 40.515 and the amount that employees are required to pay for health insurance premiums for a high–deductible health plan under s. 40.515.

SECTION 731. 40.05 (4) (ah) 5. of the statutes is created to read:

40.05 **(4)** (ah) 5. For purposes of establishing the amount that employees are required to pay for health insurance premiums, the director shall consider the

amount of premium surcharges that employees are required to pay under s. 40.03 (6) (cm) 1.

SECTION 732. 40.05 (4r) of the statutes is amended to read:

40.05 **(4r)** PAYMENT OF CERTAIN INSURANCE PREMIUMS. If an annuitant is ~~a~~ an eligible retired public safety officer and receives health care coverage or long–term care coverage under a plan other than one offered under subch. IV, and if the annuitant so elects by providing written notice to the department, the premium shall be paid as a deduction under s. 40.06 (1) (a) from the annuitant's annuity. If the annuitant receives an annuity that is not sufficient to cover premium payments, the annuitant shall make premium payments directly to the insurer. The department shall establish procedures to permit an annuitant who is ~~a~~ an eligible retired public safety officer to elect to have his or her premium paid as a deduction under s. 40.06 (1) (a) from his or her annuity. The annuitant shall provide the department with all necessary information to permit the department to make the payment in a timely manner.

SECTION 733. 40.07 (1r) of the statutes is created to read:

40.07 **(1r)** Upon request of the department of revenue, the department may disclose information, including social security numbers, to the department of revenue concerning an annuity only for the following purposes:

(a) To administer the payment of state taxes.

(am) To aid in collecting debts owed to the department of revenue.

(b) To locate participants, or the assets of participants, who have failed to file tax returns, underreported their taxable income, or who are delinquent debtors.

(c) To identify fraudulent tax returns and credit claims.

(d) To provide information for tax–related prosecutions.

SECTION 734. 40.08 (2) (b) of the statutes is amended to read:

40.08 **(2)** (b) If permitted under a deferred compensation plan established under subch. VII, insurance premiums for health or long–term care insurance coverage for ~~a~~ an eligible retired public safety officer may be deducted from an amount distributed under a deferred compensation plan and paid directly to an insurer.

SECTION 735. 40.08 (14) of the statutes is amended to read:

40.08 **(14)** ROLLOVERS TO OTHER RETIREMENT PLANS. If a participant who is entitled to receive a lump sum payment or a monthly annuity certain under s. 40.24 (1) (f) for which the participant has specified a term of less than 120 months or an annuity certain of less than 10 years in duration from the Wisconsin retirement system and who has an account established under any other retirement plan located in the United States so directs in writing, on a form prescribed by the department, the department shall pay the lump sum payment or the monthly annuity directly to the participant's account under that other retirement plan for credit under that other retirement plan. The department shall cease payment of the monthly annuity payments to the annuitant's account under the other retirement plan within 30 days of the written request of the annuitant or written notice of the annuitant's death. 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.

SECTION 736. 40.19 (5) of the statutes is created to read:

40.19 **(5)** For the purpose of complying with section 401 (a) (7) of the Internal Revenue Code, a participant shall be 100 percent vested in, and have a nonforfeitable right to, his or her retirement benefits upon attaining eligibility for the retirement

benefits. A participant shall also be 100 percent vested in, and have a nonforfeitable right to, his or her accumulated employee contributions at all times. In the event of a termination of, or a complete discontinuance of employer contributions to the Wisconsin retirement system, a participant shall be 100 percent vested in, and have a nonforfeitable right to, his or her accrued retirement benefits. All such benefits are nonforfeitable to the extent funded. For the purpose of complying with section 401 (a) (8) of the Internal Revenue Code, any forfeitures of benefits by participants or former participants of the Wisconsin retirement system may not be used to pay benefit increases.

SECTION 737. 40.22 (2) (a) of the statutes is amended to read:

40.22 **(2)** (a) Except as provided in sub. (2m), the employee was ~~initially employed by a participating employer~~ a participating employee before July 1, 2011, and is not expected to work at least one–third of what is considered full–time employment by the department, as determined by rule.

SECTION 738. 40.22 (2m) (intro.) of the statutes is amended to read:

40.22 **(2m)** (intro.) An employee who was ~~initially employed by a participating employer~~ a participating employee before July 1, 2011, who is not expected to work at least one–third of what is considered full–time employment by the department, as determined by rule, and who is not otherwise excluded under sub. (2) from becoming a participating employee shall become a participating employee if he or she is subsequently employed by the state agency or other participating employer for either of the following periods:

SECTION 739. 40.23 (4) (a) of the statutes is amended to read:

40.23 **(4)** (a) Subject to all requirements under ~~the internal revenue code~~ section 401 (a) (9) of the Internal Revenue Code and federal regulations applicable

to that section, which relate to a governmental plan, as defined in section 414 (d) of the Internal Revenue Code, the department shall distribute to the participant the entire amount that is credited to the account of a participant under the Wisconsin retirement system no later than the required beginning date, unless the department distributes this amount as an annuity or in more than one payment. If the department distributes this amount as an annuity or in more than one payment, the department shall begin the distribution no later than the required beginning date.

SECTION 740. 40.23 (4) (b) (intro.) of the statutes is amended to read:

40.23 **(4)** (b) (intro.) In the calendar year immediately preceding the calendar year of a participant's required beginning date, if the department distributes the amount that is credited to the account of a participant under the Wisconsin retirement system in a form other than as a lump sum payment, the department, subject to all requirements under the ~~internal revenue code~~ Internal Revenue Code, shall calculate the distribution to the participant according to one of the following:

SECTION 741. 40.23 (4) (e) of the statutes is amended to read:

40.23 **(4)** (e) 1. Subject to subds. 2. to 4. and section 401 (a) (9) of the Internal Revenue Code, if a participant dies before the distribution of benefits has commenced and the participant's beneficiary is the spouse or domestic partner, the department shall begin the distribution within 5 years after the date of the participant's death.

2. ~~If~~ Subject to section 401 (a) (9) of the Internal Revenue Code, if the spouse or domestic partner files a subsequent beneficiary designation with the department, the payment of the distribution may be deferred until the January 1 of the year in which the participant would have attained the age of 70.5 years.

3. ~~If~~ Subject to section 401 (a) (9) of the Internal Revenue Code, if the spouse or domestic partner does not apply for a distribution, the distribution shall begin as

an automatic distribution as provided under subd. 1. or under par. (c), whichever distribution date is earlier.

4. ~~If~~ Subject to section 401 (a) (9) of the Internal Revenue Code, if the spouse or domestic partner dies, but has designated a new beneficiary, the birth date of the spouse or domestic partner shall be used for the purposes of determining the required beginning date.

5. The department shall specify by rule all procedures relating to an automatic distribution to the spouse or domestic partner. These rules shall comply with the ~~internal revenue code~~ Internal Revenue Code.

SECTION 742. 40.23 (4) (f) (intro.) of the statutes is amended to read:

40.23 **(4)** (f) (intro.) If a participant dies before the distribution of benefits has commenced and the ~~participant's beneficiary is not the spouse or domestic partner~~ beneficiary cannot delay the automatic payment of benefits under section 401 (a) (9) of the Internal Revenue Code, the beneficiary shall do one of the following:

SECTION 743. 40.23 (4) (h) of the statutes is created to read:

40.23 **(4)** (h) Death and disability benefits provided under this chapter are limited by the incidental benefit rule under section 401 (a) (9) (G) of the Internal Revenue Code and applicable federal regulations and guidance adopted under the Internal Revenue Code.

SECTION 744. 40.23 (4) (i) of the statutes is created to read:

40.23 **(4)** (i) Distributions of benefits shall conform to a reasonable and good faith interpretation of section 401 (a) (9) of the Internal Revenue Code.

SECTION 745. 40.23 (4) (j) of the statutes is created to read:

40.23 **(4)** (j) Pursuant to a qualified domestic relations order, the department may establish separate benefits for a participant and an alternate payee.

SECTION 746. 40.26 (1) of the statutes is amended to read:

40.26 **(1)** Except as provided in sub. (1m) and ss. 40.05 (2) (g) 2. and 40.23 (1) (am), if a participant receiving a retirement annuity, or a disability annuitant who has attained his or her normal retirement date, receives earnings that are subject to s. 40.05 (1) or that would be subject to s. 40.05 (1) except for the exclusion specified in s. 40.22 (2) (L), the annuity shall be terminated and no annuity payment shall be payable after the month in which the participant files with the department a written election to be included within the provisions of the Wisconsin retirement system as a participating employee.

SECTION 747. 40.26 (1m) of the statutes is created to read:

40.26 **(1m)** If a participant receiving a retirement annuity, or a disability annuitant who has attained his or her normal retirement date, is employed in a position in covered employment in which he or she is expected to work at least two–thirds of what is considered full–time employment by the department, as determined under s. 40.22 (2r), the participant's annuity shall be terminated and no annuity payment shall be payable until after the participant terminates covered employment.

SECTION 748. 40.26 (2) (intro.) of the statutes is amended to read:

40.26 **(2)** (intro.) Upon termination of an annuity under sub. (1) or (1m), the retirement account of the participant whose annuity is so terminated shall be reestablished on the following basis:

SECTION 749. 40.26 (5) (intro.) of the statutes is amended to read:

40.26 **(5)** (intro.) If a participant applies for an annuity or lump sum payment during the period in which less than ~~30~~ 75 days have elapsed between the termination of employment with a participating employer and becoming a

participating employee with any participating employer, all of the following shall apply:

SECTION 750. 40.30 (4) (b) of the statutes is amended to read:

40.30 **(4)** (b) 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~~, the final average salary or final average earnings used in the benefit formula computation for each retirement system under par. (a) shall be the individual's final average salary or final average earnings under the respective retirement system, determined in accordance with the provisions of that retirement system based on the earnings covered by that retirement system and on all service permitted under that retirement system to be used in determining the final average salary or final average earnings, increased by the percentage increase in the average of the total wages, as determined under 42 USC 415 (b) (3) (A), between the date on which the individual terminated all employment covered by that retirement system and the date on which the individual terminated all employment covered by any of those retirement systems.

SECTION 751. 40.31 (1) of the statutes is amended to read:

40.31 **(1)** GENERAL LIMITATION. The maximum retirement benefits payable to a participant in a calendar year, excluding benefits attributable to contributions subject to ~~any limitations under s. 40.23 (2) (a), (2m) (c) and (3)~~ the limit under s. 40.32, may not exceed the maximum benefit limitation established under section 415 (b) of the Internal Revenue Code, as adjusted under section 415 (d) of the Internal Revenue Code and any applicable regulations or guidance adopted under the Internal Revenue Code, except that the limit for an individual who first became a participant before January 1, 1990, may not be less than the accrued benefits of the

participant, as determined without regard to any changes to the retirement system after October 14, 1987.

SECTION 752. 40.32 (1) of the statutes is amended to read:

40.32 **(1)** The sum of all employee post–tax contributions allocated to a participant's account ~~under each defined contribution plan sponsored by the employer, including all employer contributions and picked–up contributions credited with interest at the effective rate under ss. 40.04 (4) (a) and (5) (b) and 40.05 (2) (g) and all employee contributions made under ss. 40.02 (17) and 40.05 (1),~~ may not in any calendar year exceed the maximum contribution limitation established under section 415 (c) of the Internal Revenue Code, as adjusted under section 415 (d) of the Internal Revenue Code and any applicable regulations adopted by the federal department of the treasury.

SECTION 753. 40.515 of the statutes is created to read:

40.515 Health savings accounts; high–deductible health plan. (1) In addition to the health care coverage plans offered under s. 40.51 (6), beginning on January 1, 2015, the group insurance board shall offer to all state employees the option of receiving health care coverage through a high–deductible health plan and the establishment of a health savings account. Under this option, each employee shall receive health care coverage through a high–deductible health plan. The state shall make contributions into each employee's health savings account in an amount specified by the director of the office of state employment relations under s. 40.05 (4) (ah) 4. In designing a high–deductible health plan, the group insurance board shall ensure that the plan may be used in conjunction with a health savings account.

(2) The group insurance board may contract with any person to provide administrative and other services relating to health savings accounts established under this section.

(3) The group insurance board may collect fees from state agencies to pay all administrative costs relating to the establishment and operation of health savings accounts established under this section. The group insurance board shall develop a methodology for determining each state agency's share of the administrative costs. Moneys collected under this subsection shall be credited to the appropriation account under s. 20.515 (1) (tm).

(4) Beginning on January 1, 2015, to the extent practicable, any agreement with any insurer or provider to provide health care coverage to state employees under s. 40.51 (6) shall require the insurer or provider to also offer a high–deductible health plan that may be used in conjunction with a health savings account.

SECTION 754. 40.72 (4r) of the statutes is amended to read:

40.72 **(4r)** At any time after an insured employee's amount of life insurance is reduced under subs. (2) and (3) and life insurance premiums are no longer required under s. 40.05 (6) (b), the employee may convert the present value of the life insurance to pay the premiums for health or long–term care insurance provided under subch. IV, but only if the department determines that the value of the conversion is exempt from taxation under the ~~internal revenue code~~ Internal Revenue Code.

SECTION 755. 40.80 (2) (g) of the statutes is amended to read:

40.80 **(2)** (g) Serve as trustee of any deferred compensation plan established under this section, hold the assets and income of the plan in trust for the exclusive benefit of the employees who participate in the plan and their beneficiaries, and

maintain the plan as an eligible deferred compensation plan, as defined in ~~26 USC~~ section 457 (b) of the Internal Revenue Code, and as a governmental plan for eligible employers, as defined in ~~26 USC~~ section 457 (e) (1) (A) of the Internal Revenue Code.

SECTION 756. 40.80 (2t) of the statutes is amended to read:

40.80 **(2t)** The deferred compensation board may require a deferred compensation plan under this subchapter, upon election by a participant who is ~~a~~ an eligible retired public safety officer, to allow for the deduction of insurance premiums for health or long–term care insurance coverage from an amount distributed from a participant's account and for the payment of the premiums directly to an insurer.

SECTION 757. 40.81 (2) of the statutes is amended to read:

40.81 **(2)** Any local government employer, or 2 or more employers acting jointly, may also elect under procedures established by the employer or employers to contract directly with a deferred compensation plan provider to administer a deferred compensation plan or to manage any compensation deferred under the plan and may also provide a plan under section 403 (b) of the ~~internal revenue code~~ Internal Revenue Code under procedures established by the local government employer or employers.

SECTION 758. 40.86 (intro.) of the statutes is amended to read:

40.86 Covered expenses. (intro.) An employee–funded reimbursement account plan may provide reimbursement to an employee for only the following expenses that are actually incurred and paid by an employee and that the board determines are consistent with the applicable requirements of the ~~internal revenue code~~ Internal Revenue Code:

SECTION 759. 41.23 of the statutes is amended to read:

41.23 Sale of excess or surplus property. The department may acquire excess or surplus property from the department of administration under ss. 16.72 (4) (b) and 16.98 (1) or from the department of transportation under s. 84.09 (5s) and, subject to any prior action under s. 13.48 (14) (am) or 16.848 (1), the department may sell the property acquired under this section to any person at a price determined by the department of tourism. All proceeds received by the department of tourism from the sale of property under this section shall be credited to the appropriation account under s. 20.380 (1) (h).

SECTION 760. 41.41 (7) (b) of the statutes is amended to read:

41.41 **(7)** (b) ~~Lease~~ Subject to any prior action under s. 13.48 (14) (am) or 16.848 (1), lease land that is part of the Kickapoo valley reserve to any person for purposes consistent with the management of the reserve under sub. (3), or for agricultural purposes, and lease other land that is acquired by the board for any lawful purpose.

SECTION 761. 42.106 (3) of the statutes is created to read:

42.106 **(3)** The state fair park board shall enter into a memorandum of understanding with the department of administration regarding the provision of police and security services to state fair park.

SECTION 762. 44.015 (1) of the statutes is amended to read:

44.015 **(1)** Acquire any interest in real or personal property by gift, bequest or otherwise in any amount and, subject to prior action under s. 13.48 (14) (am) or 16.848 (1), may operate, manage, sell, or rent ~~or convey~~ real estate acquired by gift, bequest, foreclosure or other means, upon such terms and conditions as the board of curators deems for its interests but may not sell, mortgage, transfer or dispose of in any manner or remove from its buildings, except for temporary purposes, any article therein without authority of law.

SECTION 763. 44.16 (1) of the statutes is amended to read:

44.16 **(1)** ~~The~~ Subject to any prior action under s. 13.48 (14) (am) or 16.848 (1), the historical society may enter into a lease agreement with the Circus World Museum Foundation, Inc., for the purpose of operating Circus World Museum, located in Baraboo, Wisconsin. The lease agreement shall not include any provision for the payment of a percentage of gross admissions income at Circus World Museum to the historical society. If a lease agreement under this subsection is not in effect, the historical society shall operate and maintain Circus World Museum as provided in s. 44.20 (1).

****NOTE: This is reconciled s. 44.16 (1). This SECTION has been affected by drafts with the following LRB numbers: LRB–1130/6 and LRB–1433/1.

SECTION 764. 44.20 (1) of the statutes is amended to read:

44.20 **(1)** The historical society shall operate and maintain the historic sites known as Stonefield Village, Pendarvis, Villa Louis, Old Wade House, Madeline Island Museum, Old World Wisconsin, H.H. Bennett ~~Studios~~ Studio, and, if the First Capitol state park has been transferred to the historical society under 1993 Wisconsin Act 16, section 9142 (1e), First Capitol. If a lease agreement under s. 44.16 (1) is not in effect, the historical society shall also operate and maintain Circus World Museum.

SECTION 765. 45.02 (2) (intro.) of the statutes is amended to read:

45.02 **(2)** (intro.) Except as provided in sub. (3) and s. 45.51 (6m), to be eligible for benefits under this chapter an applicant shall be a resident of and living in this state at the time of making application or the veteran from whom the applicant derives eligibility is deceased, and the veteran from whom eligibility is derived meets one of the following conditions:

SECTION 766. 45.03 (5) (c) 1. a. of the statutes is amended to read:

45.03 **(5)** (c) 1. a. Without limitation by reason of any other provisions of the statutes except ~~s.~~ ss. 13.48 (14) (am) and 16.848 (1), unless otherwise required by law, the power to sell and to convey title in fee simple to a nonprofit corporation any land and any existing buildings owned by the state that are under the jurisdiction of the department for the consideration and upon the terms and conditions as in the judgment of the board are in the public interest.

SECTION 767. 45.04 (1) (a) of the statutes is amended to read:

45.04 **(1)** (a) "Duly authorized representative" means any person authorized in writing by the veteran to act for the veteran, the veteran's guardian if the veteran is adjudicated incompetent, or a legal representative if the veteran is deceased. ~~Where for proper reason no representative~~ If no person is so authorized and no guardian or legal representative has been or will be appointed, the veteran's spouse, an adult child of the veteran, or, if the veteran is unmarried, ~~either~~ a parent or adult sibling of the veteran shall be recognized as the duly authorized representative.

SECTION 768. 45.20 (1) (d) of the statutes is amended to read:

45.20 **(1)** (d) "Tuition," when referring to the University of Wisconsin System, means academic fees and segregated fees; when referring to the technical colleges, means "program fees" and "additional fees" as described in s. 38.24 (1m) and (1s); and when referring to a high school, a school that is approved under s. 45.03 (11), or a proprietary school that is approved under s. ~~38.50~~ 440.55, means the charge for the courses for which a person is enrolled.

SECTION 769. 45.20 (2) (a) 1. of the statutes is amended to read:

45.20 **(2)** (a) 1. The department shall administer a tuition reimbursement program for eligible veterans enrolling as undergraduates in any institution of

higher education in this state, enrolling in a school that is approved under s. 45.03 (11), enrolling in a proprietary school that is approved under s. ~~38.50~~ 440.55, enrolling in a public or private high school, enrolling in a tribal school, as defined in s. 115.001 (15m), in any grade from 9 to 12, or receiving a waiver of nonresident tuition under s. 39.47.

SECTION 770. 45.20 (2) (a) 2. (intro.) of the statutes is amended to read:

45.20 **(2)** (a) 2. (intro.) A veteran who is a resident of this state and otherwise qualified to receive benefits under this subsection may receive the benefits under this subsection upon the completion of any correspondence courses or part–time classroom study from an institution of higher education located outside this state, from a school that is approved under s. 45.03 (11), or from a proprietary school that is approved under s. ~~38.50~~ 440.55, if any of the following applies:

SECTION 771. 45.20 (2) (c) 1. of the statutes is amended to read:

45.20 **(2)** (c) 1. A veteran who meets the eligibility requirements under par. (b) 1. may be reimbursed upon satisfactory completion of an undergraduate semester in any institution of higher education in this state, or upon satisfactory completion of a course at any school that is approved under s. 45.03 (11), any proprietary school that is approved under s. ~~38.50~~ 440.55, any public or private high school, any tribal school, as defined in s. 115.001 (15m), that operates any grade from 9 to 12, or any institution from which the veteran receives a waiver of nonresident tuition under s. 39.47. Except as provided in par. (e), the amount of reimbursement may not exceed the total cost of the veteran's tuition minus any grants or scholarships that the veteran receives specifically for the payment of the tuition, or, if the tuition is for an undergraduate semester in any institution of higher education, the standard cost of

tuition for a state resident for an equivalent undergraduate semester at the University of Wisconsin–Madison, whichever is less.

SECTION 772. 45.20 (2) (d) 1. (intro.) of the statutes is amended to read:

45.20 **(2)** (d) 1. (intro.) Subject to subd. 1m., a veteran's eligibility for reimbursement under this subsection at any institution of higher education in this state, at a school that is approved under s. 45.03 (11), at a proprietary school that is approved under s. ~~38.50~~ 440.55, at a public or private high school, at a tribal school, as defined in s. 115.001 (15m), that operates any grade from 9 to 12, or at an institution where he or she is receiving a waiver of nonresident tuition under s. 39.47 is limited to the following:

SECTION 773. 45.205 of the statutes is created to read:

45.205 Tuition reimbursement for students at tribal colleges. (1) DEFINITIONS. In this section:

(a) "Tribal college" means any of the following:

1. The College of Menominee Nation.

2. Lac Courte Oreilles Ojibwa Community College.

(b) "Tuition" means the amount charged to a student to enroll in a degree credit course. "Tuition" does not include fees or the cost of room and board, books, supplies, or equipment.

(2) TUITION REIMBURSEMENT PROGRAM. (a) *Application.* Any veteran enrolled in a tribal college may apply to the department for tuition reimbursement under this subsection on a form prescribed by the department. The application shall contain information, as determined by the department, establishing the applicant's eligibility for tuition reimbursement under this subsection.

(b) *Eligibility.* A veteran is eligible for tuition reimbursement under this subsection if he or she meets all of the following conditions:

1. The veteran is enrolled as a member of a federally recognized American Indian tribe or band in this state.

2. The veteran's annual household income does not exceed $50,000 plus $1,000 for each dependent in excess of 2 dependents.

3. The veteran is a resident of this state at the time of application under par. (a).

4. The veteran was a resident of this state at the time of his or her entry into service or was a resident of this state for any consecutive 12–month period after entry into service and before the date of application under par. (a). If a veteran who submits an application under par. (a) meets that consecutive 12–month residency requirement, the department may not require the veteran to reestablish that he or she meets that residency requirement when he or she later applies for any other benefit under this chapter for which that residency requirement applies.

5. The veteran does not have a bachelor's or higher degree from an institution of higher education, as defined in 20 USC 1001 (a).

(c) *Benefits.* 1. Subject to the limitations under par. (d), if a veteran submits an application under par. (a) and establishes his or her eligibility for tuition reimbursement under par. (b), the department shall reimburse the veteran for the total amount of his or her tribal college tuition from the appropriation under s. 20.485 (2) (km).

2. If in any fiscal year the total amount of reimbursement payments to be paid under subd. 1. exceeds the moneys available for the payments from the appropriation under s. 20.485 (2) (km), the department shall prorate the available moneys among

the applicants for reimbursement in proportion to the approved reimbursement amounts.

(d) *Limitations.* 1. The department may not reimburse a veteran under this subsection for more than the following number of credits or semesters at a tribal college:

a. If the veteran served on active duty, except service on active duty for training purposes, for 90 to 180 days, 30 credits or 2 semesters.

b. If the veteran served on active duty, except service on active duty for training purposes, for 181 to 730 days, 60 credits or 4 semesters.

c. If the veteran served on active duty, except service on active duty for training purposes, for more than 730 days, 120 credits or 8 semesters, except that, for courses a veteran begins later than 10 years after the veteran's separation from service, the department may not reimburse a veteran for more than 60 credits or 4 semesters.

3. The department may not provide reimbursement under this subsection to a veteran who is delinquent in child support or maintenance payments or who owes past support, medical expenses, or birth expenses, as established by appearance of the veteran's name on the statewide support lien docket under s. 49.854 (2) (b), unless the veteran provides the department with one of the following:

a. A repayment agreement that the veteran has entered into, that has been accepted by the county child support agency under s. 59.53 (5), and that has been kept current for the 6–month period immediately preceding the date of the application under par. (a).

b. A statement that the veteran is not delinquent in child support or maintenance payments and does not owe past support, medical expenses, or birth

expenses, signed by the department of children and families or its designee within 7 working days before the date of the application under par. (a).

4. The department may not provide reimbursement under this subsection for any semester in which the veteran is eligible for or received a grant under s. 321.40 or under 10 USC 2007.

5. The department may not provide reimbursement under this subsection for any semester for which the veteran received reimbursement under s. 45.20.

6. The department may not provide reimbursement under this subsection for any semester in which the veteran fails to receive at least a 2.0 grade point average or an average grade of "C."

7. The department shall reduce the reimbursement amount under par. (c) by the amount of any grant or scholarship the veteran receives specifically for the payment of college tuition.

(3) RULES. The department shall promulgate rules to implement this section.

SECTION 774. 45.21 (2) (a) of the statutes is amended to read:

45.21 **(2)** (a) The veteran is enrolled in a training course in a technical college under ch. 38 or in a proprietary school in the state approved by the educational approval board under s. ~~38.50~~ 440.55, other than a proprietary school offering a 4–year degree or 4–year program, or is engaged in a structured on–the–job training program that meets program requirements promulgated by the department by rule.

SECTION 775. 45.41 (2) (a) of the statutes is amended to read:

45.41 **(2)** (a) If the total amount paid under sub. (3) is from $1 to ~~$2,499~~ $119,999, the organization shall receive an amount equal to 50 percent of the amount paid.

SECTION 776. 45.41 (2) (b) of the statutes is repealed.

SECTION 777. 45.41 (2) (c) of the statutes is repealed.

SECTION 778. 45.41 (2) (d) of the statutes is amended to read:

45.41 **(2)** (d) If the total amount paid under sub. (3) is $120,000 or more, the organization shall receive ~~$30,000~~ $70,000.

SECTION 779. 45.41 (2) (e) of the statutes is created to read:

45.41 **(2)** (e) An organization that receives a payment under par. (a) or (d) shall maintain records as required by the department concerning the organization's expenditure of the payment. That organization shall give the department access to those records upon request of the department, and the department may audit those records.

SECTION 780. 45.41 (3m) of the statutes is amended to read:

45.41 **(3m)** If the total amount of payments required to be paid under sub. (2) (a) ~~to (c)~~ and (d) exceeds the amount available for the payments from the appropriation under s. 20.485 (2) (vw), the department shall prorate the reimbursement payments among the state veterans organizations receiving the payments.

SECTION 781. 45.41 (4) of the statutes is renumbered 45.41 (4) (a) and amended to read:

45.41 **(4)** (a) From the appropriation under s. 20.485 (2) (s), the department shall annually provide a payment of ~~$100,000~~ $120,000 to the Wisconsin department of the Disabled American Veterans for the provision of transportation services to veterans.

SECTION 782. 45.41 (4) (b) of the statutes is created to read:

45.41 **(4)** (b) The Wisconsin department of the Disabled American Veterans shall maintain records as required by the department concerning its expenditure of

the payment under par. (a). The Wisconsin department of the Disabled American Veterans shall give the department access to those records upon request of the department and the department may audit those records to ensure that the Wisconsin department of the Disabled American Veterans is using the payment under par. (a) to provide transportation services to veterans.

SECTION 783. 45.41 (5) of the statutes is created to read:

45.41 **(5)** From the appropriation under s. 20.485 (2) (vw), the department may annually grant up to $50,000 to the Wisconsin department of the American Legion for the operation of Camp American Legion.

SECTION 784. 45.43 (1) of the statutes is amended to read:

45.43 **(1)** The department shall administer a program to provide assistance to persons who served in the U.S. armed forces or in forces incorporated as part of the U.S. armed forces and who were discharged under conditions other than dishonorable. The department shall provide assistance <u>under this section</u> to persons whose need for services is based upon homelessness, incarceration, or other circumstances designated by the department by rule. <u>The eligibility requirements under s. 45.02 (2) do not apply to a person applying for assistance under this section.</u> The department shall designate the assistance available under this section, which may include assistance in receiving medical care, dental care, education, employment, single room occupancy housing, and transitional housing. The department may provide payments to facilitate the provision of services under this section. ~~From the appropriation under s. 20.485 (2) (ac), the department shall provide $15,000 annually during fiscal years 2007–08 and 2008–09 to the Center for Veterans Issues, Ltd., of Milwaukee, to provide outreach services to homeless veterans with post–traumatic stress disorder.~~

SECTION 785. 45.43 (3) of the statutes is repealed.

SECTION 786. 45.44 (1) (a) 5. of the statutes is amended to read:

45.44 **(1)** (a) 5. A license, certification, registration, or permit issued under s. 94.10 (2), (3), or (3g), 94.50 (2), 94.704, 95.60, 97.17 (2), 97.175 (2), 97.22 (2), 98.145, 98.146, ~~or~~ 98.18 (1) (a), or 168.23 (3).

SECTION 787. 45.44 (1) (a) 11m. of the statutes is created to read:

45.44 **(1)** (a) 11m. A registration issued under s. 202.13 or 202.14.

SECTION 788. 45.45 of the statutes is created to read:

45.45 Grant to VETransfer, Inc. (1) PAYMENT. From the appropriation under s. 20.485 (2) (vm), the department shall pay $500,000 to VETransfer, Inc., in fiscal year 2013–14, subject to the requirements under subs. (2) to (5).

(2) GRANTS TO VETERAN–OWNED START–UP BUSINESSES. Of the moneys VETransfer, Inc., receives under sub. (1), VETransfer, Inc., shall grant at least $300,000 to veterans who are residents of this state or to businesses owned by veterans who are residents of this state. A veteran or a veteran's business that is awarded a grant under this subsection may use the grant only to pay for costs associated with the start–up of a business located in this state that the veteran owns.

(3) VETERAN ENTREPRENEURSHIP TRAINING. Of the moneys VETransfer, Inc., receives under sub. (1), VETransfer, Inc., may use up to $200,000 to provide entrepreneurial training and related services to veterans who are residents of this state.

(4) REPORTING AND AUDIT REQUIREMENTS. (a) Annually, by March 1, until 2018 or one year following the date established by the department under sub. (5) (a), VETransfer, Inc., shall submit to the secretary, the governor, and the secretary of administration a report that includes all of the following:

(a) The most recent financial statement for VETransfer, Inc.

(b) A detailed description of the criteria VETransfer, Inc., used to determine who received a grant under sub. (2) during the previous year.

(c) A verified statement describing in detail the grants VETransfer, Inc., made under sub. (2), and the expenditures VETransfer, Inc., made under sub. (3), during the previous year, signed by an independent certified public accountant and the director or principal officer of VETransfer, Inc., to attest to the accuracy of the verified statement. The verified statement shall include all of the following concerning each award of a grant VETransfer, Inc., made under sub. (2) during the previous year:

1. The name and address of the grant recipient and the name and address of the start–up business.

2. The names and addresses of all of the start–up business's owners, including an identification of the business's owners who are veterans, and, if the grant recipient was a business other than the start–up business, the names and addresses of the grant recipient's owners, including an identification of the business's owners who are veterans.

3. The names and addresses of the start–up business's board of directors and key management employees and, if the grant recipient was a business other than the start–up business, the names and addresses of the grant recipient's board of directors and key management employees.

4. A description of the nature of the start–up business.

5. Any information the grant recipient submitted to VETransfer, Inc., to apply for the grant.

6. The amount of the grant and the date VETransfer, Inc., awarded the grant.

7. A statement of the number of employees the start–up business employed on January 1 of the previous year and the number of employees the start–up business employed on December 31 of the previous year.

(d) A summary of all investments and grants of any kind that VETransfer, Inc., made during the previous year.

(e) VETransfer, Inc., shall maintain records, as required by the department, concerning its expenditures of the moneys it receives under sub. (1). VETransfer, Inc., shall give the department access to those records upon request of the department, and the department may audit those records to ensure compliance with the requirements under this section.

(5) SUNSET. (a) Except as provided under par. (b), VETransfer, Inc., may not expend any moneys it receives under sub. (1) after June 30, 2017, or a later date established by the department.

(b) VETransfer, Inc., shall pay to the secretary of administration for deposit in the general fund any moneys it receives under sub. (1) but does not expend by June 30, 2017, or by a later date established by the department under par. (a).

SECTION 789. 45.50 (2m) (e) of the statutes is amended to read:

45.50 **(2m)** (e) All moneys received as reimbursement for services to veterans homes employees or as payment for meals served to guests at veterans homes shall be accumulated in an account named "employee maintenance credits" and shall be paid into the general fund within one week after receipt and credited to the appropriation account under s. 20.485 (1) ~~(gk)~~ (r). This paragraph does not apply to any agreement entered into pursuant to par. (c).

SECTION 790. 45.50 (11) of the statutes is created to read:

45.50 **(11)** MEDICAL ASSISTANCE ASSESSMENT EXEMPTION. A Wisconsin veterans home is exempt from paying any assessment imposed on the licensed beds in the home under s. 50.14 (2) (am).

SECTION 791. 45.51 (2) (b) 1. of the statutes is repealed.

SECTION 792. 45.51 (2) (b) 5. of the statutes is amended to read:

45.51 **(2)** (b) 5. Has care needs that the veterans home is able to provide within the resources allocated for the care of members of the veterans home~~, including chronic alcoholism, drug addiction, psychosis, or active tuberculosis~~.

SECTION 793. 45.51 (3) (a) of the statutes is renumbered 45.51 (3) (a) 2.

SECTION 794. 45.51 (3) (a) 1. of the statutes is created to read:

45.51 **(3)** (a) 1. In this paragraph, "physical care" includes skilled rehabilitation services following a hospital stay that meets the qualifications under 42 CFR 409.30.

SECTION 795. 45.51 (3) (c) 1. (intro.) of the statutes is amended to read:

45.51 **(3)** (c) 1. (intro.) The categories for the order of priority for admission to a veterans home shall be as follows:

SECTION 796. 45.51 (3) (c) 1m. of the statutes is created to read:

45.51 **(3)** (c) 1m. Within each category specified in subd. 1., the following order of priority shall apply:

a. A person who is a resident of the state on the date of application for membership in a veterans home and who has been residing continuously in the state for a period of more than 6 months immediately preceding the date of application for membership has first priority for admission.

b. A person who is a resident of the state on the date of application for membership in a veterans home and who has been residing continuously in the state

for a period of 6 months or less immediately preceding the date of application for membership has 2nd priority for admission.

c. A person who is not a resident of the state on the date of application for membership in a veterans home has 3rd priority for admission.

SECTION 797. 45.51 (5) (intro.) of the statutes is amended to read:

45.51 **(5)** ADDITIONAL ELIGIBILITY REQUIREMENTS OF A SURVIVING SPOUSE. (intro.) The surviving spouse of a person under sub. (2) (a) 1. or 2. ~~who was a resident of this state at the time of the veteran's death~~ is eligible if the surviving spouse meets the requirements of sub. (2) (b) 3. to 5. and if the surviving spouse satisfies all of the following conditions:

SECTION 798. 45.51 (5) (f) of the statutes is repealed.

SECTION 799. 45.51 (6) (intro.) of the statutes is amended to read:

45.51 **(6)** ADDITIONAL ELIGIBILITY REQUIREMENTS OF PARENTS. (intro.) The parent of a person under sub. (2) (a) 1. or 2. ~~who was a resident of this state at the time of the person's death or, the parent of a living person under sub. (2) (a) 1. or 2. who is eligible for membership,~~ or the parent of a person who died while in the service is eligible if the parent meets the requirements of sub. (2) (b) 3. to 5. and ~~if the parent~~ satisfies all of the following conditions:

SECTION 800. 45.51 (6) (b) of the statutes is repealed.

SECTION 801. 45.51 (6m) of the statutes is created to read:

45.51 **(6m)** RESIDENCY. In order to be eligible for benefits under this subchapter, a person specified under sub. (2) (a) 1., 2., or 3. does not have to be a resident of this state on the date of application for membership.

SECTION 802. 45.51 (12) of the statutes is amended to read:

45.51 **(12)** POWERS ~~OF COMMANDANT~~ OVER PERSONAL FUNDS OF MEMBERS. A commandant, the secretary, or the secretary's designee may receive, disburse, and account for funds of members.

SECTION 803. 45.61 (2) (f) of the statutes is created to read:

45.61 **(2)** (f) A person who is a member of a veterans home under s. 45.50.

SECTION 804. 45.61 (3) of the statutes is amended to read:

45.61 **(3)** FEES AND COSTS. The department may charge a fee for burials under this section and may promulgate rules for the assessment of any fee. The cost of preparing the grave and the erection of a marker for a person described under sub. (2) (a), (b), (d), or (e) shall be paid from the appropriation under s. 20.485 (1) ~~(gk)~~ (r).

SECTION 805. 45.61 (4) of the statutes is renumbered 45.61 (4) (a).

SECTION 806. 45.61 (4) (b) of the statutes is created to read:

45.61 **(4)** (b) In processing applications for burial plots, the department shall maintain a waiting list for each of the cemeteries operated under sub. (1) and shall give priority to state residents on each waiting list.

SECTION 807. 45.61 (5) (a) of the statutes is amended to read:

45.61 **(5)** (a) Expenses incident to the burial under this section of persons described in sub. (2) (a) and (b) to (e) shall be paid from the estate of the decedent, except that if there is no estate or the estate is insufficient, the expense of burial, or necessary part of the burial, shall be paid from the appropriation under s. 20.485 (1) ~~(gk)~~ (r) for members of veterans homes, and the amount expended for those expenses shall not exceed the amount established for funeral and burial expenses under s. 49.785 (1) (b).

SECTION 808. 45.70 (1) of the statutes is renumbered 45.70 (1m).

SECTION 809. 45.70 (1b) (title) of the statutes is created to read:

45.70 **(1b)** (title) ESTABLISHMENT AND MODIFICATIONS OF MEMORIALS.

SECTION 810. 45.70 (1b) (b) of the statutes is created to read:

45.70 **(1b)** (b) The board may act under par. (a) only if the department estimates that the cost of implementing the proposal for an established or future state memorial will exceed $25,000.

SECTION 811. 45.70 (2) (a) of the statutes is renumbered 45.70 (1b) (a) and amended to read:

45.70 **(1b)** (a) The board may approve, recommend, and veto any proposed plans, modifications, and changes or policies with respect to established state memorials~~, including the Camp Randall Memorial Park, Madison, Wisconsin, as described in par. (c),~~ and any future veterans state memorials, and may recommend the creation and establishment of future veterans state memorials.

SECTION 812. 45.70 (2) (b) of the statutes is amended to read:

45.70 **(2)** (b) No structures, other than memorials approved by the board, and no walks, roads, or subterranean footings may be placed or erected upon Camp Randall Memorial Park, Madison, Wisconsin, as described in par. (c), unless authorized by the legislature; nor shall the park be used for any purpose other than a memorial park.

SECTION 813. 45.82 (4) of the statutes is amended to read:

45.82 **(4)** The department shall provide grants to the governing bodies of federally recognized American Indian tribes and bands from the appropriation under s. 20.485 (2) (km) or (vw) if that governing body enters into an agreement with the department regarding the creation, goals, and objectives of a tribal veterans service officer, appoints a veteran to act as a tribal veterans service officer, and gives that veteran duties similar to the duties described in s. 45.80 (5), except that the

veteran shall report to the governing body of the tribe or band. The department may make annual grants of up to ~~$8,500~~ $15,000 per grant under this subsection and shall promulgate rules to implement this subsection.

SECTION 814. 46.03 (30) (a) of the statutes is amended to read:

46.03 **(30)** (a) To provide for an orderly reduction of state institutional primary psychiatric services the department may approve the institutes entering into contracts with county departments under s. 51.42 for providing primary psychiatric care. If excess capacity exists at state operated mental health institutes, the department shall, subject to ~~s.~~ ss. 13.48 (14) (am) and 16.848 (1), explore the possible sale or lease of such excess facilities to a county department under s. 51.42.

SECTION 815. 46.035 (2) (a) of the statutes is amended to read:

46.035 **(2)** (a) Without limitation by reason of any other provisions of the statutes except ~~s.~~ ss. 13.48 (14) (am) and 16.848 (1), the power to sell and to convey title in fee simple to a nonprofit corporation any land and any existing buildings thereon owned by, or owned by the state and held for, the department or of any of the institutions under the jurisdiction of the department for such consideration and upon such terms and conditions as in the judgment of the secretary are in the public interest.

SECTION 816. 46.057 (2) of the statutes is amended to read:

46.057 **(2)** From the appropriation account under s. 20.410 (3) (ba), the department of corrections shall transfer to the appropriation account under s. 20.435 (2) (kx) $1,365,500 in each fiscal year and, from the appropriation account under s. 20.410 (3) (hm), the department of corrections shall transfer to the appropriation account under s. 20.435 (2) (kx) ~~$2,890,700~~ $2,707,100 in fiscal year ~~2011–12~~ 2013–14 and ~~$2,964,000~~ $2,772,800 in fiscal year ~~2012–13~~ 2014–15, for services for

juveniles placed at the Mendota juvenile treatment center. The department of health services may charge the department of corrections not more than the actual cost of providing those services.

SECTION 817. 46.06 (4) of the statutes is amended to read:

46.06 **(4)** SALES. The department may, with the approval of the building commission, and subject to any prior action under s. 13.48 (14) (am) or 16.848 (1), sell and convey such lands under the jurisdiction of the department as the secretary deems to be in excess of the present or future requirements of the department for either the operation of its facilities or programs, for the maintenance of buffer zones adjacent to its facilities or for other public purposes. The proceeds of such sales are subject to s. 13.48 (14) (c).

SECTION 818. 46.07 of the statutes is amended to read:

46.07 Property of patients or residents. All money including wages and other property delivered to an officer or employee of any institution for the benefit of a patient or resident shall immediately be delivered to the steward, who shall enter the money upon the steward's books to the credit of the patient or resident. The property shall be used only under the direction and with the approval of the superintendent and for the crime victim and witness assistance surcharge under s. 973.045 (4), the delinquency victim and witness assistance surcharge under s. 938.34 (8d) (c), the deoxyribonucleic acid analysis surcharge under s. 973.046 (1r), the child pornography surcharge under s. 973.042, the drug offender diversion surcharge under s. 973.043, or the benefit of the patient or resident. If the money remains uncalled for for one year after the patient's or resident's death or departure from the institution, the superintendent shall deposit the money in the general fund. If any patient or resident leaves property, other than money, uncalled for at an institution

for one year, the superintendent shall sell the property, and the proceeds shall be deposited in the general fund. If any person satisfies the department, within 5 years after the deposit, of his or her right to the deposit, the department shall direct the department of administration to draw its warrant in favor of the claimant and it shall charge the same to the appropriation made by s. 20.913 (3) (c).

SECTION 819. 46.21 (1) (d) of the statutes is amended to read:

46.21 **(1)** (d) "Human services" means the total range of services to people, including mental illness treatment, developmental disabilities services, physical disabilities services, income maintenance, youth probation, extended supervision and parole services, alcohol and drug abuse services, services to children, youth and families, family counseling, early intervention services for children from birth to the age of 3, and manpower services. "Human services" does not include child welfare services administered by the department of children and families under s. 48.48 (17) ~~administered by the department in a county having a population of 500,000 or more~~.

SECTION 820. 46.215 (1) (intro.) of the statutes is amended to read:

46.215 **(1)** CREATION; POWERS AND DUTIES. (intro.) ~~In~~ Except as provided in ss. 49.155 (3g), 49.78 (1r), 49.825, and 49.826, in a county with a population of ~~500,000~~ 750,000 or more the administration of welfare services, other than child welfare services administered by the department of children and families under s. 48.48 (17) ~~administered by the department and except as provided in ss. 49.155 (3g), 49.78 (1r), 49.825, and 49.826~~, is vested in a county department of social services under the jurisdiction of the county board of supervisors under s. 46.21 (2m) (b) 1. a. Any reference in any law to a county department of social services under this section applies to a county department under s. 46.21 (2m) in its administration under s. 46.21 (2m) of the powers and duties of the county department of social services.

Except as provided in ss. 49.155 (3g), 49.78 (1r), 49.825, and 49.826, the county department of social services shall have the following functions, duties, and powers, and such other welfare functions as may be delegated to it:

SECTION 821. 46.27 (7g) (a) 1m. of the statutes is created to read:

46.27 **(7g)** (a) 1m. "Decedent" means a deceased client or a deceased nonclient surviving spouse, whichever is applicable.

SECTION 822. 46.27 (7g) (a) 4. of the statutes is created to read:

46.27 **(7g)** (a) 4. "Nonclient surviving spouse" means any person who was married to a client while the client was receiving services for which the cost may be recovered under par. (c) 1. and who survived the client.

SECTION 823. 46.27 (7g) (a) 5. of the statutes is created to read:

46.27 **(7g)** (a) 5. a. "Property of a decedent" means all real and personal property to which the client held any legal title or in which the client had any legal interest immediately before death, to the extent of that title or interest, including assets transferred to a survivor, heir, or assignee through joint tenancy, tenancy in common, survivorship, life estate, living trust, or any other arrangement.

b. Notwithstanding subd. 5. a., "property of a decedent" includes all real and personal property in which the nonclient surviving spouse had an ownership interest at the client's death and in which the client had a marital property interest with that nonclient surviving spouse at any time within 5 years before the client applied for long–term community support services funded under sub. (7) or during the time that the client was eligible for long–term community support services funded under sub. (7).

SECTION 824. 46.27 (7g) (c) 1. of the statutes is amended to read:

46.27 **(7g)** (c) 1. Except as provided in subd. 4., the department shall file a claim against the estate of a client ~~or~~, and against the estate of ~~the~~ a nonclient surviving spouse ~~of a client,~~ for the amount of long–term community support services funded under sub. (7) paid on behalf of the client after the client attained 55 years of age, unless already recovered by the department under this subsection.

SECTION 825. 46.27 (7g) (c) 2m. of the statutes is created to read:

46.27 **(7g)** (c) 2m. a. Property that is subject to the department's claim under subd. 1. in the estate of a client or in the estate of a nonclient surviving spouse is all property of a decedent that is included in the estate.

b. There is a presumption, which may be rebutted by clear and convincing evidence, that all property in the estate of the nonclient surviving spouse was marital property held with the client and that 100 percent of the property in the estate of the nonclient surviving spouse is subject to the department's claim under subd. 1.

SECTION 826. 46.27 (7g) (c) 3. (intro.) of the statutes is amended to read:

46.27 **(7g)** (c) 3. (intro.) The court shall reduce the amount of a claim under subd. 1. by up to the amount specified in s. 861.33 (2) if necessary to allow the ~~client's~~ decedent's heirs or the beneficiaries of the ~~client's~~ decedent's will to retain the following personal property:

SECTION 827. 46.27 (7g) (c) 5. a. of the statutes is amended to read:

46.27 **(7g)** (c) 5. a. If the department's claim is not allowable because of subd. 4. and the estate includes an interest in real property, including a home, the court exercising probate jurisdiction shall, in the final judgment or summary findings and order, assign the interest in the ~~home~~ real property subject to a lien in favor of the department for the amount described in subd. 1. The personal representative or

petitioner for summary settlement or summary assignment of the estate shall record the final judgment as provided in s. 863.29, 867.01 (3) (h), or 867.02 (2) (h).

SECTION 828. 46.27 (7g) (c) 5. b. of the statutes is amended to read:

46.27 **(7g)** (c) 5. b. If the department's claim is not allowable because of subd. 4., the estate includes an interest in real property, including a home, and the personal representative closes the estate by sworn statement under s. 865.16, the personal representative shall stipulate in the statement that the ~~home~~ real property is assigned subject to a lien in favor of the department for the amount described in subd. 1. The personal representative shall record the statement in the same manner as described in s. 863.29, as if the statement were a final judgment.

SECTION 829. 46.27 (7g) (c) 6. (intro.) of the statutes is amended to read:

46.27 **(7g)** (c) 6. (intro.) The department may not enforce ~~the~~ a lien under subd. 5. as long as any of the following survive the decedent:

SECTION 830. 46.27 (7g) (c) 6m. of the statutes is created to read:

46.27 **(7g)** (c) 6m. All of the following apply to a lien under subd. 5. that the department may not enforce because of subd. 6.:

a. If the decedent's surviving spouse or child who is under age 21 or disabled refinances a mortgage on the real property, the lien is subordinate to the new encumbrance.

b. The department shall release the lien in the circumstances described in s. 49.848 (5) (f).

SECTION 831. 46.27 (7g) (g) of the statutes is amended to read:

46.27 **(7g)** (g) The department shall promulgate rules establishing standards for determining whether the application of this subsection would work an undue hardship in individual cases. If the department determines that the application of

this subsection would work an undue hardship in a particular case, the department shall waive application of this subsection in that case. This paragraph does not apply with respect to claims against the estates of nonclient surviving spouses.

SECTION 832. 46.286 (1m) of the statutes is created to read:

46.286 **(1m)** INCOME AND ASSETS EXCLUDED. For purposes of determining a person's financial eligibility under sub. (1) (b) and cost–sharing requirements under sub. (2), to the extent approved by the federal government, the department or its designee shall exclude any assets accumulated in an independence account, as defined in s. 49.472 (1) (c), and any income or assets from retirement benefits earned or accumulated from employment income or employer contributions while the person was employed and eligible for and receiving medical assistance under s. 49.472.

SECTION 833. 46.286 (7) of the statutes is amended to read:

46.286 **(7)** RECOVERY OF FAMILY CARE BENEFIT PAYMENTS~~; RULES~~. The department shall ~~promulgate rules relating~~ apply to the recovery from persons who receive the family care benefit, including by liens and affidavits and from estates, of correctly ~~and incorrectly~~ paid family care benefits, ~~that are substantially similar to~~ the applicable provisions under ss. 49.496 ~~and 49.497~~, 49.848, and 49.849.

SECTION 834. 46.287 (2) (a) 1. k. of the statutes is amended to read:

46.287 **(2)** (a) 1. k. Recovery of family care benefit payments ~~under s. 46.286 (7)~~.

SECTION 835. 46.48 (30) (a) of the statutes is amended to read:

46.48 **(30)** SUBSTANCE ABUSE TREATMENT GRANTS. (a) From the appropriation account under s. 20.435 ~~(7)~~ (5) (bc), the department shall distribute grants on a competitive basis to county departments of social services and to private nonprofit organizations, as defined in s. 103.21 (2), for the provision of alcohol and other drug

abuse treatment services in counties with a population of 500,000 or more. Grants distributed under this subsection may be used only to provide treatment for alcohol and other drug abuse to individuals who are eligible for federal temporary assistance for needy families under 42 USC 601 et. seq. and who have a family income of not more than 200% of the poverty line, as defined in s. 49.001 (5).

SECTION 836. 46.48 (31) of the statutes is created to read:

46.48 **(31)** PEER RUN RESPITE CENTERS. The department may distribute not more than $1,200,000 in each fiscal year, beginning in fiscal year 2014–15, to regional peer run respite centers for individuals with mental health and substance abuse concerns.

SECTION 837. 46.52 of the statutes is amended to read:

46.52 Systems change grants. From the appropriation under s. 20.435 ~~(7)~~ (5) (md), the department shall distribute funds to each grant recipient under this section so as to permit initial phasing in of recovery–oriented system changes, prevention and early intervention strategies, and consumer and family involvement for individuals with mental illness. At least 10% of the funds distributed shall be for children with mental illness.

SECTION 838. 46.53 of the statutes is amended to read:

46.53 Mental health treatment provider training. From the appropriation under s. 20.435 ~~(7)~~ (5) (md), the department may not distribute more than $182,000 in each fiscal year to provide training for mental health treatment professionals on new mental health treatment approaches in working with special populations, including seriously mentally ill individuals and children with serious emotional disturbances, and on the use of new mental health treatment medications.

SECTION 839. 46.54 of the statutes is amended to read:

46.54 Consumer and family self–help and peer–support programs. From the appropriation under s. 20.435 ~~(7)~~ (5) (md), the department shall distribute $874,000 in each fiscal year to increase support for mental health family support projects, employment projects operated by consumers of mental health services, mental health crisis intervention and drop–in projects, and public mental health information activities.

SECTION 840. 46.55 (3m) of the statutes is amended to read:

46.55 **(3m)** Within the limits of available funding under s. 20.435 ~~(7)~~ (5) (mb), the department shall award grants under this section in a total amount for all grants of not more than $250,000 in each fiscal year.

SECTION 841. 46.56 (1) (hm) of the statutes is created to read:

46.56 **(1)** (hm) "Multi–entity initiative" means an initiative including more than one county or tribe that is established under sub. (2) (b).

SECTION 842. 46.56 (2) of the statutes is renumbered 46.56 (2) (a) and amended to read:

46.56 **(2)** (a) ~~If~~ Except as provided in par. (b), if a county board of supervisors establishes an initiative under s. 59.53 (7) or if a tribe establishes an initiative, the county board or tribe shall appoint a coordinating committee and designate an administering agency. The initiative may be funded by the county or tribe or the county board of supervisors or tribe may apply for funding by the state in accordance with sub. (15).

SECTION 843. 46.56 (2) (b) of the statutes is created to read:

46.56 **(2)** (b) A county may enter into an agreement with one or more other counties or tribes to establish an initiative and a tribe may enter into an agreement with one or more counties or tribes to establish an initiative. The parties to the

agreement shall designate in the agreement a single lead administrative county or lead administrative tribe. The county board of the lead administrative county or the lead administrative tribe shall appoint a coordinating committee and designate an administering agency. The initiative may be funded by the participating entities, or the county board of supervisors of the lead administrative county or the lead administrative tribe may apply for funding by the state in accordance with sub. (15).

SECTION 844. 46.56 (3) (bm) of the statutes is created to read:

46.56 **(3)** (bm) 1. The coordinating committee of a multi–entity initiative shall include representatives described under par. (a) 1. to 7. who are from any county or tribe included in the multi–entity initiative, except that, of the representatives described under par. (a) 1. to 7., the committee shall include at least one representative from each county or tribe included in the initiative.

2. For purposes of a coordinating committee appointed for a multi–entity initiative, a representative under par. (b) 1., 2., 4., 5., 6., 7., and 11. may be from any county or tribe included in the multi–entity initiative.

SECTION 845. 46.56 (3) (d) 6. of the statutes is amended to read:

46.56 **(3)** (d) 6. If a county or tribe <u>or a multi–entity initiative</u> applies for funding under sub. (15), assist the administering agency in developing the application required under sub. (15) (b).

SECTION 846. 46.56 (3) (d) 14. of the statutes is amended to read:

46.56 **(3)** (d) 14. Establish target groups of children who are involved in 2 or more systems of care and their families to be served by the initiative. For a county or tribe <u>or a multi–entity initiative</u> that applies for funding under sub. (15), severely emotionally disturbed children are required to be a priority target group.

SECTION 847. 46.56 (3) (f) of the statutes is created to read:

46.56 **(3)** (f) This subsection does not apply with respect to multi–entity initiatives to the extent that the department has adopted requirements under sub. (14) (e) that conflict with those contained in this subsection.

SECTION 848. 46.56 (4) (intro.) of the statutes is amended to read:

46.56 **(4)** ROLE OF ADMINISTERING AGENCY. (intro.) ~~The~~ Except when otherwise provided in requirements established by the department under sub. (14) (e) that apply with respect to multi–entity initiatives, the administering agency designated under sub. (2) shall do all of the following:

SECTION 849. 46.56 (4) (d) of the statutes is amended to read:

46.56 **(4)** (d) If the county board of supervisors or tribe or a multi–entity initiative decides to seek state funding under sub. (15), develop the application in cooperation with the coordinating committee.

SECTION 850. 46.56 (5) (intro.) of the statutes is amended to read:

46.56 **(5)** INTERAGENCY AGREEMENT. (intro.) ~~An~~ Except when otherwise provided in requirements established by the department under sub. (14) (e) that apply with respect to multi–entity initiatives, an interagency agreement shall include all of the following:

SECTION 851. 46.56 (6) (cr) of the statutes is renumbered 46.56 (6) (cr) 1. and amended to read:

46.56 **(6)** (cr) 1. ~~Every~~ Except as provided in subd. 2., every county and tribe that operates any initiative shall develop written policies and procedures specifying the selection process for the initiative coordinator.

SECTION 852. 46.56 (6) (cr) 2. of the statutes is created to read:

46.56 **(6)** (cr) 2. For a multi–entity initiative, the lead administrative county or the lead administrative tribe shall develop the written policies and procedures under subd. 1. specifying the selection process for the initiative coordinator.

SECTION 853. 46.56 (6) (e) of the statutes is created to read:

46.56 **(6)** (e) This subsection does not apply with respect to multi–entity initiatives to the extent that the department has adopted requirements under sub. (14) (e) that conflict with those contained in this subsection.

SECTION 854. 46.56 (7) (intro.) of the statutes is amended to read:

46.56 **(7)** ELIGIBILITY OF CHILDREN AND FAMILIES. (intro.) ~~Children~~ Except when otherwise provided in requirements established by the department under sub. (14) (e) that apply with respect to multi–entity initiatives, children who are involved in 2 ~~of~~ or more systems of care and their families shall be eligible for the initiative, except that the coordinating committee may establish specific additional criteria for eligibility for services and may establish certain target groups of children who are involved in 2 or more systems of care to receive services. If target groups are established, only children falling within the target groups may be enrolled in the initiative. Any eligibility criteria shall meet all of the following conditions:

SECTION 855. 46.56 (8) (t) of the statutes is created to read:

46.56 **(8)** (t) This subsection does not apply with respect to multi–entity initiatives to the extent that the department has adopted requirements under sub. (14) (e) that conflict with those contained in this subsection.

SECTION 856. 46.56 (9) to (13) of the statutes are amended to read:

46.56 **(9)** IMMEDIATE CARE. Individual county departments, tribal agencies, other agencies, and other service providers shall provide immediate services and other resources as necessary and appropriate to children who are involved in 2 or

more systems of care and their families who have been referred for an evaluation of eligibility for and appropriateness of enrollment in the initiative while assessment and planning take place. This subsection does not apply with respect to multi–entity initiatives to the extent that the department has adopted requirements under sub. (14) (e) that conflict with those contained in this subsection.

(10) RELATION TO OTHER SUPPORT PROGRAMS. In any county or for a tribe that has a family support program under s. 46.985 or other support programs, including comprehensive community services or ~~office of justice assistance~~ department of justice or department of corrections programs, the initiative shall coordinate its activities with the support programs. This subsection does not apply with respect to multi–entity initiatives to the extent that the department has adopted requirements under sub. (14) (e) that conflict with those contained in this subsection.

(11) CONFLICT MANAGEMENT. The department, administering agency, service coordination agencies, and service coordinators shall establish and use informal means for conflict management, including consultation, mediation, and independent assessment, whenever possible. A formal conflict management policy shall be established in writing by the coordinating committee for use by families, providers, and other individuals involved in the initiative. This subsection does not apply with respect to multi–entity initiatives to the extent that the department has adopted requirements under sub. (14) (e) that conflict with those contained in this subsection.

(12) ADMINISTRATIVE APPEALS. Decisions by the service coordination agency regarding eligibility, enrollment, denial, termination, reduction, or appropriateness of services and decisions by the individuals designated by the coordinating committee regarding eligibility, enrollment, or denial may be appealed to the coordinating committee by a child who is a service applicant or recipient or by the

parent or guardian or guardian ad litem of the applicant or recipient. Decisions of the coordinating committee may be appealed to the department under ch. 227. This subsection does not apply with respect to multi–entity initiatives to the extent that the department has adopted requirements under sub. (14) (e) that conflict with those contained in this subsection.

(13) REVIEW OF ACTIONS BY INDIVIDUAL AGENCIES. Nothing in this section shall limit, modify, or expand the rights, remedies, or procedures established in federal statutes or regulations or state statutes or rules for individuals or families receiving services provided by individual organizations that are participating in the coordinated services plan of care. This subsection does not apply with respect to multi–entity initiatives to the extent that the department has adopted requirements under sub. (14) (e) that conflict with those contained in this subsection.

****NOTE: This is reconciled s. 46.56 (10). This SECTION has been affected by drafts with the following LRB numbers: LRB–1221/1 and LRB–0839/P3.

SECTION 857. 46.56 (14) (b) (intro.) of the statutes is amended to read:

46.56 **(14)** (b) (intro.) The department shall provide, either directly or through purchase of services, the following support services to the counties and tribes that elect to participate in the initiative and to multi–entity initiatives:

SECTION 858. 46.56 (14) (d) of the statutes is amended to read:

46.56 **(14)** (d) Notwithstanding eligibility requirements for enrollment in the initiative, if the state is funding the initiative in a particular county or for a tribe or is funding a multi–entity initiative under sub. (15), the department may permit the county ~~or~~, tribe, or multi–entity initiative to serve under this section any individual who has a severe disability and who has not attained 22 years of age, and his or her family, if the individual's mental, physical, sensory, behavioral, emotional, or

developmental disability or whose combination of multiple disabilities meets the requirements specified in sub. (1) (om) 1. to 4.

SECTION 859. 46.56 (14) (e) of the statutes is created to read:

46.56 **(14)** (e) The department may establish additional requirements to apply with respect to multi–entity initiatives, including requirements that conflict with any requirements in subs. (3) to (13).

SECTION 860. 46.56 (15) (b) (intro.) of the statutes is amended to read:

46.56 **(15)** (b) (intro.) In order to apply for funds under this subsection, the county board of supervisors or tribe or, for a multi–entity initiative, the county board of the lead administrative county or the lead administrative tribe shall do all of the following:

SECTION 861. 46.56 (15) (b) 4. of the statutes is amended to read:

46.56 **(15)** (b) 4. Submit a description of the existing services and other resources in the county or tribe or in the area or areas served by a multi–entity initiative for children who are involved in 2 or more systems of care, an assessment of any gaps in services, and a plan for using the funds received under this subsection or funds from other sources to develop or expand the initiative.

SECTION 862. 46.56 (15) (c) of the statutes is amended to read:

46.56 **(15)** (c) In order for a county or tribe or a multi–entity initiative to obtain funds under this subsection, all of the participating agencies and organizations shall provide matching funds that, in total, equal 20% of the requested funding. The match may be cash or in–kind. The department shall determine what may be used as in–kind match.

SECTION 863. 46.56 (15) (d) of the statutes is amended to read:

46.56 **(15)** (d) In order to apply for funding, a county or tribe or a multi–entity initiative shall have a coordinating committee that meets the requirements under sub. (3) (a) and (b)~~,~~ and, if applicable, sub. (3) (bm) that will carry out the responsibilities under sub. (3) (d).

SECTION 864. 46.86 (1) of the statutes is amended to read:

46.86 **(1)** From the appropriation under s. 20.435 ~~(7)~~ (5) (md) the department may award not more than $125,500 in each fiscal year as grants to counties and private nonprofit entities for treatment for pregnant women and mothers with alcohol and other drug abuse treatment needs; mothers who have alcohol and other drug abuse treatment needs and dependent children up to the age of 5 years; and the dependent children up to the age of 5 years of those mothers. The grants shall be awarded in accordance with the department's request–for–proposal procedures. The grants shall be used to establish community–based programs, residential family–centered treatment programs or home–based treatment programs. The program under a grant must include alcohol and other drug abuse treatment services, parent education, support services for the children of the women who are enrolled in the program, vocational assistance and housing assistance. Any program funded under this subsection must also provide follow–up aftercare services to each woman and her children for at least 2 years after the date on which a woman has left the program.

SECTION 865. 46.86 (2m) (b) of the statutes is amended to read:

46.86 **(2m)** (b) From the appropriation under s. 20.435 ~~(7)~~ (5) (md), the department shall distribute not more than $79,500 in each fiscal year for residential long–term treatment for alcohol and other drug abuse, including treatment with

respect to family relationships, antisocial behavior and employability, in a treatment facility, as defined in s. 51.01 (19), in a 1st class city.

SECTION 866. 46.86 (3m) of the statutes is amended to read:

46.86 **(3m)** From the appropriation under s. 20.435 ~~(7)~~ (5) (md), the department may not distribute more than $900,000 in each fiscal year to fund a multidisciplinary prevention and treatment team in Milwaukee County for cocaine–abusing women and their children. The multidisciplinary prevention and treatment team must coordinate its activities with other prevention and treatment programs in Milwaukee County for cocaine–abusing women and their children. Residents from other counties may be served by the multidisciplinary prevention and treatment team. The department may carry forward funds distributed under this subsection, but not encumbered by December 31, for distribution for the purpose under this subsection in the following calendar year.

SECTION 867. 46.86 (5) of the statutes is amended to read:

46.86 **(5)** From the appropriation under s. 20.435 ~~(7)~~ (5) (md), the department may not distribute more than $235,000 in each fiscal year as a grant to ARC Community Services, Inc., for women and children in Dane County, to provide funding for staff of the center and transportation and meal expenses for chemically dependent women who receive services from the center.

SECTION 868. 46.86 (6) (a) (intro.) of the statutes is amended to read:

46.86 **(6)** (a) (intro.) From the appropriation account under s. 20.435 ~~(7)~~ (5) (md), the department may award up to $1,330,800 in each fiscal year, and from the appropriation account under s. 20.435 (5) (gb), the department may award not more than $319,500 in each fiscal year, as grants to counties and private entities to provide

community–based alcohol and other drug abuse treatment programs that do all of the following:

SECTION 869. 46.90 (5m) (br) 5g. of the statutes is created to read:

46.90 **(5m)** (br) 5g. Refer the case to the department of financial institutions if the financial exploitation, neglect, self–neglect, or abuse involves an individual who is required to be registered under s. 202.13 or 202.14.

SECTION 870. 46.96 (2) of the statutes is amended to read:

46.96 **(2)** The department shall make grants from the appropriations under s. 20.435 (7) (c) ~~or (kc)~~ to independent living centers for nonresidential services to severely disabled individuals.

SECTION 871. 47.02 (3m) (p) of the statutes is created to read:

47.02 **(3m)** (p) 1. From the appropriation under s. 20.445 (5) (n), in each fiscal year, allocate $600,000 of moneys received from the federal social security administration for reimbursement of grants to independent living centers. The department shall make grants to independent living centers for nonresidential services to severely disabled individuals as defined in s. 46.96 (1) (b).

2. To be eligible to receive a grant under subd. 1., an independent living center shall comply with the requirements under s. 46.96 (3m) (a) 1. to 3. and (am) 1. and 2.

SECTION 872. 48.06 (1) (title) of the statutes is amended to read:

48.06 **(1)** (title) COUNTIES WITH A POPULATION OF ~~500,000~~ 750,000 OR MORE.

SECTION 873. 48.06 (1) (a) 1. of the statutes is amended to read:

48.06 **(1)** (a) 1. In counties with a population of ~~500,000~~ 750,000 or more, the department shall provide the court with the services necessary for investigating and supervising child welfare and unborn child welfare cases under this chapter. The

department is charged with providing child welfare and unborn child welfare intake and dispositional services and with administration of the personnel and services of the child welfare and unborn child welfare intake and dispositional sections of the department. The department shall include investigative services for all children and unborn children alleged to be in need of protection or services to be provided by the department.

SECTION 874. 48.06 (2) (title) of the statutes is amended to read:

48.06 **(2)** (title) COUNTIES WITH A POPULATION UNDER ~~500,000~~ 750,000.

SECTION 875. 48.06 (2) (a) of the statutes is amended to read:

48.06 **(2)** (a) In counties having less than ~~500,000~~ 750,000 population, the county board of supervisors shall authorize the county department or court or both to provide intake services required by s. 48.067 and the staff needed to carry out the objectives and provisions of this chapter under s. 48.069. Intake services shall be provided by employees of the court or county department and may not be subcontracted to other individuals or agencies, except any county which had intake services subcontracted from the county sheriff's department on April 1, 1980, may continue to subcontract intake services from the county sheriff's department. Intake workers shall be governed in their intake work, including their responsibilities for recommending the filing of a petition and entering into an informal disposition, by general written policies which shall be formulated by the circuit judges for the county, subject to the approval of the chief judge of the judicial administrative district.

SECTION 876. 48.06 (3) of the statutes is amended to read:

48.06 **(3)** INTAKE SERVICES. The court, the department in a county having a population of ~~500,000~~ 750,000 or more, or the county department responsible for

providing intake services under s. 48.067 shall specify one or more persons to provide intake services. If there is more than one such worker, one of the workers shall be designated as chief worker and shall supervise other workers.

SECTION 877. 48.06 (4) of the statutes is amended to read:

48.06 **(4)** STATE AID. State aid to any county for court services under this section shall be at the same net effective rate that each county is reimbursed for county administration under s. 48.569. Counties having a population of less than ~~500,000~~ 750,000 may use funds received under s. 48.569 (1) (d), including county or federal revenue sharing funds allocated to match funds received under s. 48.569 (1) (d), for the cost of providing court attached intake services in amounts not to exceed ~~50%~~ 50 percent of the cost of providing court attached intake services or $30,000 per county per calendar year, whichever is less.

SECTION 878. 48.069 (1) (intro.) of the statutes is amended to read:

48.069 **(1)** (intro.) The staff of the department, the court, a county department or a licensed child welfare agency designated by the court to carry out the objectives and provisions of this chapter, or, in a county having a population of ~~500,000~~ 750,000 or more, the department or an agency under contract with the department to provide dispositional services, shall:

SECTION 879. 48.069 (2) of the statutes is amended to read:

48.069 **(2)** Except in a county having a population of ~~500,000~~ 750,000 or more, licensed child welfare agencies and the department shall provide services under this section only upon the approval of the agency from whom services are requested. In a county having a population of ~~500,000~~ 750,000 or more, the department or, with the approval of the department, a licensed child welfare agency shall provide services under this section.

SECTION 880. 48.069 (3) of the statutes is amended to read:

48.069 **(3)** A court or county department responsible for disposition staff or, in a county having a population of ~~500,000~~ 750,000 or more, the department may agree with the court or county department responsible for providing intake services that the disposition staff may be designated to provide some or all of the intake services.

SECTION 881. 48.07 (5) (b) 2. of the statutes is amended to read:

48.07 **(5)** (b) 2. On receipt of an application from a prospective court–appointed special advocate, the court–appointed special advocate program, with the assistance of the department of justice, shall conduct a background investigation of the applicant. If the court–appointed special advocate program determines that any information obtained as a result of the background investigation provides a reasonable basis for further investigation, the court–appointed special advocate program may require the applicant to be fingerprinted on 2 fingerprint cards, each bearing a complete set of the applicant's fingerprints, or by other technologies approved by law enforcement agencies. The department of justice may provide for the submission of the fingerprint cards or fingerprints by other technologies to the federal bureau of investigation for the purposes of verifying the identification of the applicant and obtaining the applicant's criminal arrest and conviction record. The court–appointed special advocate program shall keep confidential all information received from the department of justice and the federal bureau of investigation under this subdivision.

SECTION 882. 48.345 (6m) of the statutes is amended to read:

48.345 **(6m)** If the report prepared under s. 48.33 (1) recommends that the child is in need of a coordinated services plan of care and if an initiative under s. 46.56 has been established ~~in~~ for the county or, for a child who is a member of a tribe, as defined

in s. 46.56 (1) (q), ~~by~~ for a tribe, the judge may order an assessment of the child and the child's family for eligibility for and appropriateness of the initiative, and if eligible for enrollment in the initiative, that a coordinated services plan of care be developed and implemented.

SECTION 883. 48.355 (4) of the statutes is renumbered 48.355 (4) (a) and amended to read:

48.355 **(4)** (a) Except as provided under s. 48.368, an order under this section or s. 48.357 or 48.365 made before the child reaches 18 years of age that places or continues the placement of the child in his or her home shall terminate ~~at the end of~~ one year after ~~its entry~~ the date on which the order is entered unless the judge specifies a shorter period of time or the judge terminates the order sooner.

(b) Except as provided under s. 48.368, an order under this section or s. 48.357 or 48.365 made before the child reaches 18 years of age that places or continues the placement of the child in a foster home, group home, or residential care center for children and youth or in the home of a relative other than a parent shall terminate ~~when~~ on the latest of the following dates, unless the judge specifies a shorter period or the judge terminates the order sooner:

1. The date on which the child reaches 18 years of age~~, at the end of~~.

2. The date that is one year after ~~its entry, or, if~~ the date on which the order is entered.

3. If the child is a full–time student at a secondary school or its vocational or technical equivalent and is reasonably expected to complete the program before reaching 19 years of age, ~~when~~ the date on which the child reaches 19 years of age~~, whichever is later, unless the judge specifies a shorter period of time or the judge terminates the order sooner~~.

(c) An order under this section or s. 48.357 or 48.365 relating to an unborn child in need of protection or services that is made before the unborn child is born shall terminate ~~at the end of~~ one year after ~~its entry~~ the date on which the order is entered unless the judge specifies a shorter period of time or the judge terminates the order sooner.

SECTION 884. 48.355 (4) (b) 4. of the statutes is created to read:

48.355 **(4)** (b) 4. If the child is a full–time student at a secondary school or its vocational or technical equivalent and if an individualized education program under s. 115.787 is in effect for the child, the date on which the child reaches 21 years of age.

SECTION 885. 48.357 (6) of the statutes is renumbered 48.357 (6) (a) (intro.) and amended to read:

48.357 **(6)** (a) (intro.) No change in placement may extend the expiration date of the original order, except that if the change in placement is from a placement in the child's home to a placement outside the home the court may extend the expiration date of the original order to the latest of the following dates, unless the court specifies a shorter period:

1. The date on which the child reaches 18 years of age~~, to the~~.

2. The date that is one year after the date ~~of~~ on which the change in placement order~~, or, if~~ is entered.

3. If the child is a full–time student at a secondary school or its vocational or technical equivalent and is reasonably expected to complete the program before reaching 19 years of age, ~~to~~ the date on which the child reaches 19 years of age~~, whichever is later, or for a shorter period of time as specified by the court~~.

(b) If the change in placement is from a placement outside the home to a placement in the child's home and if the expiration date of the original order is more

than one year after the date of the change in placement order, the court shall shorten the expiration date of the original order to the date that is one year after the date ~~of~~ on which the change in placement order is entered or to an earlier date as specified by the court.

SECTION 886. 48.357 (6) (a) 4. of the statutes is created to read:

48.357 **(6)** (a) 4. If the child is a full–time student at a secondary school or its vocational or technical equivalent and if an individualized education program under s. 115.787 is in effect for the child, the date on which the child reaches 21 years of age.

SECTION 887. 48.365 (5) of the statutes is renumbered 48.365 (5) (a) and amended to read:

48.365 **(5)** (a) Except as provided in s. 48.368, an order under this section that continues the placement of a child in his or her home or that relates to an unborn child of an adult expectant mother shall be for a specified length of time not to exceed one year after ~~its~~ the date ~~of entry~~ on which the order is entered.

(b) Except as provided in s. 48.368, an order under this section that continues the placement of a child in an out–of–home placement shall be for a specified length of time not to exceed the latest of the following dates:

1. The date on which the child reaches 18 years of age~~,~~.

2. The date that is one year after the date ~~of entry of~~ on which the order~~, or, if~~ is entered.

3. If the child is a full–time student at a secondary school or its vocational or technical equivalent and is reasonably expected to complete the program before reaching 19 years of age, the date on which the child reaches 19 years of age~~, whichever is later~~.

SECTION 888. 48.365 (5) (b) 4. of the statutes is created to read:

48.365 **(5)** (b) 4. If the child is a full–time student at a secondary school or its vocational or technical equivalent and if an individualized education program under s. 115.787 is in effect for the child, the date on which the child reaches 21 years of age.

SECTION 889. 48.385 of the statutes is amended to read:

48.385 Plan for transition to independent living. During the 90 days immediately before a child who is placed in a foster home, group home, or residential care center for children and youth or in the home of a relative other than a parent attains 18 years of age or, if the child is placed in such a placement under an order under s. 48.355, 48.357, 48.365, 938.355, 938.357, or 938.365 that terminates under s. 48.355 (4) <u>(b)</u> or 938.355 (4) <u>(am)</u> after the child attains 18 years of age, during the 90 days immediately before the termination of the order, the agency primarily responsible for providing services to the child under the order shall provide the child with assistance and support in developing a plan for making the transition from out–of–home care to independent living. The transition plan shall be personalized at the direction of the child, shall be as detailed as the child directs, and shall include specific options for obtaining housing, health care, education, mentoring and continuing support services, and workforce support and employment services.

SECTION 890. 48.43 (7) of the statutes is renumbered 48.43 (7) (a) and amended to read:

48.43 **(7)** (a) If the agency specified under sub. (1) (a) is the department ~~and~~<u>, the department shall seek a permanent adoptive placement for the child or seek to enter into a subsidized guardianship agreement under s. 48.623 (2) with a proposed guardian of the child and petition the court for the appointment of that individual as the guardian of the child under s. 48.977 (2).</u>

(b) If a permanent adoptive or subsidized guardianship placement is not in progress 2 years after entry of the order, the department may petition the court to transfer legal custody of the child to a county department, except that the department may not petition the court to transfer to a county department legal custody of a child who was initially taken into custody under s. 48.195 (1). The court shall transfer the child's legal custody to the county department specified in the petition. The department shall remain the child's guardian.

SECTION 891. 48.48 (3m) (d) of the statutes is amended to read:

48.48 **(3m)** (d) The tribal court has signed a written contract that addresses federal and state law and that provides that the tribal court will accept the return of the legal custody or the legal custody and guardianship of the child if the department petitions the tribal court to do so under s. 48.485 (2).

SECTION 892. 48.48 (8p) of the statutes is amended to read:

48.48 **(8p)** To reimburse tribes and county departments, from the appropriation under s. 20.437 (1) (kz), for unexpected or unusually high–cost out–of–home care placements of Indian children by tribal courts and for subsidized guardianship payments under s. 48.623 (1) or (6) for guardianships of Indian children ordered by tribal courts. In this subsection, "unusually high–cost out–of–home care placements" means the amount by which the cost to a tribe or to a county department of out–of–home care placements of Indian children by tribal courts exceeds $50,000 in a fiscal year.

SECTION 893. 48.48 (16m) of the statutes is amended to read:

48.48 **(16m)** To employ under the unclassified service in an office of the department that is located in a 1st class city a director of the office of urban development who shall be appointed by the secretary to serve at the pleasure of the

secretary and who shall coordinate the provision of child welfare services in a county having a population of ~~500,000~~ 750,000 or more with the implementation of the Wisconsin works program under ss. 49.141 to 49.161 in a county having a population of ~~500,000~~ 750,000 or more.

SECTION 894. 48.48 (17) (a) (intro.) of the statutes is amended to read:

48.48 **(17)** (a) (intro.) In a county having a population of ~~500,000~~ 750,000 or more, to administer child welfare services and to expend such amounts as may be necessary out of any moneys which may be appropriated for child welfare services by the legislature, which may be donated by individuals or private organizations or which may be otherwise provided. The department shall also have authority to do all of the following:

SECTION 895. 48.481 (1) (a) of the statutes is amended to read:

48.481 **(1)** (a) The department shall distribute ~~$497,200~~ foster care continuation grants in each fiscal year to counties for the purpose of supplementing payments for the care of an individual who attains age 18 after 1986 and who resided in a home licensed under s. 48.62 for at least 2 years immediately prior to attaining age 18 and, for at least 2 years, received payments for exceptional circumstances in order to avoid institutionalization, as provided under rules promulgated by the department, so that the individual may live in a family home or other noninstitutional situation after attaining age 18. No county may use funds provided under this paragraph to replace funds previously used by the county for this purpose. Beginning in fiscal year 2013–14, a county is eligible to receive funding under this paragraph only if the county received such funding in fiscal year 2012–13.

SECTION 896. 48.481 (2) of the statutes is created to read:

48.481 **(2)** TRANSITION TO INDEPENDENT LIVING. The department shall distribute at least $231,700 in each fiscal year to counties for the purpose of assisting individuals who attain the age of 18 while residing in a foster home, group home, or residential care center for children and youth or in the home of a relative other than a parent to make the transition from out–of–home care to independent living. No county may use funds provided under this subsection to replace funds previously used by the county for this purpose.

SECTION 897. 48.485 of the statutes is renumbered 48.485 (1) and amended to read:

48.485 **(1)** If the department accepts guardianship or legal custody or both from a tribal court under s. 48.48 (3m), the department shall seek a permanent adoptive placement for the child <u>or seek to enter into a subsidized guardianship agreement under s. 48.623 (2) with a proposed guardian of the child and petition the court for the appointment of that individual as the guardian of the child under s. 48.977 (2) or under a substantially similar tribal law</u>.

<u>**(2)**</u> If a permanent adoptive <u>or subsidized guardianship</u> placement is not in progress within 2 years after entry of the termination of parental rights order by the tribal court, the department may petition the tribal court to transfer legal custody or guardianship of the Indian child back to the Indian tribe, except that the department may not petition the tribal court to transfer back to an Indian tribe legal custody or guardianship of an Indian child who was initially taken into custody under s. 48.195 (1).

SECTION 898. 48.487 (title) of the statutes is amended to read:

48.487 (title) **Tribal ~~adolescent~~ <u>family</u> services.**

SECTION 899. 48.487 (1m) of the statutes is amended to read:

48.487 **(1m)** TRIBAL ~~ADOLESCENT~~ FAMILY SERVICES ~~ALLOCATION~~ GRANTS. From the appropriation account under s. 20.437 (1) ~~(eg)~~ (bd), the department may ~~allocate $210,000 in each fiscal year to provide the grants specified~~ distribute tribal family services grants to the elected governing bodies of the Indian tribes in this state. An elected governing body that receives a grant under this subsection may expend the grant moneys received for any of the purposes specified in subs. (2), (3) (b), ~~and~~ (4m) (b), (5) (b), (6), and (7) as determined by that body.

SECTION 900. 48.487 (2) of the statutes is amended to read:

48.487 **(2)** ADOLESCENT SELF–SUFFICIENCY SERVICES. ~~From the allocation under sub. (1m), the department may provide a grant annually in the amount of $85,000 to the~~ An elected governing body of an Indian tribe may expend moneys from a grant received under sub. (1m) to provide services for adolescent parents ~~which~~. Those services shall emphasize high school graduation and vocational preparation, training, and experience and may be structured so as to strengthen the adolescent parent's capacity to fulfill parental responsibilities by developing social skills and increasing parenting skills. ~~The Indian tribe seeking to receive a grant to provide these~~ An Indian tribe that provides those services shall develop a proposed service plan that is approved by the department.

SECTION 901. 48.487 (3) (b) of the statutes is amended to read:

48.487 **(3)** (b) ~~From the allocation under sub. (1m), the department may provide a grant annually in the amount of $65,000 to the~~ An elected governing body of an Indian tribe may expend moneys from a grant received under sub. (1m) to provide ~~to high–risk adolescents~~ pregnancy and parenthood prevention services ~~which~~ to high–risk adolescents. Those services shall be structured so as to increase the development of decision–making and communications skills, promote graduation

from high school, and expand career and other options and ~~which~~ may address needs of adolescents with respect to pregnancy prevention.

SECTION 902. 48.487 (4m) (title) of the statutes is amended to read:

48.487 **(4m)** (title) ADOLESCENT CHOICES ~~PROJECT GRANTS~~ PROJECTS.

SECTION 903. 48.487 (4m) (b) (intro.) of the statutes is amended to read:

48.487 **(4m)** (b) (intro.) ~~From the allocation under sub. (1m), the department may provide a grant annually in the amount of $60,000 to the~~ An elected governing body of an Indian tribe ~~for the provision of~~ may expend moneys from a grant received under sub. (1m) to provide information to members of the Indian tribe in order to increase community knowledge about the problems of adolescents and to provide information to and activities for adolescents, particularly female adolescents, in order to enable the adolescents to develop skills with respect to all of the following:

SECTION 904. 48.487 (4m) (c) of the statutes is amended to read:

48.487 **(4m)** (c) ~~Each funded tribal project~~ An Indian tribe that provides services under par. (b) shall provide those services in ~~areas~~ an area of the state ~~as~~ that is approved by the Indian tribe and the department. The department shall determine the boundaries of the ~~regional areas prior to soliciting project grant applications~~ regions in this state within which the Indian tribes may provide services under par. (b) before approving the service area of an Indian tribe under this paragraph.

SECTION 905. 48.487 (4m) (d) of the statutes is amended to read:

48.487 **(4m)** (d) Prior to ~~making grants to applying Indian tribes under par. (b)~~ approving the service area of an Indian tribe under par. (c), the department shall consider whether and how the ~~applying~~ Indian tribe proposes to coordinate its

services with other public or private resources, programs, or activities in the region and the state.

SECTION 906. 48.487 (4m) (e) of the statutes is amended to read:

48.487 **(4m)** (e) The department shall work closely with the women's council and the department of public instruction, on a continuing basis, concerning the scope and direction of activities ~~under projects funded by the program~~ conducted under par. (b).

SECTION 907. 48.487 (5) of the statutes is created to read:

48.487 **(5)** DOMESTIC ABUSE SERVICES. (a) In this subsection:

1. "Domestic abuse" means physical abuse, including a violation of s. 940.225 (1), (2), or (3), or any threat of physical abuse between adult family or adult household members, by a minor family or minor household member against an adult family or adult household member, by an adult against his or her adult former spouse or by an adult against an adult with whom the person has a child in common.

2. "Domestic abuse services" means any of the following:

a. Shelter facilities or private home shelter care.

b. Advocacy and counseling for victims.

c. A 24–hour telephone service.

d. Community education.

3. "Family member" means a spouse, a parent, a child, or a person related by blood or adoption to another person.

4. "Household member" means a person currently or formerly residing in a place of abode with another person.

(b) Subject to pars. (c) and (d), an elected governing body of an Indian tribe may expend moneys from a grant received under sub. (1m) to provide domestic abuse

services. If an elected governing body of an Indian tribe expends those moneys for those services, the body shall provide matching funds or in–kind contributions in an amount to be determined by the department. The department shall establish guidelines regarding the types of contributions that qualify as in–kind contributions.

(c) An elected governing body of an Indian tribe may provide shelter facilities only if the department of safety and professional services determines that the physical plant of the facility will not be dangerous to the health or safety of the residents when the facility is in operation. An elected governing body of an Indian tribe may provide shelter facilities or private home shelter care only if the body ensures that the following services will be provided either by that Indian tribe or by another person:

1. A 24–hour telephone service.

2. Temporary housing and food.

3. Advocacy and counseling for victims.

4. Referral and follow–up services.

5. Arrangements for education of school–age children.

6. Emergency transportation to the shelter.

7. Community education.

(d) An Indian tribe that provides domestic abuse services under this subsection shall report all of the following information to the department by February 15 annually:

1. The total expenditures that the Indian tribe made on domestic abuse services in the previous tribal fiscal year.

2. The expenditures specified in subd. 1. by general category of domestic abuse services provided.

3. The number of persons served in the previous tribal fiscal year by general type of domestic abuse service.

4. The number of persons who were in need of domestic abuse services in the previous tribal fiscal year but who did not receive the domestic abuse services that they needed.

SECTION 908. 48.487 (7) of the statutes is created to read:

48.487 **(7)** CHILD WELFARE SERVICES. An elected governing body of an Indian tribe may expend moneys from a grant received under sub. (1m) to provide child welfare services as authorized under 42 USC 621 to 628b.

SECTION 909. 48.56 (title) of the statutes is amended to read:

48.56 (title) **Child welfare services in counties having populations of less than ~~500,000~~ 750,000.**

SECTION 910. 48.56 (1) of the statutes is amended to read:

48.56 **(1)** Each county having a population of less than ~~500,000~~ 750,000 shall provide child welfare services through its county department.

SECTION 911. 48.561 (title) of the statutes is amended to read:

48.561 (title) **Child welfare services in a county having a population of ~~500,000~~ 750,000 or more.**

SECTION 912. 48.561 (1) of the statutes is amended to read:

48.561 **(1)** The department shall provide child welfare services in a county having a population of ~~500,000~~ 750,000 or more.

SECTION 913. 48.561 (2) of the statutes is amended to read:

48.561 **(2)** The department shall employ personnel in a county having a population of ~~500,000~~ 750,000 or more who devote all of their time directly or

indirectly to child welfare services. Whenever possible, these personnel shall be social workers certified under ch. 457.

SECTION 914. 48.561 (3) (a) (intro.) of the statutes is amended to read:

48.561 **(3)** (a) (intro.) A county having a population of ~~500,000~~ 750,000 or more shall contribute $58,893,500 in each state fiscal year for the provision of child welfare services in that county by the department. That contribution shall be made as follows:

SECTION 915. 48.561 (3) (b) of the statutes is amended to read:

48.561 **(3)** (b) The department of administration shall collect the amount specified in par. (a) 3. from a county having a population of ~~500,000~~ 750,000 or more by deducting all or part of that amount from any state payment due that county under s. 79.035, 79.04, or 79.08. The department of administration shall notify the department of revenue, by September 15 of each year, of the amount to be deducted from the state payments due under s. 79.035, 79.04, or 79.08. The department of administration shall credit all amounts collected under this paragraph to the appropriation account under s. 20.437 (1) (kw) and shall notify the county from which those amounts are collected of that collection. The department may not expend any moneys from the appropriation account under s. 20.437 (1) (cx) for providing services to children and families under s. 48.48 (17) until the amounts in the appropriation account under s. 20.437 (1) (kw) are exhausted.

SECTION 916. 48.563 (1) (a) of the statutes is amended to read:

48.563 **(1)** (a) Within the limits of available federal funds and of the appropriations under s. 20.437 (1) (b), (cx), (km), and (o), the department shall distribute funds for children and family services to county departments as provided in subs. (2), ~~(3),~~ (4), and (7m) and s. 48.986.

****NOTE: This is reconciled s. 48.563 (1) (a). This SECTION has been affected by drafts with the following LRB numbers: LRB–0068 and LRB–0070.

SECTION 917. 48.563 (3) of the statutes is renumbered 48.487 (6) and amended to read:

48.487 **(6)** TRIBAL CHILD CARE. ~~For~~ An elected governing body of an Indian tribe may expend moneys from a grant received under sub. (1m) to provide child care services under 42 USC 9858~~, the department shall distribute not more than $412,800 in each fiscal year from the appropriation account under s. 20.437 (1) (b) to Indian tribes~~. An Indian tribe that receives funding under this subsection shall use that funding to provide child care for an eligible child, as defined in 42 USC 9858n (4).

SECTION 918. 48.563 (4) of the statutes is created to read:

48.563 **(4)** POSTREUNIFICATION SERVICES. If a demonstration project authorized under 42 USC 1320a–9 reduces the cost of providing out–of–home care for children in a county having a population of 750,000 or more, from the appropriations under s. 20.437 (1) (cx) and (o) the department may distribute the amount by which that cost is reduced by that demonstration project in each fiscal year to county departments for services for children and families to prevent the reentry of children into out–of–home care.

SECTION 919. 48.569 (1) (am) of the statutes is amended to read:

48.569 **(1)** (am) The department shall reimburse each county from the appropriations under s. 20.437 (1) (b), (cx), (km), and (o) for children and family services as approved by the department under ss. 46.22 (1) (b) 2. f. and (e) 3. b.

SECTION 920. 48.569 (1) (d) of the statutes is amended to read:

48.569 **(1)** (d) From the appropriations under s. 20.437 (1) (b), (cx), (km), and (o), the department shall distribute the funding for children and family services,

including funding for foster care or subsidized guardianship care of a child on whose behalf aid is received under s. 48.645 to county departments as provided under s. 48.563. County matching funds are required for the distribution under s. 48.563 (2). Each county's required match for the distribution under s. 48.563 (2) shall be specified in a schedule established annually by the department. Matching funds may be from county tax levies, federal and state revenue sharing funds, or private donations to the county that meet the requirements specified in sub. (1m). Private donations may not exceed 25 percent of the total county match. If the county match is less than the amount required to generate the full amount of state and federal funds distributed for this period, the decrease in the amount of state and federal funds equals the difference between the required and the actual amount of county matching funds.

SECTION 921. 48.57 (3m) (a) 1. of the statutes is amended to read:

48.57 **(3m)** (a) 1. "Child" means a person under 18 years of age ~~or~~; a person 18 years of age or over, but under 19 years of age, who is a full–time student in good academic standing at a secondary school or its vocational or technical equivalent and who is reasonably expected to complete his or her program of study and be granted a high school or high school equivalency diploma; or a person 18 years of age or over, but under 21 years of age, who is a full–time student in good academic standing at a secondary school or its vocational or technical equivalent if an individualized education program under s. 115.787 is in effect for the person.

SECTION 922. 48.57 (3m) (am) (intro.) of the statutes is amended to read:

48.57 **(3m)** (am) (intro.) From the ~~appropriation~~ appropriations under s. 20.437 (2) (dz), (md), (me), and (s), the department shall reimburse counties having populations of less than 500,000 for payments made under this subsection and shall

make payments under this subsection in a county having a population of 500,000 or more. Subject to par. (ap), a county department and, in a county having a population of 500,000 or more, the department shall make payments in the amount of $220 per month to a kinship care relative who is providing care and maintenance for a child if all of the following conditions are met:

SECTION 923. 48.57 (3n) (a) 1. of the statutes is amended to read:

48.57 **(3n)** (a) 1. "Child" means a person under 18 years of age ~~or~~; a person 18 years of age or over, but under 19 years of age, who is a full–time student in good academic standing at a secondary school or its vocational or technical equivalent and who is reasonably expected to complete his or her program of study and be granted a high school or high school equivalency diploma; or a person 18 years of age or over, but under 21 years of age, who is a full–time student in good academic standing at a secondary school or its vocational or technical equivalent if an individualized education program under s. 115.787 is in effect for the person.

SECTION 924. 48.57 (3n) (am) (intro.) of the statutes is amended to read:

48.57 **(3n)** (am) (intro.) From the ~~appropriation~~ appropriations under s. 20.437 (2) (dz), (md), (me), and (s), the department shall reimburse counties having populations of less than 500,000 for payments made under this subsection and shall make payments under this subsection in a county having a population of 500,000 or more. Subject to par. (ap), a county department and, in a county having a population of 500,000 or more, the department shall make monthly payments for each child in the amount ~~specified in sub. (3m) (am) (intro.)~~ of $220 per month to a long–term kinship care relative who is providing care and maintenance for that child if all of the following conditions are met:

SECTION 925. 48.57 (3n) (am) 6. a. of the statutes is amended to read:

48.57 **(3n)** (am) 6. a. The date on which the child attains the age of 18 years; or, if on that date the child is a full–time student in good academic standing at a secondary school or its vocational or technical equivalent and is reasonably expected to complete his or her program of study and be granted a high school or high school equivalency diploma, the date on which the child is granted a high school or high school equivalency diploma or the date on which the child attains the age of 19 years, whichever occurs first; or, if on that date the child is a full–time student in good academic standing at a secondary school or its vocational or technical equivalent and an individualized education program under s. 115.787 is in effect for the child, the date on which the child attains the age of 21 years.

SECTION 926. 48.57 (3p) (d) of the statutes is amended to read:

48.57 **(3p)** (d) If the person being investigated under par. (b) or (c) is a nonresident, or at any time within the 5 years preceding the date of the application has been a nonresident, or if the county department or, in a county having a population of 500,000 or more, the department determines that the person's employment, licensing or state court records provide a reasonable basis for further investigation, the county department or department shall require the person to be fingerprinted on 2 fingerprint cards, each bearing a complete set of the person's fingerprints, or by other technologies approved by law enforcement agencies. The department of justice may provide for the submission of the fingerprint cards or fingerprints by other technologies to the federal bureau of investigation for the purposes of verifying the identity of the person fingerprinted and obtaining records of his or her criminal arrest and conviction.

SECTION 927. 48.619 of the statutes is renumbered 48.619 (intro.) and amended to read:

48.619 Definition. (intro.) In this subchapter, "child" means a person under 18 years of age ~~and also includes, for~~. For purposes of counting the number of children for whom a foster home or group home may provide care and maintenance, "child" also includes a person 18 years of age or over~~, but~~ who was residing in the foster home or group home immediately prior to his or her 18th birthday and who continues to reside in that foster home or group home, if any of the following applies:

(1) The person is under 19 years of age, ~~who~~ is a full–time student at a secondary school or its vocational or technical equivalent, ~~who~~ and is reasonably expected to complete the program before reaching 19 years of age~~, who was residing in the foster home or group home immediately prior to his or her 18th birthday, and who continues to reside in that foster home or group home~~.

SECTION 928. 48.619 (2) of the statutes is created to read:

48.619 **(2)** The person is under 21 years of age, is a full–time student at a secondary school or its vocational or technical equivalent, and an individualized education program under s. 115.787 is in effect for the person.

SECTION 929. 48.62 (4) of the statutes is amended to read:

48.62 **(4)** Monthly payments in foster care shall be provided according to the rates specified in this subsection. Beginning on January 1, ~~2010~~ 2014, the rates are ~~$215~~ $226 for care and maintenance provided for a child of any age by a foster home that is certified to provide level one care, as defined in the rules promulgated under sub. (8) (a) and, for care and maintenance provided by a foster home that is certified to provide care at a level of care that is higher than ~~such~~ level one care, ~~$349~~ $375 for a child under 5 years of age; ~~$381~~ $410 for a child 5 to 11 years of age; ~~$433~~ $466 for a child 12 to 14 years of age; and ~~$452~~ $487 for a child 15 years of age or over. Beginning on January 1, ~~2011~~ 2015, the rates are ~~$220~~ $232 for care and

maintenance provided for a child of any age by a foster home that is certified to provide level one care, as defined in the rules promulgated under sub. (8) (a) and, for care and maintenance provided by a foster home that is certified to provide care at a level of care that is higher than ~~such~~ level one care, ~~$366~~ $384 for a child under 5 years of age; ~~$400~~ $420 for a child 5 to 11 years of age; ~~$455~~ $478 for a child 12 to 14 years of age; and ~~$475~~ $499 for a child 15 years of age or over. In addition to these grants for basic maintenance, the department, county department, or licensed child welfare agency shall make supplemental payments for foster care to a foster home that is receiving an age–related rate under this subsection that are commensurate with the level of care that the foster home is certified to provide and the needs of the child who is placed in the foster home according to the rules promulgated by the department under sub. (8) (c).

SECTION 930. 48.623 (1) (intro.) of the statutes is amended to read:

48.623 **(1)** ELIGIBILITY. (intro.) A county department or, ~~in a county having a population of 750,000 or more~~ as provided in sub. (3) (a), the department shall provide monthly subsidized guardianship payments in the amount specified in sub. (3) (b) to a guardian of a child under s. 48.977 (2) or under a substantially similar tribal law if the county department or department determines that the conditions specified in pars. (a) to (d) have been met. A county department or, ~~in a county having a population of 750,000 or more~~ as provided in sub. (3) (a), the department shall also provide those payments for the care of a sibling of such a child, regardless of whether the sibling meets the conditions specified in par. (a), if the county department or department and the guardian agree on the appropriateness of placing the sibling in the home of the guardian. A guardian of a child under s. 48.977 (2) or under a substantially similar tribal law is eligible for monthly subsidized guardianship

payments under this subsection if the county department or~~, in a county having a population of 750,000 or more,~~ the department, whichever will be providing those payments, determines that all of the following apply:

SECTION 931. 48.623 (3) (a) of the statutes is amended to read:

48.623 **(3)** (a) Except as provided in this paragraph, the county department shall provide the monthly payments under sub. (1) or (6). The county department shall provide those payments from moneys received under s. 48.48 (8p) or 48.569 (1) (d). In a county having a population of 750,000 or more or in the circumstances specified in s. 48.43 (7) (a) or 48.485 (1), the department shall provide the monthly payments under sub. (1) or (6). The department shall provide those payments from the appropriations under s. 20.437 (1) (dd) and (pd). ~~In any other county, the county department shall provide those payments from moneys received under s. 48.569 (1) (d).~~

****NOTE: This is reconciled s. 48.623 (3) (a). This SECTION has been affected by drafts with the following LRB numbers: LRB–0015/5 and LRB–0067/4.

SECTION 932. 48.623 (3) (b) of the statutes is amended to read:

48.623 **(3)** (b) The county department or, as provided in par. (a), the department shall determine the amount of a monthly payment under sub. (1) or (6) for the care of a child ~~shall equal~~ based on the circumstances of the guardian and the needs of the child. That amount may not exceed the amount received under s. 48.62 (4) by the guardian of the child for the month immediately preceding the month in which the guardianship order was granted ~~or a lesser amount if agreed to by the guardian and specified in the agreement under sub. (2) (b)~~. A guardian or an interim caretaker who receives a monthly payment under sub. (1) or (6) for the care of a child is not eligible to receive a payment under s. 48.57 (3m) or (3n) or 48.62 (4) for the care of that child.

SECTION 933. 48.645 (2) (a) 2. of the statutes is amended to read:

48.645 **(2)** (a) 2. A county or, in a county having a population of ~~500,000~~ 750,000 or more, the department, on behalf of a child in the legal custody of a county department under s. 46.215, 46.22, or 46.23 or the department under s. 48.48 (17) or on behalf of a child who was removed from the home of a relative as a result of a judicial determination that continuance in the home of a relative would be contrary to the child's welfare for any reason when the child is placed in a licensed residential care center for children and youth by the county department or the department. Reimbursement shall be made by the state as provided in subd. 1.

SECTION 934. 48.645 (2) (a) 3. of the statutes is amended to read:

48.645 **(2)** (a) 3. A county or, in a county having a population of ~~500,000~~ 750,000 or more, the department, when the child is placed in a licensed foster home, group home, or residential care center for children and youth or in a subsidized guardianship home by a licensed child welfare agency or by a governing body of an Indian tribe in this state or by its designee, if the child is in the legal custody of the county department under s. 46.215, 46.22, or 46.23 or the department under s. 48.48 (17) or if the child was removed from the home of a relative as a result of a judicial determination that continuance in the home of the relative would be contrary to the child's welfare for any reason and the placement is made under an agreement with the county department or the department.

SECTION 935. 48.651 (1) (intro.) of the statutes is amended to read:

48.651 **(1)** (intro.) ~~No~~ Except as provided in s. 49.155 (4) (c), no person, other than a child care center licensed under s. 48.65 or established or contracted for under s. 120.13 (14), may receive ~~reimbursement~~ payment for providing child care services for an individual who is determined eligible for a child care subsidy under s. 49.155

unless the person is certified, according to the standards adopted by the department under s. 49.155 (1d), by the department in a county having a population of 500,000 or more, a county department, or an agency with which the department contracts under sub. (2). To be certified under this section, a person must meet the minimum requirements for certification established by the department under s. 49.155 (1d), meet the requirements specified in s. 48.685, and pay the fee specified in sub. (2). The department in a county having a population of 500,000 or more, a county department, or an agency contracted with under sub. (2) shall certify the following categories of child care providers:

****NOTE: This is reconciled s. 48.651 (1) (intro.). This SECTION has been affected by drafts with the following LRB numbers: LRB–0903/2 and LRB–1124/3.

SECTION 936. 48.659 of the statutes is amended to read:

48.659 Child care quality rating system. The department shall provide a child care quality rating system that rates the quality of the child care provided by a child care provider licensed under s. 48.65 that receives ~~reimbursement~~ payment under s. 49.155 for the child care provided or that volunteers for rating under this section. The department shall make the rating information provided under that system available to the parents, guardians, and legal custodians of children who are recipients, or prospective recipients, of care and supervision from a child care provider that is rated under this section, including making that information available on the department's Internet site.

SECTION 937. 48.685 (2) (bm) of the statutes is amended to read:

48.685 **(2)** (bm) If the person who is the subject of the search under par. (am), (ar), or (b) 1. is not a resident of this state, or if at any time within the 3 years preceding the date of the search that person has not been a resident of this state, or

if the department, county department, agency contracted with under s. 48.651 (2), child welfare agency, school board, or entity determines that the person's employment, licensing, or state court records provide a reasonable basis for further investigation, the department, county department, contracted agency, child welfare agency, school board, or entity shall make a good faith effort to obtain from any state or other United States jurisdiction in which the person is a resident or was a resident within the 3 years preceding the date of the search information that is equivalent to the information specified in par. (am) 1., (ar), or (b) 1. a. The department, county department, contracted agency, child welfare agency, school board, or entity may require the person to be fingerprinted on 2 fingerprint cards, each bearing a complete set of the person's fingerprints, or by other technologies approved by law enforcement agencies. The department of justice may provide for the submission of the fingerprint cards or fingerprints by other technologies to the federal bureau of investigation for the purposes of verifying the identity of the person fingerprinted and obtaining records of his or her criminal arrests and convictions.

SECTION 938. 48.685 (2) (br) of the statutes is created to read:

48.685 **(2)** (br) If the person who is the subject of a search under par. (am) or (b) 1. has, or is seeking, a license to operate a child care center under s. 48.65, certification as a child care provider under s. 48.651, or a contract under s. 120.13 (14) to operate a child care program, or is an adult nonclient resident or caregiver of such an entity, and if the entity is receiving, or wishes to receive, reimbursement under s. 49.155 for providing child care services, the department, county department, agency contracted with under s. 48.651 (2), or school board shall require the person to be fingerprinted on 2 fingerprint cards, each bearing a complete set of the person's fingerprints, or by other technologies approved by law enforcement

agencies, unless the person has previously been fingerprinted under this paragraph. The department of justice may provide for the submission of the fingerprint cards or fingerprints by other technologies to the federal bureau of investigation for the purposes of verifying the identity of the person fingerprinted and obtaining records of his or her criminal arrests and convictions.

SECTION 939. 48.685 (8) of the statutes is amended to read:

48.685 **(8)** The department, the department of health services, a county department, an agency contracted with under s. 48.651 (2), a child welfare agency, or a school board may charge a fee for obtaining the information required under sub. (2) (am)~~,~~ <u>or</u> (ar)~~,~~ or (3) (a) or (am) ~~or,~~ for providing information to an entity to enable the entity to comply with sub. (2) (b) 1. or (3) (b)<u>, or for obtaining fingerprints under sub. (2) (bm) or (br)</u>. The fee may not exceed the reasonable cost of obtaining the information <u>or fingerprints</u>. No fee may be charged to a nurse aide, as defined in s. 146.40 (1) (d), for obtaining or maintaining information <u>or fingerprints</u> if to do so would be inconsistent with federal law.

SECTION 940. 48.78 (2) (k) of the statutes is created to read:

48.78 **(2)** (k) Paragraph (a) does not prohibit the department of children and families from providing to the department of revenue, upon request, information concerning a recipient of payments under s. 48.57 (3m) or (3n) or aid under s. 48.645, including information contained in the electronic records of the department of children and families, solely for the purposes of administering state taxes, including verifying a claim for a state tax refund or a refundable state tax credit, and collecting debts owed to the department of revenue. Any information obtained by the department of revenue under this paragraph is subject to the confidentiality provisions specified in s. 71.78.

SECTION 941. 48.975 (3) (a) 1. of the statutes is amended to read:

48.975 **(3)** (a) 1. Except as provided in subd. 3., for support of a child who was in foster care or subsidized guardianship care immediately prior to placement for adoption, the department shall determine the initial amount of adoption assistance for maintenance ~~shall be equivalent to~~ based on the circumstances of the adoptive family and the needs of the child. That amount may not exceed the amount of ~~that~~ the child's foster care or subsidized guardianship care payment at the time that the agreement under sub. (4) (a) is signed ~~or a lesser amount if agreed to by the proposed adoptive parents and specified in that agreement~~.

SECTION 942. 48.975 (3) (a) 2. of the statutes is amended to read:

48.975 **(3)** (a) 2. Except as provided in subd. 3., for support of a child not in foster care or subsidized guardianship care immediately prior to placement for adoption, the department shall determine the initial amount of adoption assistance for maintenance ~~shall be equivalent to~~ based on the circumstances of the adoptive family and the needs of the child. That amount may not exceed the uniform foster care rate applicable to the child that is in effect at the time that the agreement under sub. (4) (a) is signed ~~or a lesser amount if agreed to by the proposed adoptive parents and specified in that agreement~~.

SECTION 943. 48.975 (4) (a) of the statutes is amended to read:

48.975 **(4)** (a) Except in extenuating circumstances, as defined by the department by rule promulgated under sub. (5) (a), a written agreement to provide adoption assistance shall be made prior to adoption. An agreement to provide adoption assistance may be made only for a child who, at the time of placement for adoption, is in the guardianship of the department or ~~other agency~~ a county department authorized to place children for adoption, is in the guardianship of an

American Indian tribal agency in this state, ~~or~~ is in a subsidized guardianship under s. 48.623, or is otherwise eligible for adoption assistance payments under 42 USC 673 (a) (2) (A).

SECTION 944. 48.977 (3r) of the statutes is amended to read:

48.977 **(3r)** SUBSIDIZED GUARDIANSHIP. Subsidized guardianship payments under s. 48.623 (1) may not be made to a guardian of a child unless a subsidized guardianship agreement under s. 48.623 (2) is entered into before the guardianship order is granted and the court either terminates any order specified in sub. (2) (a) or dismisses any proceeding in which the child has been adjudicated in need of protection or services as specified in sub. (2) (a). If a child's permanency plan calls for placement of the child in the home of a guardian and the provision of monthly subsidized guardianship payments to the guardian, the petitioner under sub. (4) (a) shall include in the petition under sub. (4) (b) a statement of the determinations made under s. 48.623 (1) and a request for the court to include in the court's findings under sub. (4) (d) a finding confirming those determinations. If the court confirms those determinations, appoints a guardian for the child under sub. (2), and either terminates any order specified in sub. (2) (a) or dismisses any proceeding in which the child is adjudicated to be in need of protection or services as specified in sub. (2) (a), the county department or, ~~in a county having a population of 750,000 or more,~~ as provided in s. 48.623 (3) (a), the department shall provide monthly subsidized guardianship payments to the guardian under s. 48.623 (1).

SECTION 945. 48.981 (3) (c) 5m. of the statutes is amended to read:

48.981 **(3)** (c) 5m. ~~If the~~ The county department or, in a county having a population of 500,000 or more, the department or a licensed child welfare agency under contract with the department ~~determines~~ may include in a determination

under subd. 4. a determination that a specific person has abused or neglected a child~~,~~. If the county department, department, or licensed child welfare agency~~, within 15~~ makes an initial determination that a specific person has abused or neglected a child, the county department, department, or licensed child welfare agency shall provide that person with an opportunity for a review of that initial determination in accordance with rules promulgated by the department before the county department, department, or licensed child welfare agency may make a final determination that the person has abused or neglected a child. Within 5 days after the date of ~~the~~ a final determination~~,~~ that a specific person has abused or neglected a child, the county department, department, or licensed child welfare agency shall notify the person in writing of the determination, the person's right to ~~appeal~~ a contested case hearing on the determination under ch. 227, and the ~~procedure~~ procedures under sub. 5p. by which the person may ~~appeal the determination, and the person may appeal the determination in accordance with the procedures established by the department under this subdivision. The department shall promulgate rules establishing procedures for conducting an appeal under this subdivision. Those procedures shall include a procedure permitting an appeal~~ receive that hearing.

5p. A person determined under subd. 4. to have abused or neglected a child has the right to a contested case hearing on that determination under ch. 227. To receive that hearing, the person must send to the department a written request for a hearing under s. 227.44 within 10 days after the date of the notice under subd. 5m. of the determination. The department shall commence the hearing within 90 days after receipt of the request for the hearing, unless the hearing is rescheduled on the request of the person requesting the hearing or the contested case proceeding is held

in abeyance as provided in this subdivision, and shall issue a final decision within 60 days after the close of the hearing. Judicial review of the final administrative decision following the hearing may be had by any party to the contested case proceeding as provided in ch. 227. The person presiding over a contested case proceeding under this subdivision ~~to be held~~ may hold the hearing in abeyance pending the outcome of any criminal proceedings or any proceedings under s. 48.13 based on the alleged abuse or neglect or the outcome of any investigation that may lead to the filing of a criminal complaint or a petition under s. 48.13 based on the alleged abuse or neglect.

SECTION 946. 48.982 (4) (b) (intro.) of the statutes is renumbered 48.982 (4) (b) and amended to read:

48.982 **(4)** (b) A grant may be awarded only to an organization that agrees to match ~~the grant~~ at least 10 percent of the amount received, or a larger percentage at the board's discretion, through money or in–kind services~~, as follows:~~.

SECTION 947. 48.982 (4) (b) 1. of the statutes is repealed.

SECTION 948. 48.982 (4) (b) 2. of the statutes is repealed.

SECTION 949. 48.982 (6) (a) of the statutes is amended to read:

48.982 **(6)** (a) From the appropriations under s. 20.433 (1) (b), (h), (i), (k), (ma), and (q), the board shall award grants to organizations in accordance with the request–for–proposal procedures developed under sub. (2) (a). From the appropriations under s. 20.433 (1) (b), (g), (h), (i), (k), (m), (ma), and (q), the board shall provide technical assistance to organizations in accordance with those procedures. ~~No organization may receive a grant or grants under this subsection totaling more than $150,000 in any year.~~

SECTION 950. 48.982 (6) (am) of the statutes is repealed.

SECTION 951. 49.131 (2) of the statutes is amended to read:

49.131 **(2)** ~~If the necessary authorization under sub. (1) is granted, and except as provided in sub. (3)~~ Subject to receiving any necessary approval from the appropriate federal agency under sub. (1), the department may implement a program to deliver by an electronic benefit transfer system any benefit that is administered by the department ~~and that the department designates by rule~~.

SECTION 952. 49.131 (3) of the statutes is repealed.

SECTION 953. 49.137 (4) (a) of the statutes is amended to read:

49.137 **(4)** (a) Developing and recommending to the department a system of higher ~~reimbursement~~ payment rates or a program of grants for child care providers that meet the quality of care standards established under s. 49.132 (4) (e), 1995 stats.

SECTION 954. 49.141 (1) (n) of the statutes is amended to read:

49.141 **(1)** (n) "Trial employment match program job" means a work component of Wisconsin ~~works~~ Works administered under s. 49.147 (3).

SECTION 955. 49.143 (2) (a) 2. of the statutes is amended to read:

49.143 **(2)** (a) 2. Identify and encourage employers to provide permanent jobs for persons who are eligible for trial employment match program jobs or community service jobs.

SECTION 956. 49.143 (2) (a) 3. of the statutes is amended to read:

49.143 **(2)** (a) 3. Create, and encourage others to create, subsidized jobs for persons who are eligible for trial employment match program jobs or community service jobs.

SECTION 957. 49.143 (2) (a) 4. of the statutes is amended to read:

49.143 **(2)** (a) 4. Create, and encourage others to create, on–the–job training sites for persons who are eligible for trial employment match program jobs or community service jobs.

SECTION 958. 49.143 (2) (a) 5. of the statutes is amended to read:

49.143 **(2)** (a) 5. Foster and guide the entrepreneurial efforts of participants who are eligible for trial employment match program jobs or community service jobs.

SECTION 959. 49.143 (2) (a) 6. of the statutes is amended to read:

49.143 **(2)** (a) 6. Provide mentors, both from its membership and from recruitment of members of the community, to provide job–related guidance, including assistance in resolving job–related issues and the provision of job leads or references, to persons who are eligible for trial employment match program jobs or community service jobs.

SECTION 960. 49.143 (2) (ct) of the statutes is repealed.

SECTION 961. 49.143 (2r) of the statutes, as affected by 2011 Wisconsin Act 32, is amended to read:

49.143 **(2r)** JOB PROGRAMS. A Wisconsin Works agency shall collaborate with the local workforce development board to connect individuals seeking employment with employment opportunities, including the trial ~~job~~ employment match program under s. 49.147 (3).

SECTION 962. 49.147 (1) of the statutes is amended to read:

49.147 **(1)** DEFINITION. In this section, "unsubsidized employment" means employment, including self–employment and entrepreneurial activities, for which the ~~Wisconsin Works agency provides no wage subsidy to the~~ employer ~~including self–employment and entrepreneurial activities~~ receives no wage subsidy.

SECTION 963. 49.147 (1m) (b) of the statutes is amended to read:

49.147 **(1m)** (b) If the Wisconsin Works agency determines that the appropriate placement for an individual is in unsubsidized employment or a trial employment match program job and that the individual needs and wishes to pursue basic education, including a course of study meeting the standards established under s. 115.29 (4) (a) for the granting of a declaration of equivalency of high school graduation, the Wisconsin Works agency shall pay for the basic education services identified in the employability plan developed for the individual.

SECTION 964. 49.147 (2) (am) 2. of the statutes is amended to read:

49.147 **(2)** (am) 2. A Wisconsin Works agency shall, every 30 days, review the provision of case management services to an individual under this paragraph, if the individual is not successful in obtaining unsubsidized employment after legitimate efforts to secure employment, to determine whether the individual should be placed in a trial employment match program job, community service job, or transitional placement. The department shall promulgate rules that specify the criteria for the review process under this subdivision.

SECTION 965. 49.147 (3) (title) of the statutes is amended to read:

49.147 **(3)** (title) TRIAL ~~JOBS~~ EMPLOYMENT MATCH PROGRAM.

SECTION 966. 49.147 (3) (a) of the statutes is amended to read:

49.147 **(3)** (a) *Administration.* A Wisconsin Works agency shall administer a trial ~~job~~ employment match program as part of its administration of the Wisconsin Works program to improve the employability of individuals who ~~are not~~ otherwise are not able to obtain unsubsidized employment, as determined by the Wisconsin Works agency, by providing work experience and training to assist them to move promptly into unsubsidized employment. In determining an appropriate placement

for a participant, a Wisconsin Works agency shall give priority to placement under this subsection over placements under subs. (4) and (5).

(ac) *Employer subsidies and reimbursements.* The Wisconsin Works agency shall pay ~~a wage subsidy~~ to an employer that employs a participant under this subsection ~~and that agrees to make a good faith effort to retain the participant as a permanent unsubsidized employee after the wage subsidy is terminated. The wage subsidy may not exceed $300 per month for full–time employment of a participant. For less than full–time employment of a participant during a month, the wage subsidy may not exceed a dollar amount determined by multiplying $300 by a fraction, the numerator of which is the number of hours worked by the participant in the month and the denominator of which is the number of hours that would be required for full–time employment in that month.~~ a wage subsidy in an amount that is negotiated between the Wisconsin Works agency and the employer but that is not less than the state or federal minimum wage that applies to the participant. The wage subsidy shall be paid for each hour that the participant actually works, up to a maximum of 40 hours per week. In addition to paying the wage subsidy, the Wisconsin Works agency may, as negotiated between the Wisconsin Works agency and the employer, reimburse the employer for all or a portion of other costs that are attributable to the employment of the participant, including any of the following:

SECTION 967. 49.147 (3) (ac) 1. of the statutes is created to read:

49.147 **(3)** (ac) 1. Federal social security and Medicare taxes.

SECTION 968. 49.147 (3) (ac) 2. of the statutes is created to read:

49.147 **(3)** (ac) 2. State and federal unemployment contributions or taxes.

SECTION 969. 49.147 (3) (ac) 3. of the statutes is created to read:

49.147 **(3)** (ac) 3. Worker's compensation insurance premiums.

SECTION 970. 49.147 (3) (am) of the statutes is amended to read:

49.147 **(3)** (am) *Education or training activities.* A trial employment match program job includes education and training activities, as prescribed by the employer as an integral part of work performed in ~~the~~ trial ~~job~~ employment match program employment.

SECTION 971. 49.147 (3) (c) of the statutes is amended to read:

49.147 **(3)** (c) *Time–limited participation.* A participant under this subsection may participate in a trial employment match program job for a maximum of ~~3~~ 6 months, with an opportunity for a 3–month extension under circumstances determined by the Wisconsin Works agency. A participant may participate in more than one trial employment match program job, but may not exceed a total of 24 months of participation under this subsection. The months need not be consecutive. The department or, with the approval of the department, the Wisconsin Works agency may grant an extension of the 24–month limit on a case–by–case basis if the participant has made all appropriate efforts to find unsubsidized employment and has been unable to find unsubsidized employment because local labor market conditions preclude a reasonable job opportunity for that participant, as determined by a Wisconsin Works agency and approved by the department.

SECTION 972. 49.147 (3) (d) of the statutes is created to read:

49.147 **(3)** (d) *Employer effort to retain, refer, or evaluate participant.* An employer that employs a participant under this subsection and receives a wage subsidy shall agree to make a good faith effort to retain the participant as a permanent unsubsidized employee after the wage subsidy ends, although nothing in this subsection requires an employer to retain a participant as a permanent unsubsidized employee after the wage subsidy ends. An employer shall also agree

that, if the employer does not retain a participant as a permanent unsubsidized employee, the employer will serve as an employment reference for the participant or provide to the Wisconsin Works agency a written performance evaluation of the participant, including recommendations for improvements.

SECTION 973. 49.147 (3) (e) of the statutes is created to read:

49.147 **(3)** (e) *Noncustodial parents.* Notwithstanding s. 49.145 (1) and (2) (a), an individual who would be eligible for a job under this subsection except that the individual is a noncustodial parent of a dependent child is eligible for placement under this subsection, subject to s. 49.159 (1) (b) 2., if the individual is eligible for services and benefits under s. 49.159 (1) (a).

SECTION 974. 49.147 (3m) of the statutes is repealed.

SECTION 975. 49.147 (4) (a) of the statutes is amended to read:

49.147 **(4)** (a) *Administration.* A Wisconsin ~~works~~ Works agency shall administer a community service job program as part of its administration of Wisconsin ~~works~~ Works to improve the employability of an individual who is not otherwise able to obtain employment, as determined by the Wisconsin ~~works~~ Works agency, by providing work experience and training, if necessary, to assist the individual to move promptly into unsubsidized public or private employment or a trial employment match program job. In determining an appropriate placement for a participant, a Wisconsin ~~works~~ Works agency shall give placement under this subsection priority over placements under sub. (5). Community service jobs shall be limited to projects that the department determines would serve a useful public purpose or projects the cost of which is partially or wholly offset by revenue generated from such projects. After each 6 months of an individual's participation under this

subsection and at the conclusion of each assignment under this subsection, a Wisconsin ~~works~~ Works agency shall reassess the individual's employability.

SECTION 976. 49.147 (4) (b) of the statutes is amended to read:

49.147 **(4)** (b) *Time–limited participation.* An individual may participate in a community service job for a maximum of 6 months, with an opportunity for a 3–month extension under circumstances approved by the department. An individual may participate in more than one community service job, but may not exceed a total of 24 months of participation under this subsection. The months need not be consecutive. The department or, with the approval of the department, the Wisconsin Works agency may grant an extension to the 24–month limit on a case–by–case basis if the Wisconsin Works agency determines that the individual has made all appropriate efforts to find unsubsidized employment and has been unable to find unsubsidized employment because local labor market conditions preclude a reasonable employment opportunity in unsubsidized employment for that participant, as determined by a Wisconsin Works agency and approved by the department, and if the Wisconsin Works agency determines, and the department agrees, that no trial employment match program job opportunities are available in the specified local labor market.

SECTION 977. 49.147 (4m) of the statutes is repealed.

SECTION 978. 49.147 (5) (a) 3. of the statutes is amended to read:

49.147 **(5)** (a) 3. The Wisconsin ~~works~~ Works agency determines that the individual is incapable of performing a trial employment match program job or community service job.

SECTION 979. 49.147 (6) (b) 2. of the statutes is repealed.

SECTION 980. 49.147 (6) (c) of the statutes is amended to read:

49.147 **(6)** (c) ~~*Distribution*~~ *Funding and administration.* From the ~~appropriation~~ appropriations under s. 20.437 (2) (jL) and (md), the department shall ~~distribute~~ allocate funds for job access loans to ~~a~~ Wisconsin Works ~~agency~~ agencies, which shall administer the loans in accordance with rules promulgated by the department.

SECTION 981. 49.147 (6) (e) of the statutes is created to read:

49.147 **(6)** (e) *Noncustodial parents.* Notwithstanding s. 49.145 (1) and (2) (a), an individual who would be eligible for a job access loan under par. (a) except that the individual is a noncustodial parent of a dependent child is eligible to receive a job access loan under this subsection.

SECTION 982. 49.148 (1) (a) of the statutes is amended to read:

49.148 **(1)** (a) *Trial employment match program jobs.* For a participant in a trial employment match program job, the amount established in the contract between the Wisconsin ~~works~~ Works agency and the trial employment match program job employer, but not less than minimum wage for every hour actually worked in the trial employment match program job, not to exceed 40 hours per week paid by the employer. Hours spent participating in education and training activities under s. 49.147 (3) (am) shall be included in determining the number of hours actually worked.

SECTION 983. 49.148 (1) (b) 1. of the statutes is amended to read:

49.148 **(1)** (b) 1. Except as provided in subd. 1m., for a participant in a community service job under s. 49.147 (4), a monthly grant of $653~~, paid by the Wisconsin Works agency~~. For every hour that the participant misses work or education or training activities without good cause, the grant amount shall be reduced by $5. Good cause shall be determined by the financial and employment

planner in accordance with rules promulgated by the department. Good cause shall include required court appearances for a victim of domestic abuse. If a participant in a community service job under s. 49.147 (4) is required to work fewer than 30 hours per week because the participant has unsubsidized employment, as defined in s. 49.147 (1), the grant amount under this paragraph shall equal the amount specified under subd. 1m. minus $5 for each hour that the participant misses work or education or training activities without good cause.

SECTION 984. 49.148 (1) (b) 1m. (intro.) of the statutes is amended to read:

49.148 **(1)** (b) 1m. (intro.) Except as provided in subd. 1., the ~~Wisconsin works agency~~ department or an entity contracting with the department shall pay a participant in a community service job the following:

SECTION 985. 49.148 (1) (b) 3. of the statutes is amended to read:

49.148 **(1)** (b) 3. For a participant in a community service job who participates in technical college education under s. 49.147 (5m), a monthly grant of $653~~, paid by the Wisconsin Works agency~~. For every hour that the participant misses work or other required activities without good cause, the grant amount shall be reduced by $5. Good cause shall be determined by the financial and employment planner in accordance with rules promulgated by the department. Good cause shall include required court appearances for a victim of domestic abuse.

SECTION 986. 49.148 (1) (c) of the statutes is amended to read:

49.148 **(1)** (c) *Transitional placements.* For a participant in a transitional placement under s. 49.147 (5) or in a transitional placement and in technical college education under s. 49.147 (5m), a monthly grant of $608~~, paid monthly by the Wisconsin Works agency~~. For every hour that the participant fails to participate in any required activity without good cause, including any activity under s. 49.147 (5)

(b) 1. a. to d., the grant amount shall be reduced by $5. Good cause shall be determined by the financial and employment planner in accordance with rules promulgated by the department. Good cause shall include required court appearances for a victim of domestic abuse.

SECTION 987. 49.148 (1) (d) of the statutes is repealed.

SECTION 988. 49.155 (1g) (c) of the statutes is amended to read:

49.155 **(1g)** (c) Child care licensing activities~~, in the amount of at least $8,767,000 per fiscal year~~.

SECTION 989. 49.155 (1m) (a) 3r. of the statutes is created to read:

49.155 **(1m)** (a) 3r. Participate in the Transform Milwaukee Jobs program under s. 49.163.

SECTION 990. 49.155 (3) (c) of the statutes is repealed.

SECTION 991. 49.155 (3m) (a) of the statutes is amended to read:

49.155 **(3m)** (a) The department shall issue benefits directly to individuals who are eligible for subsidies under this section or pay or reimburse child care providers ~~or shall distribute funds to county departments under s. 46.215, 46.22 or 46.23~~, county departments or agencies, or tribal governing bodies for child care services ~~provided~~ under this section ~~and~~. The department may also contract with and provide grants to private nonprofit agencies that provide child care for children of migrant workers. The department may pay or reimburse a Wisconsin ~~works~~ Works agency for child care that the Wisconsin ~~works~~ Works agency provides to the children of Wisconsin ~~works~~ Works participants and applicants or that the Wisconsin Works agency arranges to meet immediate, short–term child care needs of participants prior to authorization of a subsidy under sub. (1m).

SECTION 992. 49.155 (3m) (c) of the statutes is repealed.

SECTION 993. 49.155 (4) (c) of the statutes is created to read:

49.155 **(4)** (c) 1. Notwithstanding par. (a) and subject to subd. 2., an eligible individual may receive a child care subsidy under this section for child care that is provided by an out–of–state provider of child care. Notwithstanding sub. (6), payments for child care services provided by an out–of–state provider under this subdivision shall be based on the maximum rate applicable in the county in which the eligible individual resides or on the out–of–state provider's actual rate, whichever is lower.

2. As a condition of payment under this section for child care services provided to a child of an individual who is eligible for a subsidy under this section, an out–of–state provider is subject to, and shall comply with, the provisions of this section, and rules promulgated under this section, that apply to a child care provider, as determined by the department.

SECTION 994. 49.155 (5) of the statutes is renumbered 49.155 (5) (a) and amended to read:

49.155 **(5)** (a) An individual receiving a subsidy under this section is liable for the ~~percentage of~~ difference, if any, between the cost of the child care ~~specified by the department in a printed copayment schedule. An~~ provided by the child care provider or providers selected by the individual and the subsidy amount. The department shall specify minimum or estimated copayment amounts based on family size, income level, and other factors, a schedule of which will be available in electronic form on the department's Internet site and in paper form.

(b) An individual who is under the age of 20 and ~~is~~ attending high school or participating in a course of study meeting the standards established under s. 115.29 (4) for the granting of a declaration of equivalency to high school graduation may not

be determined liable for more than the minimum copayment amount for the type of child care received and the number of children receiving child care.

SECTION 995. 49.155 (6) (a) of the statutes is amended to read:

49.155 **(6)** (a) ~~Subject to review and approval by the~~ The department~~, each county~~ shall establish ~~the~~ maximum ~~reimbursement rate~~ payment rates for licensed child care services provided under this section. ~~A county~~ The department shall set the ~~rate~~ rates so that at least 75% of the number of places for children within the licensed capacity of all child care providers ~~in that county~~ can be purchased ~~at or below that maximum rate~~ by eligible individuals under this section.

SECTION 996. 49.155 (6) (b) of the statutes is amended to read:

49.155 **(6)** (b) ~~Subject to review and approval by the~~ The department~~, each county~~ shall set ~~a~~ maximum ~~reimbursement rate~~ payment rates for Level I certified family child care providers for services provided to eligible individuals under this section. The maximum ~~rate~~ rates set under this paragraph may not exceed 75% of the ~~rate~~ rates established under par. (a).

SECTION 997. 49.155 (6) (c) of the statutes is amended to read:

49.155 **(6)** (c) ~~Subject to review and approval by the~~ The department~~, each county~~ shall set ~~a~~ maximum ~~reimbursement rate~~ payment rates for Level II certified family child care providers for services provided to eligible individuals under this section. The maximum ~~rate~~ rates set under this paragraph may not exceed 50% of the ~~rate~~ rates established under par. (a).

SECTION 998. 49.155 (6) (cm) of the statutes is amended to read:

49.155 **(6)** (cm) The department shall modify child care provider ~~reimbursement~~ payment rates established under pars. (a) to (c) so that ~~reimbursement~~ payment rates are lower for providers of after–school child care.

SECTION 999. 49.155 (6) (d) of the statutes is amended to read:

49.155 **(6)** (d) The department may promulgate rules to establish a system of rates or a program of grants ~~that the department will pay to~~ for child care providers that meet the higher quality of care standards established by rules promulgated under sub. (1d) (b). If a system of rates is established under this paragraph, the rates under that system shall be higher than the rates established under pars. (a) to (c).

SECTION 1000. 49.155 (6) (e) 2. of the statutes is amended to read:

49.155 **(6)** (e) 2. Except as provided in subd. 3., the department may not increase the maximum ~~reimbursement~~ payment rates for child care providers before June 30, 2013.

SECTION 1001. 49.155 (6) (e) 3. (intro.) of the statutes is amended to read:

49.155 **(6)** (e) 3. (intro.) ~~Beginning on July 1, 2012, the~~ The department may modify a child care provider's ~~reimbursement~~ payment rate under subd. 2. on the basis of the provider's quality rating, as described in the quality rating plan, in the following manner:

SECTION 1002. 49.155 (6) (e) 3. a. of the statutes is amended to read:

49.155 **(6)** (e) 3. a. For a child care provider who receives a 1–star rating, the department shall deny ~~reimbursement~~ payment.

SECTION 1003. 49.155 (6) (e) 3. b. of the statutes is amended to read:

49.155 **(6)** (e) 3. b. For a child care provider who receives a 2–star rating, the department may reduce the maximum ~~reimbursement~~ payment rate by up to 5 percent.

SECTION 1004. 49.155 (6) (e) 3. c. of the statutes is amended to read:

49.155 **(6)** (e) 3. c. For a child care provider who receives a 3–star rating, the department may pay up to the maximum ~~reimbursement~~ payment rate.

SECTION 1005. 49.155 (6) (e) 3. d. of the statutes is amended to read:

49.155 **(6)** (e) 3. d. For a child care provider who receives a 4–star rating, the department may increase the maximum ~~reimbursement~~ payment rate by up to 5 percent.

SECTION 1006. 49.155 (6) (e) 3. d. of the statutes, as affected by 2013 Wisconsin Act .... (this act), is amended to read:

49.155 **(6)** (e) 3. d. For a child care provider who receives a 4–star rating, the department may increase the maximum payment rate by up to ~~5~~ 10 percent.

SECTION 1007. 49.155 (6) (e) 3. e. of the statutes is amended to read:

49.155 **(6)** (e) 3. e. For a child care provider who receives a 5–star rating, ~~the department may increase the maximum reimbursement rate by up to 10 percent, except that beginning on January 1, 2013,~~ the department may increase the maximum ~~reimbursement~~ payment rate for such a child care provider by up to 25 percent.

SECTION 1008. 49.155 (6) (e) 5. of the statutes is amended to read:

49.155 **(6)** (e) 5. For purposes of modifying ~~reimbursement~~ payment rates under subd. 3., the department shall assign a child care provider that is accredited from the Council on Accreditation a 4–star rating or 5–star rating, whichever the department determines is appropriate.

SECTION 1009. 49.155 (6d) (a) 2. of the statutes is amended to read:

49.155 **(6d)** (a) 2. ~~Notwithstanding~~ Subject to sub. (5) (b), increase the copayment amount that an individual must pay toward the cost of child care received under this section.

SECTION 1010. 49.155 (6d) (a) 3. of the statutes is amended to read:

49.155 **(6d)** (a) 3. Notwithstanding sub. (6), adjust the amount of ~~reimbursement paid~~ payment to child care providers providing child care services under this section.

SECTION 1011. 49.155 (6g) (am) (intro.) of the statutes is amended to read:

49.155 **(6g)** (am) (intro.) If ~~reimbursement~~ payment to a child care provider is based on authorized hours of child care, the department shall do all of the following with respect to establishing and adjusting the number of authorized hours per child:

SECTION 1012. 49.155 (7) (title) of the statutes is amended to read:

49.155 **(7)** (title) REFUSAL ~~TO PAY~~ OF PAYMENT TO CHILD CARE PROVIDERS.

SECTION 1013. 49.155 (7) (a) 1. of the statutes is amended to read:

49.155 **(7)** (a) 1. If a child care provider is convicted of a serious crime, as defined in s. 48.685 (1) (c) 3m., or if a caregiver specified in s. 48.685 (1) (ag) 1. a. or a nonclient resident, as defined in s. 48.685 (1) (bm), of the child care provider is convicted or adjudicated delinquent for committing a serious crime on or after his or her 12th birthday, the department or the county department under s. 46.215, 46.22, or 46.23 shall refuse to ~~pay~~ allow payment to the child care provider for any child care provided under this section beginning on the date of the conviction or delinquency adjudication.

SECTION 1014. 49.155 (7) (b) (intro.) of the statutes is amended to read:

49.155 **(7)** (b) (intro.) The department or the county department under s. 46.215, 46.22, or 46.23 may refuse to ~~pay~~ allow payment to a child care provider for child care provided under this section if any of the following applies to the child care provider or to a caregiver specified in s. 48.685 (1) (ag) 1. a. or nonclient resident, as defined in s. 48.685 (1) (bm), of the child care provider:

SECTION 1015. 49.159 (1) of the statutes is renumbered 49.159 (1) (a) (intro.) and amended to read:

49.159 **(1)** (a) (intro.) An individual who would be eligible under s. 49.145 except that the individual is the noncustodial parent of a dependent child~~,~~ is eligible for services and benefits under ~~this subsection if the dependent child's custodial parent is a participant and~~ par. (b) if the individual is subject to a child support order~~. The Wisconsin works agency may provide job search assistance and case management designed to enable eligible noncustodial parents to obtain and retain employment.~~ and any of the following applies to the custodial parent of the dependent child:

SECTION 1016. 49.159 (1) (a) 1. of the statutes is created to read:

49.159 **(1)** (a) 1. The custodial parent is receiving case management services under s. 49.147 (2) (am).

SECTION 1017. 49.159 (1) (a) 2. of the statutes is created to read:

49.159 **(1)** (a) 2. The custodial parent is participating in a Wisconsin Works employment position.

SECTION 1018. 49.159 (1) (a) 3. of the statutes is created to read:

49.159 **(1)** (a) 3. The custodial parent is receiving a grant under s. 49.148 (1m).

SECTION 1019. 49.159 (1) (a) 4. of the statutes is created to read:

49.159 **(1)** (a) 4. The custodial parent is receiving a subsidy for child care for the dependent child under s. 49.155.

SECTION 1020. 49.159 (1) (b) of the statutes is created to read:

49.159 **(1)** (b) A Wisconsin Works agency may provide to an individual who is eligible under par. (a) any of the following services or benefits:

1. Job search assistance and case management designed to enable the individual to obtain and retain employment.

2. Placement in one job under s. 49.147 (3).

3. A stipend in an amount determined by the Wisconsin Works agency for not more than 4 months. A stipend under this subdivision terminates if the individual is placed in a job under s. 49.147 (3) or obtains unsubsidized employment, as defined in s. 49.147 (1).

SECTION 1021. 49.161 (1) (title) of the statutes is amended to read:

49.161 **(1)** (title) TRIAL EMPLOYMENT MATCH PROGRAM JOBS OVERPAYMENTS.

SECTION 1022. 49.163 of the statutes is created to read:

49.163 Transform Milwaukee Jobs program. (1) DEFINITIONS. In this section:

(a) "Wisconsin Works" has the meaning given in s. 49.141 (1) (p).

(b) "Wisconsin Works employment position" has the meaning given in s. 49.141 (1) (r).

(2) ELIGIBILITY FOR PROGRAM. (a) The department shall establish a Transform Milwaukee Jobs program in Milwaukee County. To be eligible to participate in the program, an individual must satisfy all of the following criteria:

1. Be at least 18 years of age.

2. If over 24 years of age, be a biological or adoptive parent of a child under 18 years of age whose parental rights to the child have not been terminated or be a relative and primary caregiver of a child under 18 years of age.

3. Have an annual household income that is below 150 percent of the poverty line.

4. Be unemployed for at least 4 weeks.

5. Be ineligible to receive unemployment insurance benefits.

6. Not be participating in a Wisconsin Works employment position.

(b) For purposes of par. (a) 3., the household income of an individual transitioning from foster care to independent living shall be based on the individual's own income over a period determined by the department and shall not include the household income of the individual's foster parents.

(c) The department may establish additional eligibility criteria consistent with its mission and the funding available.

(3) PROGRAM DESCRIPTION. (a) The program under this section shall include all of the following features and requirements:

1. An individual may participate in the program for a maximum of 1,040 hours actually worked.

2. The department shall determine and specify in a contract whether a contractor under sub. (4) or an employer is the individual's employer of record. The employer of record shall pay the individual for hours actually worked at not less than the federal or state minimum wage that applies to the individual.

3. The department may reimburse an employer, or a contractor under sub. (4), that employs an individual participating in the program for a minimum of 20 hours per week at a location in this state for any of the following costs that are attributable to the employment of the individual under the program:

a. A wage subsidy equal to the amount of wages that the employer or contractor pays to the individual for hours actually worked, not to exceed 40 hours per week at the federal or state minimum wage that applies to the individual.

b. Federal social security and Medicare taxes.

c. State and federal unemployment contributions or taxes, if any.

d. Worker's compensation insurance premiums, if any.

4. An employer, or, subject to the approval of the department, a contractor under sub. (4), that employs an individual participating in the program may pay the individual an amount that exceeds any wage subsidy paid to the employer or contractor by the department under subd. 3. a.

5. The employment of an individual under this section may not do any of the following:

a. Have the effect of filling a vacancy created by an employer terminating a regular employee or otherwise reducing its work force for the purpose of hiring an individual under this section.

b. Fill a position when any other person is on layoff or strike from the same or a substantially equivalent job within the same organizational unit.

c. Fill a position when any other person is engaged in a labor dispute regarding the same or a substantially equivalent job within the same organizational unit.

(b) The department may set priorities for the program consistent with its mission and available funding.

(4) CONTRACT FOR ADMINISTRATION. The department may contract with any person to administer the program under this section, including a Wisconsin Works agency; county department under s. 46.215, 46.22, or 46.23; local workforce development board established under 29 USC 2832; or community action agency under s. 49.265. The department, or the agency or agencies with which the department contracts under this subsection, shall do all of the following:

(a) Determine the eligibility of applicants for the program.

(b) Provide, or identify employers to provide, jobs for individuals transitioning to unsubsidized employment from unemployment, underemployment, limited work history, foster care, or other circumstances identified by the department.

(c) Conduct job orientation activities.

(d) Provide employment services, as specified by the department, for program participants.

(e) Maintain and update participant demographic, eligibility, and employment records in the manner required by the department.

(5) RECOVERY OF OVERPAYMENTS. (a) The department may recover from any individual participating, or who has participated, in the program under this section any overpayment resulting from a misrepresentation by the individual as to any criterion for eligibility under sub. (2) (a).

(b) The department shall recover from a contractor under sub. (4) any overpayment resulting from the failure of the contractor to comply with the terms of the contract or to meet performance standards established by the department.

(6) RULES NOT REQUIRED. Notwithstanding s. 227.10 (1), the department need not promulgate regulations, standards, or policies related to implementing or administering the program under this section as rules under ch. 227.

SECTION 1023. 49.165 (1) (d) (intro.) of the statutes is amended to read:

49.165 **(1)** (d) (intro.) "Organization" means a nonprofit corporation~~,~~ <u>or</u> a public agency ~~or a federally recognized American Indian tribe or band~~ that provides or proposes to provide any of the following domestic abuse services:

SECTION 1024. 49.173 of the statutes is repealed.

SECTION 1025. 49.175 (1) (a) of the statutes is amended to read:

49.175 **(1)** (a) *Wisconsin Works benefits.* For Wisconsin Works benefits, ~~$74,650,100~~ $72,131,500 in fiscal year ~~2011–12~~ 2013–14 and ~~$72,131,500~~ $64,294,000 in fiscal year ~~2012–13~~ 2014–15.

SECTION 1026. 49.175 (1) (b) of the statutes is amended to read:

49.175 **(1)** (b) *Wisconsin Works ~~administration~~ agency contracts; job access loans.* For ~~administration of Wisconsin Works performed under~~ contracts with Wisconsin Works agencies under s. 49.143~~, $10,107,200~~ and for job access loans under s. 49.147 (6), $57,586,500 in fiscal year ~~2011–12~~ 2013–14 and ~~$10,107,200~~ $58,336,500 in fiscal year ~~2012–13~~ 2014–15.

SECTION 1027. 49.175 (1) (f) of the statutes is repealed.

SECTION 1028. 49.175 (1) (g) of the statutes is amended to read:

49.175 **(1)** (g) *State administration of public assistance programs and overpayment collections.* For state administration of public assistance programs and the collection of public assistance overpayments, ~~$12,918,900~~ $12,775,600 in fiscal year 2013–14 and $12,891,200 in ~~each~~ fiscal year 2014–15.

SECTION 1029. 49.175 (1) (i) of the statutes is amended to read:

49.175 **(1)** (i) *Emergency assistance.* For emergency assistance under s. 49.138 and for transfer to the department of administration for low–income energy or weatherization assistance programs, ~~$6,200,000 in fiscal year 2011–12 and $6,000,000~~ $7,500,000 in each fiscal year ~~2012–13~~.

SECTION 1030. 49.175 (1) (k) of the statutes is created to read:

49.175 **(1)** (k) *Transform Milwaukee Jobs program.* For contract costs under the Transform Milwaukee Jobs program under s. 49.163, $3,750,000 in fiscal year 2013–14 and $5,000,000 in fiscal year 2014–15.

SECTION 1031. 49.175 (1) (L) of the statutes is repealed.

SECTION 1032. 49.175 (1) (p) of the statutes is amended to read:

49.175 **(1)** (p) *Direct child care services.* For direct child care services under s. 49.155, ~~$301,631,000~~ $272,976,700 in fiscal year ~~2011–12~~ 2013–14 and ~~$298,523,500~~ $273,156,500 in fiscal year ~~2012–13~~ 2014–15.

SECTION 1033. 49.175 (1) (q) of the statutes is amended to read:

49.175 **(1)** (q) *Child care state administration and ~~child care~~ licensing activities.* For state administration of child care programs under s. 49.155 and ~~the allocation under s. 49.155 (1g) (c)~~ for child care licensing activities, ~~$19,702,100~~ $30,240,600 in fiscal year ~~2011–12~~ 2013–14 and ~~$19,783,800~~ $32,305,700 in fiscal year ~~2012–13~~ 2014–15.

SECTION 1034. 49.175 (1) (qm) of the statutes is amended to read:

49.175 **(1)** (qm) *Quality care for quality kids.* For the child care quality improvement activities specified in s. 49.155 (1g), ~~$13,486,700 in fiscal year 2011–12 and $13,169,400~~ $13,095,800 in each fiscal year ~~2012–13~~.

SECTION 1035. 49.175 (1) (r) of the statutes is amended to read:

49.175 **(1)** (r) *Children of recipients of supplemental security income.* For payments made under s. 49.775 for the support of the dependent children of recipients of supplemental security income, ~~$31,232,200~~ $33,688,000 in each fiscal year.

SECTION 1036. 49.175 (1) (s) of the statutes is amended to read:

49.175 **(1)** (s) *Kinship care~~,~~ and long–term kinship care~~, and foster care~~ assistance.* For kinship care and long–term kinship care payments under s. 48.57 (3m) (am) and (3n) (am), for assessments to determine eligibility for those payments, and for agreements under s. 48.57 (3t) with the governing bodies of Indian tribes for the administration of the kinship care and long–term kinship care programs ~~under~~

~~s. 48.57 (3m), (3n), and (3p) and for foster care for relatives under s. 48.62, $21,375,800~~ within the boundaries of the reservations of those tribes, $20,582,700 in each fiscal year.

****NOTE: This is reconciled s. 49.175 (1) (s). This SECTION has been affected by drafts with the following LRB numbers: LRB–0813/2 and LRB–0850/6.

SECTION 1037. 49.175 (1) (t) of the statutes is amended to read:

49.175 **(1)** (t) *Safety and out–of–home placement services.* For services provided ~~in counties having a population of 500,000 or more~~ to ensure the safety of children who the department or a county determines may remain at home if appropriate services are provided, and for ~~ongoing~~ services provided ~~in those counties~~ to families with children placed in out–of–home care, ~~$6,350,300~~ $7,711,100 in each fiscal year.

SECTION 1038. 49.175 (1) (v) of the statutes is repealed.

SECTION 1039. 49.175 (1) (z) of the statutes is amended to read:

49.175 **(1)** (z) *Grants to the Boys and Girls Clubs of America.* For grants to the Wisconsin Chapter of the Boys and Girls Clubs of America to fund programs that improve social, academic, and employment skills of youth who are eligible to receive temporary assistance for needy families under 42 USC 601 et seq., ~~$350,000~~ focusing on study habits, intensive tutoring in math and English, and exposure to career options and role models, $1,500,000 in each fiscal year. Grants provided under this paragraph may not be used by the grant recipient to replace funding for programs that are being funded, when the grant proceeds are received, with moneys other than those from the appropriations specified in sub. (1) (intro.).

SECTION 1040. 49.175 (1) (zh) of the statutes is amended to read:

49.175 **(1)** (zh) *Earned income tax credit supplement.* For the transfer of moneys from the appropriation account under s. 20.437 (2) (md) to the appropriation

account under s. 20.835 (2) (kf) for the earned income tax credit, ~~$43,664,200~~ $70,664,200 in each fiscal year.

SECTION 1041. 49.26 (1) (g) (intro.) of the statutes is amended to read:

49.26 **(1)** (g) (intro.) An individual who is a dependent child in a Wisconsin Works group that includes a participant under s. 49.147 (3), ~~(3m),~~ (4), or (5) or who is a recipient of aid under s. 49.19 is subject to the school attendance requirement under par. (ge) if all of the following apply:

SECTION 1042. 49.26 (1) (h) 1s. b. of the statutes is amended to read:

49.26 **(1)** (h) 1s. b. An individual who is a dependent child in a Wisconsin Works group that includes a participant under s. 49.147 (3), ~~(3m),~~ (4), or (5) and who fails to meet the school attendance requirement under par. (ge) is subject to a monthly sanction.

SECTION 1043. 49.36 (2) of the statutes is amended to read:

49.36 **(2)** The department may contract with any county, tribal governing body, or Wisconsin Works agency to administer a work experience and job training program for parents who are not custodial parents and who fail to pay child support or to meet their children's needs for support as a result of unemployment or underemployment. The program may provide the kinds of work experience and job training services available from the program under s. 49.193, 1997 stats., or s. 49.147 (3)~~, (3m),~~ or (4). The program may also include job search and job orientation activities. The department shall fund the program from the appropriations under s. 20.437 (2) (dz) and (k).

SECTION 1044. 49.45 (4m) (a) 3. of the statutes is renumbered 49.45 (4m) (a) 3. (intro.) and amended to read:

49.45 **(4m)** (a) 3. (intro.) "Financial institution" ~~has the meaning given in 12 USC 3401 (1).~~ means any of the following:

SECTION 1045. 49.45 (4m) (a) 3. a. to f. of the statutes are created to read:

49.45 **(4m)** (a) 3. a. A depository institution, as defined in 12 USC 1813 (c).

b. An institution–affiliated party, as defined in 12 USC 1813 (u), of a depository institution under subd. 3. a.

c. A federal credit union, as defined in 12 USC 1752, or state credit union, as defined in 12 USC 1752.

d. An institution–affiliated party, as defined in 12 USC 1786 (r), of a credit union under subd. 3. c.

e. A benefit association, insurance company, safe deposit company, money market mutual fund, or similar entity authorized to do business in this state.

f. A broker–dealer, as defined in s. 551.102 (4).

SECTION 1046. 49.45 (23) (a) of the statutes is amended to read:

49.45 **(23)** (a) The department shall request a waiver from the secretary of the federal department of health and human services to permit the department to conduct a demonstration project to provide health care coverage for basic primary and preventive care to adults who are under the age of 65, who have family incomes not to exceed ~~200~~ 100 percent of the poverty line before application of the 5 percent income disregard under 42 CFR 435.603 (d), and who are not otherwise eligible for medical assistance under this subchapter, the Badger Care health care program under s. 49.665, or Medicare under 42 USC 1395 et seq. If the department creates a policy under sub. (2m) (c) 10., this paragraph does not apply to the extent that it conflicts with the policy.

SECTION 1047. 49.45 (23) (a) of the statutes, as affected by 2011 Wisconsin Act 32 and 2013 Wisconsin Act .... (this act), is repealed and recreated to read:

49.45 **(23)** (a) The department shall request a waiver from the secretary of the federal department of health and human services to permit the department to conduct a demonstration project to provide health care coverage for basic primary and preventive care to adults who are under the age of 65, who have family incomes not to exceed 100 percent of the poverty line before application of the 5 percent income disregard under 42 CFR 435.603 (d), and who are not otherwise eligible for medical assistance under this subchapter, the Badger Care health care program under s. 49.665, or Medicare under 42 USC 1395 et seq.

SECTION 1048. 49.45 (23) (b) of the statutes is amended to read:

49.45 **(23)** (b) If the waiver is granted and in effect, the department may promulgate rules defining the health care benefit plan, including more specific eligibility requirements and cost–sharing requirements. Unless otherwise provided by the department by a policy created under sub. (2m) (c), cost sharing may include an annual enrollment fee, which may not exceed $75 per year. Notwithstanding s. 227.24 (3), the plan details under this subsection may be promulgated as an emergency rule under s. 227.24 without a finding of emergency. If the waiver is granted and in effect, the demonstration project under this subsection shall begin ~~on January 1, 2009, or~~ on the effective date of the waiver~~, whichever is later~~.

SECTION 1049. 49.45 (23) (b) of the statutes, as affected by 2011 Wisconsin Act 32 and 2013 Wisconsin Act .... (this act), is repealed and recreated to read:

49.45 **(23)** (b) If the waiver is granted and in effect, the department may promulgate rules defining the health care benefit plan, including more specific eligibility requirements and cost–sharing requirements. Cost sharing may include

an annual enrollment fee, which may not exceed $75 per year. Notwithstanding s. 227.24 (3), the plan details under this subsection may be promulgated as an emergency rule under s. 227.24 without a finding of emergency. If the waiver is granted and in effect, the demonstration project under this subsection shall begin on the effective date of the waiver.

SECTION 1050. 49.45 (23) (c) of the statutes is created to read:

49.45 **(23)** (c) In addition to cost–sharing requirements established under par. (b), a childless adult who is eligible to receive benefits under this section; who is not disabled, pregnant, or American Indian, as Indian is defined in 42 CFR part 447, subpart A; and whose family income exceeds 133 percent of the poverty line shall pay a premium for coverage under the program under this subsection in an amount determined by the department that is based on a formula in which costs decrease for those with lower family incomes and that is no less than 3 percent of family income but no greater than 9.5 percent of family income.

SECTION 1051. 49.45 (23) (d) of the statutes is created to read:

49.45 **(23)** (d) In determining income for purposes of eligibility under this subsection, the department shall apply s. 49.471 (7) (d) to the individual to the extent the federal department of health and human services approves, if approval is required.

SECTION 1052. 49.45 (23) (e) of the statutes is created to read:

49.45 **(23)** (e) The department shall apply the definition of family income under s. 49.471 (1) (f) and the regulations defining household under 42 CFR 435.603 (f) to determinations of income for purposes of eligibility under this subsection.

SECTION 1053. 49.45 (23) (f) of the statutes is created to read:

49.45 **(23)** (f) The department may provide services to individuals who are eligible under this subsection through a medical home initiative under sub. (24j).

SECTION 1054. 49.45 (24j) of the statutes is created to read:

49.45 **(24j)** MEDICAL HOME PILOT PROJECTS. (a) The department may administer the medical home initiative as a service delivery mechanism to provide and coordinate care for individuals who are eligible for a Medical Assistance program under this subchapter that provides services under a fee–for–service model. The department may administer a medical home initiative to serve individuals who are members of any of the following populations:

1. Children who are in out–of–home care or are receiving adoption assistance under 42 USC 670 to 679c.

2. Pregnant women.

3. Individuals who are exiting mental health facilities or correctional facilities.

4. Individuals with a diagnosis of serious mental illness or substance abuse disorder.

5. Adults with two or more chronic medical conditions.

6. Other groups of individuals with conditions that the department determines would benefit from services through a medical home.

(b) The department shall provide to individuals through any medical home initiative administered under this subsection the benefits described under s. 49.46 (2) (a) and (b). The department may provide to individuals though any medical home initiative administered under this subsection benefits in addition to the standard plan benefits that are targeted to the population receiving services through the medical home.

(c) The department may elect to administer any medical home initiative under this subsection in a limited geographical area.

(d) The department may make an all–inclusive payment to the provider offering services through a medical home.

(e) If the federal department of health and human services approves the department's request to administer a medical home initiative, the department shall automatically enroll an individual who is eligible for a medical home initiative under this subsection in the medical home initiative. At any time after the first 6 months of enrollment in the medical home initiative, the individual who is enrolled in the medical home initiative may opt out of participation in the medical home initiative.

SECTION 1055. 49.45 (30e) (c) of the statutes is renumbered 49.45 (30e) (c) 1.

SECTION 1056. 49.45 (30e) (c) 2. of the statutes is created to read:

49.45 **(30e)** (c) 2. Notwithstanding subd. 1., in counties that elect to deliver the services under s. 49.46 (2) (b) 6. Lm. through the Medical Assistance program on a regional basis according to criteria established by the department, the department shall reimburse a provider of the services for the amount of the allowable charges for those services under the Medical Assistance program that is provided by the federal government and for the amount of the allowable charges that is not provided by the federal government.

SECTION 1057. 49.45 (30g) (a) 1. of the statutes is amended to read:

49.45 **(30g)** (a) 1. An approved amendment to the state medical assistance plan ~~submitted under 42 USC 1396n (i)~~ permits reimbursement for the services under s. 49.46 (2) (b) 6. Lo. in the manner provided under this subsection.

SECTION 1058. 49.45 (30g) (a) 3. of the statutes is amended to read:

49.45 **(30g)** (a) 3. The individual, the community recovery services, and the community recovery services provider meet any condition set forth in the approved amendment to the medical assistance plan ~~submitted under 42 USC 1396n (i)~~.

SECTION 1059. 49.453 (2) (a) (intro.) of the statutes is amended to read:

49.453 **(2)** (a) *Institutionalized individuals.* (intro.) Except as provided in sub. (8), if an institutionalized individual or his or her spouse, or another person acting on behalf of the institutionalized individual or his or her spouse, transfers assets; regardless of whether those assets, if retained, are excluded under 42 USC 1396p; for less than fair market value on or after the institutionalized individual's look–back date, the institutionalized individual is ineligible for medical assistance for the following services for the period specified under sub. (3):

SECTION 1060. 49.453 (2) (b) (intro.) of the statutes is amended to read:

49.453 **(2)** (b) *Noninstitutionalized individuals.* (intro.) Except as provided in sub. (8), if a noninstitutionalized individual or his or her spouse, or another person acting on behalf of the noninstitutionalized individual or his or her spouse, transfers assets; regardless of whether those assets, if retained, are excluded under 42 USC 1396p; for less than fair market value on or after the noninstitutionalized individual's look–back date, the noninstitutionalized individual is ineligible for medical assistance for the following services for the period specified under sub. (3):

SECTION 1061. 49.453 (3) (a) (intro.) of the statutes is amended to read:

49.453 **(3)** (a) (intro.) The period of ineligibility under this subsection begins on either of the following for an applicant for Medical Assistance:

SECTION 1062. 49.453 (3) (ag) of the statutes is created to read:

49.453 **(3)** (ag) The period of ineligibility under this subsection for a transfer of assets made at the time the individual is receiving long–term care services through

Medical Assistance begins on the first day of the month following the month in which the individual receives advance notice of the period of ineligibility.

SECTION 1063. 49.453 (4c) (c) of the statutes is created to read:

49.453 **(4c)** (c) A promissory note in which the debtor is a presumptive heir of the lender or in which neither the lender nor debtor has any incentive to enforce repayment is considered cancelled upon the death of the lender for purposes of this section.

SECTION 1064. 49.453 (8) (a) 1. of the statutes is amended to read:

49.453 **(8)** (a) 1. The assets are exempt under 42 USC 1396p (c) (2) (A), (B), or (C). To make a satisfactory showing to the state under 42 USC 1396p (c) (2) (C) and adjust the ineligibility period under sub. (3), the individual shall demonstrate that all of the assets transferred for less than fair market value, or cash equal to the value of the assets transferred for less than fair market, have been returned to him or her.

SECTION 1065. 49.455 (5) (title) of the statutes is amended to read:

49.455 **(5)** (title) RULES FOR TREATMENT OF RESOURCES; INELIGIBILITY.

SECTION 1066. 49.455 (5) (d) of the statutes is amended to read:

49.455 **(5)** (d) During a continuous period of institutionalization, after an institutionalized spouse is determined to be eligible for medical assistance, no resources of the community spouse are considered to be available to the institutionalized spouse, except that a transfer of those resources or other assets by the community spouse within the first 5 years of eligibility of the institutionalized spouse may result in a period of ineligibility under s. 49.453 (2) and (3) for the institutionalized spouse.

SECTION 1067. 49.455 (5) (e) of the statutes is created to read:

49.455 **(5)** (e) The department may deny to the institutionalized spouse eligibility for Medical Assistance if, when requested by the department, the institutionalized spouse and the community spouse do not provide the total value of their assets and information on income and resources to the extent required under federal Medicaid law or sign the application for Medical Assistance.

SECTION 1068. 49.455 (8) (d) of the statutes is renumbered 49.455 (8) (d) 1. and amended to read:

49.455 **(8)** (d) 1. If either spouse establishes at a fair hearing that the community spouse resource allowance determined under sub. (6) (b) 1. to 2. or 4. without a fair hearing does not generate enough income to raise the community spouse's income to the minimum monthly maintenance needs allowance under sub. (4) (c), the department shall establish, under subd. 2., an amount to be used under sub. (6) (b) 3. that results in a community spouse resource allowance that generates enough income to raise the community spouse's income to the minimum monthly maintenance needs allowance under sub. (4) (c).

3. Except in exceptional cases which would result in financial duress for the community spouse, the department may not establish an amount to be used under sub. (6) (b) 3. unless the institutionalized spouse makes available to the community spouse the maximum monthly income allowance permitted under sub. (4) (b) or, if the institutionalized spouse does not have sufficient income to make available to the community spouse the maximum monthly income allowance permitted under sub. (4) (b), unless the institutionalized spouse makes all of his or her income, except for an amount equal to the sum of the personal needs allowance under sub. (4) (a) 1. and any family allowances under sub. (4) (a) 3. paid by the institutionalized spouse and the amount incurred as expenses for medical or remedial care for the

institutionalized spouse under sub. (4) (a) 4., available to the community spouse as a community spouse monthly income allowance under sub. (4) (b).

SECTION 1069. 49.455 (8) (d) 2. of the statutes is created to read:

49.455 **(8)** (d) 2. The department shall base the amount to be used under sub. (6) (b) 3. on the cost of a single premium lifetime annuity that pays monthly amounts that, combined with other available income, raises the community spouse's income to the minimum monthly maintenance needs allowance. Any resource, regardless of whether the resource generates income, may be transferred in an amount that, combined with the community spouse resource allowance calculated before the fair hearing, provides the community spouse with sufficient funds to purchase the annuity. The community spouse is not required to purchase an annuity to obtain this amount.

SECTION 1070. 49.46 (1) (a) 15. of the statutes is amended to read:

49.46 **(1)** (a) 15. Any individual who is infected with tuberculosis and meets the income and resource eligibility requirements for the federal Supplemental Security Income program under 42 USC 1381 to 1383d. <u>For purposes of this subdivision, "income" has the meaning given for "family income" in s. 49.471 (1) (f).</u>

SECTION 1071. 49.46 (1) (am) 1. a. of the statutes is amended to read:

49.46 **(1)** (am) 1. a. A pregnant woman whose family income, before any income is disregarded under this paragraph, does not exceed, in state fiscal year 1994–95, 155% of the poverty line for a family the size of the woman's family; and, in each state fiscal year after the 1994–95 state fiscal year, ~~185%~~ <u>133 percent</u> of the poverty line for a family the size of the woman's family.

SECTION 1072. 49.46 (1) (c) (intro.) of the statutes is amended to read:

49.46 **(1)** (c) (intro.) Except as provided under par. (co) or (cr), a family that becomes ineligible for aid to families with dependent children under s. 49.19 because of increased income from employment or increased hours of employment or because of the expiration of the time during which the disregards under s. 49.19 (5) (a) 4. or 4m. or (am) apply shall receive medical assistance for:

SECTION 1073. 49.46 (1) (cg) of the statutes is amended to read:

49.46 **(1)** (cg) ~~Medical~~ Except as provided under par. (cr), medical assistance shall be provided to a dependent child, a relative with whom the child is living or the spouse of the relative, if the spouse meets the requirements of s. 49.19 (1) (c) 2. a. or b., for 4 calendar months beginning with the month in which the child, relative or spouse is ineligible for aid to families with dependent children because of the collection or increased collection of maintenance or support, if the child, relative or spouse received aid to families with dependent children in 3 or more of the 6 months immediately preceding the month in which that ineligibility begins.

SECTION 1074. 49.46 (1) (co) 1. of the statutes is amended to read:

49.46 **(1)** (co) 1. Except as provided under subd. 2. or par. (cr), medical assistance shall be provided to a family for 12 consecutive calendar months following the month in which the family becomes ineligible for aid to families with dependent children because of increased income from employment~~, because the family no longer receives the earned income disregard under s. 49.19 (5) (a) 4. or 4m. or (am) due to the expiration of the time limit during which the disregards are applied or because of the application of the monthly employment time eligibility limitation under 45 CFR 233.100 (a) (1) (i)~~.

SECTION 1075. 49.46 (1) (co) 2. of the statutes is amended to read:

49.46 **(1)** (co) 2. If a waiver under subd. 3. is granted and except as provided in par. (cr), the department may select individuals to receive medical assistance benefits as provided under par. (c), rather than under subd. 1., as a control group for part or all of the period during which the waiver is in effect.

SECTION 1076. 49.46 (1) (cr) of the statutes is created to read:

49.46 **(1)** (cr) To the extent approved by the federal department of health and human services, an individual or family described in par. (c), (cg), or (co) is not eligible for Medical Assistance if the federal department of health and human services approves a request from the department to deny all or some transitional Medical Assistance benefits to that individual or family, if approval is required.

SECTION 1077. 49.46 (1) (em) of the statutes is created to read:

49.46 **(1)** (em) For purposes of determining the eligibility and any cost–sharing requirements of an individual under par. (a) 6m., 14., or 14m., (d) 2., or (e), to the extent approved by the federal government, the department shall exclude any assets accumulated in an independence account, as defined in s. 49.472 (1) (c), and any income or assets from retirement benefits earned or accumulated from employment income or employer contributions while the individual was employed and eligible for and receiving medical assistance under s. 49.472.

SECTION 1078. 49.46 (2) (b) 19. of the statutes is created to read:

49.46 **(2)** (b) 19. Subject to par. (br), services provided by early intervention teachers, home trainers, parent–to–parent mentors, and developmental specialists to children in the benchmark plan under par. (br).

SECTION 1079. 49.46 (2) (b) 20. of the statutes is created to read:

49.46 **(2)** (b) 20. Subject to s. 49.45 (24j), any additional services, as determined by the department, that are targeted to a population enrolled in a medical home initiative under s. 49.45 (24j).

SECTION 1080. 49.46 (2) (bc) of the statutes is created to read:

49.46 **(2)** (bc) Subject to s. 49.45 (24j), the department may provide any of the services described in par. (a) or (b) through a medical home initiative under s. 49.45 (24j).

SECTION 1081. 49.46 (2) (br) of the statutes is created to read:

49.46 **(2)** (br) If the federal department of health and human services approves the department's request to offer a benchmark plan under this paragraph, the department may enroll any child who is receiving services through the early intervention program under s. 51.44 in a benchmark plan under this paragraph. The department may not require a child who is receiving services through the early intervention program under s. 51.44 to enroll in a benchmark plan offered under this paragraph. The department may not charge a copayment to a child who is enrolled in the benchmark plan under this paragraph for services described in par. (b) 19.

SECTION 1082. 49.468 (1) (d) of the statutes is amended to read:

49.468 **(1)** (d) Benefits under par. (b) or (c) are available for an individual who has resources that are equal to or less than 200% of the allowable resources as determined under 42 USC 1381 to 1385<u>, excluding, to the extent approved by the federal government, any assets accumulated in an independence account, as defined in s. 49.472 (1) (c), and any income or assets from retirement benefits earned or accumulated from income or employer contributions while the individual was employed and eligible for and receiving medical assistance under s. 49.472,</u> and <u>who has</u> income that is equal to or less than 100% of the poverty line.

SECTION 1083. 49.468 (1m) (b) of the statutes is amended to read:

49.468 **(1m)** (b) Benefits under par. (a) are available for an individual who has resources that are equal to or less than 200% of the allowable resources determined under 42 USC 1381 to 1385, excluding, to the extent approved by the federal government, any assets accumulated in an independence account, as defined in s. 49.472 (1) (c), and any income or assets from retirement benefits earned or accumulated from income or employer contributions while the individual was employed and eligible for and receiving medical assistance under s. 49.472, and who has income that is greater than 100% of the poverty line but less than 120% of the poverty line.

SECTION 1084. 49.468 (2) (b) of the statutes is amended to read:

49.468 **(2)** (b) Benefits under par. (a) are available for an individual who has resources that are equal to or less than 200% of the allowable resources under 42 USC 1381 to 1385, excluding, to the extent approved by the federal government, any assets accumulated in an independence account, as defined in s. 49.472 (1) (c), and any income or assets from retirement benefits earned or accumulated from income or employer contributions while the individual was employed and eligible for and receiving medical assistance under s. 49.472, and who has income that is equal to or less than 200% of the poverty line.

SECTION 1085. 49.47 (4) (a) 1. of the statutes is amended to read:

49.47 **(4)** (a) 1. Under 21 years of age and resides in an intermediate care facility, skilled nursing facility, or inpatient psychiatric hospital. The department shall apply the definition of family income in s. 49.471 (1) (f) to make determinations of income under this subdivision.

SECTION 1086. 49.47 (4) (am) 1. of the statutes is amended to read:

49.47 **(4)** (am) 1. A pregnant woman whose family income does not exceed 155% of the poverty line for a family the size of the woman's family, except that if a waiver under par. (j) or a change in the approved state plan under s. 49.46 (1) (am) 2. is in effect, the income limit is ~~185%~~ 133 percent of the poverty line for a family the size of the woman's family in each state fiscal year after the 1994–95 state fiscal year.

SECTION 1087. 49.47 (4) (b) (intro.) of the statutes is amended to read:

49.47 **(4)** (b) (intro.) Eligibility exists if the applicant's property, ~~subject to the exclusion of~~ excluding any amounts under the Long–Term Care Partnership Program established under s. 49.45 (31)~~,~~ and, to the extent approved by the federal government, any ~~amounts~~ assets accumulated in an independence account, as defined in s. 49.472 (1) (c), ~~or~~ and any income or assets from retirement ~~assets that accrued~~ benefits earned or accumulated from ~~employment~~ income or employer contributions while the applicant was employed and eligible for ~~the community options program under s. 46.27 (11), or any other Medical Assistance program, including deferred compensation or the value of retirement accounts in the Wisconsin Retirement System or under the federal Social Security Act~~ and receiving medical assistance under s. 49.472, does not exceed the following:

SECTION 1088. 49.47 (4) (b) 2w. of the statutes is amended to read:

49.47 **(4)** (b) 2w. For a person who is eligible under par. (a) 3. or 4., life insurance with cash surrender values if the ~~total face~~ combined cash surrender value of all life insurance policies, including riders and other attachments, is not more than $1,500.

SECTION 1089. 49.47 (4) (c) 1. of the statutes is amended to read:

49.47 **(4)** (c) 1. Except as provided in par. (am) ~~and as limited by subd. 3.~~, eligibility exists if income does not exceed 133 1/3% of the maximum aid to families with dependent children payment under s. 49.19 (11) for the applicant's family size

or the combined benefit amount available under supplemental security income under 42 USC 1381 to 1383c and state supplemental aid under s. 49.77 whichever is ~~higher~~ lower. In this subdivision "income" includes earned or unearned income that would be included in determining eligibility for the individual or family under s. 49.19 or 49.77, or for the aged, blind or disabled under 42 USC 1381 to 1385. "Income" does not include earned or unearned income which would be excluded in determining eligibility for the individual or family under s. 49.19 or 49.77, or for the aged, blind or disabled individual under 42 USC 1381 to 1385.

SECTION 1090. 49.47 (4) (c) 3. of the statutes is repealed.

SECTION 1091. 49.471 (1) (cm) of the statutes is created to read:

49.471 **(1)** (cm) "Disabled" means, when referring to an adult, meeting the disability standard for eligibility for federal supplemental security income under 42 USC 1382c (a) (3).

SECTION 1092. 49.471 (1) (f) of the statutes is amended to read:

49.471 **(1)** (f) "Family income" ~~means the total gross earned and unearned income received by all members of a family~~ has the meaning given for "household income" under 42 CFR 435.603 (d).

SECTION 1093. 49.471 (1) (k) 5. d. of the statutes is created to read:

49.471 **(1)** (k) 5. d. The mother's family income exceeds 133 percent of the poverty line.

SECTION 1094. 49.471 (4) (a) (intro.) of the statutes is amended to read:

49.471 **(4)** (a) (intro.) Except as otherwise provided in this section, all of the following individuals are eligible for the benefits described in s. 49.46 (2) (a) and (b), subject to sub. (6) (k) and s. 49.45 (24j):

SECTION 1095. 49.471 (4) (a) 1. of the statutes is amended to read:

49.471 **(4)** (a) 1. A pregnant woman whose family income does not exceed ~~200~~ 133 percent of the poverty line.

SECTION 1096. 49.471 (4) (a) 4. a. of the statutes is amended to read:

49.471 **(4)** (a) 4. a. The individual is a parent or caretaker relative of a dependent child who is living in the home with the parent or caretaker relative or who is temporarily absent from the home for not more than 6 months or, if the dependent child has been removed from the home for more than 6 months, the parent or caretaker relative is working toward unifying the family by complying with a permanency plan under s. 48.38 or 938.38. For purposes of this subdivision, a "dependent child" means an individual who is under the age of 18 or an individual who is age 18 and a full–time student in secondary school or equivalent vocational or technical training if before attaining the age of 19 the individual is reasonably expected to complete the school or training.

SECTION 1097. 49.471 (4) (a) 4. b. of the statutes is amended to read:

49.471 **(4)** (a) 4. b. ~~Except as provided in subd. 4. c., the~~ The individual's family income does not exceed ~~200~~ 100 percent of the poverty line ~~and does not include self–employment income~~ before application of the 5 percent income disregard under 42 CFR 435.603 (d).

SECTION 1098. 49.471 (4) (a) 4. c. of the statutes is repealed.

SECTION 1099. 49.471 (4) (a) 5. of the statutes is amended to read:

49.471 **(4)** (a) 5. An individual who, regardless of family income, was born on or after January 1, ~~1990~~ 1988, and who, on his or her 18th birthday, was in a foster care placement under the responsibility of ~~a~~ this state, or at the option of the department, under the responsibility of another state, and enrolled in Medical Assistance under this subchapter or a Medicaid program, as determined by the

department. The coverage for an individual under this subdivision ends on the last day of the month in which the individual becomes ~~21~~ 26 years of age, unless he or she otherwise loses eligibility sooner.

SECTION 1100. 49.471 (4) (a) 7. of the statutes is amended to read:

49.471 **(4)** (a) 7. Individuals who qualify for a medical assistance eligibility extension under s. 49.46 (1) (c), (cg), or (co) when their income increases above the poverty line, except as provided in s. 49.46 (1) (cr).

SECTION 1101. 49.471 (4) (b) 1. of the statutes is repealed.

SECTION 1102. 49.471 (4) (b) 1m. of the statutes is repealed.

SECTION 1103. 49.471 (4) (b) 2. of the statutes is repealed.

SECTION 1104. 49.471 (4) (b) 3. of the statutes is amended to read:

49.471 **(4)** (b) 3. A child whose family income exceeds 200 percent but does not exceed 300 percent of the poverty line. ~~For a child under this subdivision who is an~~

3m. An unborn child~~,~~ whose family income exceeds 200 percent but does not exceed 300 percent of the poverty line, except benefits are limited to prenatal care.

SECTION 1105. 49.471 (4) (b) 4. of the statutes is repealed.

SECTION 1106. 49.471 (4) (c) of the statutes is repealed.

SECTION 1107. 49.471 (4) (e) of the statutes is created to read:

49.471 **(4)** (e) If the department obtains approval from the federal department of health and human services to provide an alternate benchmark plan under sub. (11r), to the extent the federal department of health and human services approves, the department may enroll in the alternate benchmark plan under sub. (11r) any individual whose family income exceeds 100 percent of the poverty line, who is either an adult who is not pregnant or a child, and who applies and is otherwise eligible to receive benefits under this section, except that the department shall enroll a child

who has a parent who is enrolled in a plan under this section in the same plan as his or her parent.

SECTION 1108. 49.471 (5) (b) 1. of the statutes is amended to read:

49.471 **(5)** (b) 1. Except as provided in sub. (6) (a) 1., a pregnant woman is eligible for the benefits specified in par. (c) during the period beginning on the day on which a qualified provider determines, on the basis of preliminary information, that the woman's family income does not exceed ~~300~~ 133 percent of the poverty line and ending on the applicable day specified in subd. 3.

SECTION 1109. 49.471 (5) (b) 2. of the statutes is renumbered 49.471 (5) (b) 2. (intro.) and amended to read:

49.471 **(5)** (b) 2. (intro.) Except as provided in sub. (6) (a) 2., a child who is not an unborn child is eligible for the benefits described in s. 49.46 (2) (a) and (b) during the period beginning on the day on which a qualified entity determines, on the basis of preliminary information, that the child's family income does not exceed ~~150 percent of the poverty line~~ any of the following and ending on the applicable day specified in subd. 3., unless the federal department of health and human services approves the department's request to not extend eligibility to children during this period:

SECTION 1110. 49.471 (5) (b) 2. a. to c. of the statutes are created to read:

49.471 **(5)** (b) 2. a. 150 percent of the poverty line for a child who is 6 years of age or older but has not yet attained the age of 19.

b. 185 percent of the poverty line for a child who is one year of age or older but has not yet attained the age of 6.

c. 300 percent of the poverty line for a child who is under one year of age.

SECTION 1111. 49.471 (5) (b) 3. a. of the statutes is amended to read:

49.471 **(5)** (b) 3. a. If the woman or child applies for benefits under sub. (4) within the time required under par. (d), the benefits specified in subd. 1. or 2., whichever is applicable, end on the day on which the department or the county department under s. 46.215, 46.22, or 46.23 determines whether the woman or child is eligible for benefits under sub. (4), except that a child who is not an unborn child is not eligible for benefits described in s. 49.46 (2) (a) and (b) during that time if the federal department of health and human services approves the department's request not to provide those benefits during that time.

SECTION 1112. 49.471 (5) (c) 1. of the statutes is renumbered 49.471 (5) (c) and amended to read:

49.471 **(5)** (c) On behalf of a woman under par. (b) 1. ~~whose family income does not exceed 200 percent of the poverty line~~, the department shall audit and pay allowable charges to a provider certified under s. 49.45 (2) (a) 11. only for ambulatory prenatal care services under the benefits described in s. 49.46 (2) (a) and (b).

SECTION 1113. 49.471 (5) (c) 2. of the statutes is repealed.

SECTION 1114. 49.471 (6) (a) 1. of the statutes is amended to read:

49.471 **(6)** (a) 1. ~~Any~~ Except as provided in subd. 4., any pregnant woman, including a pregnant woman under sub. (5) (b) 1., is eligible for medical assistance under this section for any of the 3 months prior to the month of application if she met the eligibility criteria under this section in that month.

SECTION 1115. 49.471 (6) (a) 2. of the statutes is amended to read:

49.471 **(6)** (a) 2. ~~Any~~ Except as provided in subd. 3. or 4., any child who is not an unborn child, including a child under sub. (5) (b) 2., parent, or caretaker relative whose family income is less than 150 percent of the poverty line is eligible for medical assistance under this section for any of the 3 months prior to the month of application

if the individual met the eligibility criteria under this section and had a family income of less than 150 percent of the poverty line in that month.

SECTION 1116. 49.471 (6) (a) 3. of the statutes is created to read:

49.471 **(6)** (a) 3. Any individual described in subd. 2. who is not disabled, not elderly, and not pregnant, who is an adult, and whose family income exceeds 133 percent of the federal poverty level is not eligible for medical assistance under this section for any of the 3 months before the month of application for medical assistance benefits.

SECTION 1117. 49.471 (6) (a) 4. of the statutes is created to read:

49.471 **(6)** (a) 4. To the extent allowed by the federal department of health and human services, any individual described in subd. 1. or 2. who is not disabled is not eligible for medical assistance under this section for any of the 3 months before the month of application for medical assistance benefits.

SECTION 1118. 49.471 (7) (a) of the statutes is repealed.

SECTION 1119. 49.471 (7) (b) 1. of the statutes is amended to read:

49.471 **(7)** (b) 1. ~~A~~ Eligibility for a pregnant woman whose family income exceeds ~~300~~ 133 percent of the poverty line ~~may become eligible for coverage under this section if the difference between the pregnant woman's family income and the applicable income limit under sub. (4) (b) is obligated or expended for any member of the pregnant woman's family for medical care or any other type of remedial care recognized under state law or for personal health insurance premiums or for both. Eligibility obtained under this subdivision continues without regard to any change in family income for the balance of the pregnancy and to the last day of the month in which the 60th day after the last day of the woman's pregnancy falls. Eligibility obtained by a pregnant woman under this subdivision extends to all pregnant~~

~~women in the pregnant woman's family~~ is determined under the method described in s. 49.47 (4) (c).

SECTION 1120. 49.471 (7) (b) 2. of the statutes is amended to read:

49.471 **(7)** (b) 2. A child who is not an unborn child, whose family income exceeds 150 percent of the poverty line, and who is ineligible under this section solely because of sub. (8) (b), or whose family income exceeds 300 percent of the poverty line, may obtain eligibility under this section if the difference between the child's family income and 150 percent of the poverty line is obligated or expended on behalf of the child or any member of the child's family for medical care or any other type of remedial care recognized under state law or for personal health insurance premiums or for both. Eligibility obtained under this subdivision during any 6–month period, as determined by the department, continues for the remainder of the 6–month period and extends to all children in the family.

SECTION 1121. 49.471 (7) (b) 3. of the statutes is amended to read:

49.471 **(7)** (b) 3. ~~For a pregnant woman to obtain eligibility under subd. 1., the amount that must be obligated or expended in any 6–month period is equal to the sum of the differences in each of those 6 months between the pregnant woman's monthly family income and the monthly family income that is 300 percent of the poverty line.~~ For a child to obtain eligibility under subd. 2., the amount that must be obligated or expended in any 6–month period is equal to the sum of the differences in each of those 6 months between the child's monthly family income and the monthly family income that is 150 percent of the poverty line.

SECTION 1122. 49.471 (7) (c) (intro.) of the statutes is amended to read:

49.471 **(7)** (c) (intro.) When calculating an individual's family income, the department shall do all of the following, subject to par. (d):

SECTION 1123. 49.471 (7) (c) of the statutes, as affected by 2013 Wisconsin Act .... (this act), is repealed.

SECTION 1124. 49.471 (7) (d) of the statutes is created to read:

49.471 **(7)** (d) In addition to applying other income counting requirements the department shall do all of the following:

1. When calculating the family income of a member of a household who is not disabled, include the income of all adults residing in the home for at least 60 consecutive days but exclude the income of a grandparent in a household containing 3 generations, unless the grandparent applies for or receives benefits as a parent or caretaker relative under this section.

2. When determining the size of a family for purposes of determining income eligibility, exclude from family size an adult whose income is included in a calculation of family income solely under subd. 1.

3. Apply this paragraph only to the extent the federal department of health and human services approves the income eligibility calculation methods, if approval is required.

SECTION 1125. 49.471 (7) (e) of the statutes is created to read:

49.471 **(7)** (e) For the purpose of determining family income, the department shall apply the regulations defining a household under 42 CFR 435.603 (f). To determine the family size for a pregnant woman, the department shall include the pregnant woman and the number of babies she is expecting.

SECTION 1126. 49.471 (8) (b) (intro.) of the statutes is amended to read:

49.471 **(8)** (b) (intro.) Except as provided in pars. (c)<u>, (cg), (cr), (ct),</u> and (d), an individual whose family income exceeds 150 percent of the poverty line is not eligible for BadgerCare Plus if any of the following applies:

SECTION 1127. 49.471 (8) (cg) of the statutes is created to read:

49.471 **(8)** (cg) An individual who is not disabled and not pregnant, who is over 18 years of age, and whose family income exceeds 133 percent of the poverty line is not eligible for BadgerCare Plus if all of the following apply:

1. The individual has any of the following:

a. Access to individual or family health coverage provided by an employer in which the monthly premium that an employee would pay for an employee–only policy does not exceed 9.5 percent of the family's monthly income.

b. Access to individual or family health coverage under the state employee health plan.

2. The individual has access to any coverage described in subd. 1. during any of the following times:

a. The 12 months before the first day of the month in which an individual applies for and the month in which an individual applies for BadgerCare Plus.

b. The 3 months after the last day of the month in which the individual applies for BadgerCare Plus.

c. The month including the date of the annual determination of the individual's eligibility for Medical Assistance.

3. The individual does not have as a reason for not obtaining health insurance any of the good cause reasons under par. (d) 2. a. to e.

SECTION 1128. 49.471 (8) (cr) of the statutes is created to read:

49.471 **(8)** (cr) 1. Subject to subd. 4., an individual who is any of the following is not eligible for BadgerCare Plus if the criteria under par. (cg) 1. and 2. apply to that individual:

a. An individual who is not disabled and who is a child, or unborn child, of an individual whose family income is at a level determined by the department but no lower than 133 percent of the poverty line.

b. A parent or caretaker relative who is not disabled, not pregnant, and an adult and whose family income is at a level determined by the department but no lower than 100 percent of the poverty line.

c. An adult, including a pregnant individual, who is not disabled, who is under 26 years of age; who is eligible to be covered under coverage a parent receives from an employer; and whose family income is at a level determined by the department but no lower than 100 percent of the poverty line.

2. An individual under subd. 1. is not ineligible if any of the good cause reasons described in par. (d) 2. a. to e. is the reason that the individual did not obtain health insurance coverage.

3. An individual under subd. 1. c. is not ineligible if any of the following good cause reasons is the reason the individual did not obtain health insurance coverage:

a. The parent of the individual is no longer employed by the employer through which the parent was eligible for coverage, and the parent does not have current coverage.

b. The employer of the parent of the individual discontinued providing health benefits to all employees.

4. The department may apply this paragraph to eligibility determinations for BadgerCare Plus only if the federal department of health and human services approves of the conditions to make that individual ineligible, if approval is required.

SECTION 1129. 49.471 (8) (ct) of the statutes is created to read:

49.471 **(8)** (ct) 1. If the federal department of health and human services approves the department's request to add private major medical insurance as a type of coverage which causes ineligibility, an individual who is not disabled and not pregnant, who is over 18 years of age, whose family income exceeds 133 percent of the poverty line, and who has coverage provided by private major medical insurance in which the monthly premium does not exceed 9.5 percent of the family's monthly income is not eligible for BadgerCare Plus.

2. If the federal department of health and human services approves of the conditions to make that individual ineligible for BadgerCare Plus, an individual who is any of the following is not eligible for BadgerCare Plus if he or she has the major medical insurance coverage described under subd. 1.:

a. An individual who is not disabled and who is a child, or unborn child, of an individual whose family income is at a level determined by the department but no lower than 133 percent of the poverty line.

b. A parent or caretaker relative who is not disabled, not pregnant, and an adult and whose family income is at a level determined by the department but no lower than 100 percent of the poverty line.

SECTION 1130. 49.471 (8) (d) 1. a. of the statutes is amended to read:

49.471 **(8)** (d) 1. a. A pregnant woman<u>, except as provided in pars. (cr) 1. c. and (fm) 4</u>.

SECTION 1131. 49.471 (8) (d) 1. b. of the statutes is amended to read:

49.471 **(8)** (d) 1. b. A child described in sub. (4) (a) 2. ~~or (b) 2.~~

SECTION 1132. 49.471 (8) (d) 1. g. of the statutes is created to read:

49.471 **(8)** (d) 1. g. An adult who is disabled.

SECTION 1133. 49.471 (8) (d) 2. dg. of the statutes is created to read:

49.471 **(8)** (d) 2. dg. The insurance is owned by someone not residing with the family and continuation of the coverage is beyond the family's control.

SECTION 1134. 49.471 (8) (d) 2. dr. of the statutes is created to read:

49.471 **(8)** (d) 2. dr. The insurance only covers services provided in a service area that is beyond a reasonable driving distance.

SECTION 1135. 49.471 (8) (e) of the statutes is repealed.

SECTION 1136. 49.471 (8) (f) of the statutes is amended to read:

49.471 **(8)** (f) If an individual with a family income that exceeds 150 percent of the poverty line had the health insurance coverage specified in par. (b) 1. but no longer has the coverage~~,~~ <u>or</u> if an individual who is an unborn child or an unborn child's mother, regardless of family income, had health insurance coverage but no longer has the coverage~~, or if a pregnant woman specified in par. (e) has health insurance coverage and does not maintain the coverage~~, the individual ~~or pregnant woman~~ is not eligible for BadgerCare Plus for the 3 calendar months following the month in which the insurance coverage ended without a good cause reason specified in par. (g).

SECTION 1137. 49.471 (8) (fm) of the statutes is created to read:

49.471 **(8)** (fm) If an individual who is one of the following individuals had the health insurance coverage specified in par. (cg) 1. or (ct) but no longer has the coverage, the individual is not eligible for BadgerCare Plus for the 3 calendar months following the month in which the insurance coverage ended without a good cause reason specified in par. (g):

1. An individual who is not disabled and not pregnant, who is over 18 years of age, and whose family income exceeds 133 percent of the poverty line.

2. If the federal department of health and human services approves of the department's request to make such an individual ineligible, an individual who is not disabled and who is a child of an individual whose family income is at a level determined by the department but no lower than 133 percent of the poverty line.

3. If the federal department of health and human services approves of the department's request to make such an individual ineligible, a parent or caretaker relative who is not disabled, not pregnant, and an adult and whose family income is at a level determined by the department but no lower than 100 percent of the poverty line.

4. If the federal department of health and human services approves of the department's request to make such an individual ineligible, an adult, including a pregnant individual, who is not disabled, who is under 26 years of age; who is eligible to be covered under coverage a parent receives from an employer; and whose family income is at a level determined by the department but no lower than 100 percent of the poverty line.

SECTION 1138. 49.471 (8) (g) (intro.), 1., 2., 3., 4. and 5. of the statutes are amended to read:

49.471 **(8)** (g) (intro.) Any of the following is a good cause reason for purposes of ~~par.~~ pars. (f) and (fm):

1. The individual ~~or pregnant woman~~ was covered by a group health plan that was provided by a subscriber through his or her employer, and the subscriber's employment ended for a reason other than voluntary termination, unless the voluntary termination was a result of the incapacitation of the subscriber or because of an immediate family member's health condition.

2. The individual ~~or pregnant woman~~ was covered by a group health plan that was provided by a subscriber through his or her employer, the subscriber changed employers, and the new employer does not offer health insurance coverage.

3. The individual ~~or pregnant woman~~ was covered by a group health plan that was provided by a subscriber through his or her employer, and the subscriber's employer discontinued health plan coverage for all employees.

4. The ~~pregnant woman's~~ individual's coverage was continuation coverage and the continuation coverage was exhausted in accordance with 29 CFR 2590.701–2 (4).

5. The individual's ~~or pregnant woman's~~ coverage terminated due to the death or change in marital status of the subscriber.

SECTION 1139. 49.471 (8) (g) 5g. of the statutes is created to read:

49.471 **(8)** (g) 5g. The insurance coverage is owned by someone not residing with the family and continuation of the coverage is beyond the family's control.

SECTION 1140. 49.471 (8) (g) 5r. of the statutes is created to read:

49.471 **(8)** (g) 5r. The insurance coverage only covers services provided in a service area that is beyond a reasonable driving distance.

SECTION 1141. 49.471 (9) (a) 2. b. of the statutes is amended to read:

49.471 **(9)** (a) 2. b. A child described in sub. (4) (a) 2. ~~or (b) 2.~~

SECTION 1142. 49.471 (10) (b) 1. of the statutes is amended to read:

49.471 **(10)** (b) 1. Except as provided in ~~subd.~~ subds. 1m. and 4., a recipient who is an adult, who is not a pregnant woman, and whose family income is greater than 150 percent but not greater than 200 percent of the poverty line shall pay a premium for coverage under BadgerCare Plus that does not exceed 5 percent of his or her family income. If the recipient has self–employment income and is eligible under

sub. (4) (b) 4., the premium may not exceed 5 percent of family income calculated before depreciation was deducted.

SECTION 1143. 49.471 (10) (b) 1. of the statutes, as affected by 2013 Wisconsin Act .... (this act), is amended to read:

49.471 **(10)** (b) 1. Except as provided in subds. 1m. and 4., a recipient who is an adult, who is not a pregnant woman, and whose family income is greater than 150 percent but not greater than 200 percent of the poverty line shall pay a premium for coverage under BadgerCare Plus that does not exceed 5 percent of his or her family income. ~~If the recipient has self–employment income and is eligible under sub. (4) (b) 4., the premium may not exceed 5 percent of family income calculated before depreciation was deducted.~~

SECTION 1144. 49.471 (10) (b) 1m. of the statutes is created to read:

49.471 **(10)** (b) 1m. Except as provided in subd. 4., a recipient who is an adult parent or adult caretaker relative; who is not disabled, pregnant, or American Indian; and whose family income exceeds 133 percent of the federal poverty line shall pay a premium for coverage under BadgerCare Plus in an amount determined by the department that is based on a formula in which costs decrease for those with lower family incomes and that is no less than 3 percent of family income but no greater than 9.5 percent of family income. If the recipient has self–employment income and is eligible under sub. (4) (b) 4., the premium may not exceed 5 percent of family income calculated before depreciation was deducted.

SECTION 1145. 49.471 (10) (b) 1m. of the statutes, as affected by 2013 Wisconsin Act .... (this act), is repealed.

SECTION 1146. 49.471 (10) (b) 2. of the statutes is amended to read:

49.471 **(10)** (b) 2. Except as provided in subds. ~~3.~~ 3m. and 4., a recipient who is a child whose family income is greater than 200 percent of the poverty line shall pay a premium for coverage of the benefits described in sub. (11) that does not exceed the full per member per month cost of coverage for a child with a family income of 300 percent of the poverty line.

SECTION 1147. 49.471 (10) (b) 3. of the statutes is repealed.

SECTION 1148. 49.471 (10) (b) 3m. of the statutes is created to read:

49.471 **(10)** (b) 3m. A recipient who is a child, who is not disabled, and whose family income is at a level determined by the department that is at least 150 percent of the poverty line shall pay a premium in an amount determined by the department. The department may apply this subdivision only to the extent the federal department of health and human services approves applying a premium to those individuals, if approval is required.

SECTION 1149. 49.471 (10) (b) 4. (intro.) of the statutes is amended to read:

49.471 **(10)** (b) 4. (intro.) None of the following shall pay a premium, except as provided in subd. 3m.:

SECTION 1150. 49.471 (10) (b) 4. b. of the statutes is amended to read:

49.471 **(10)** (b) 4. b. A child who is eligible under sub. (4) (a) 2. ~~or (b) 2.~~

SECTION 1151. 49.471 (10) (b) 5. of the statutes is amended to read:

49.471 **(10)** (b) 5. If a recipient who is required to pay a premium under this paragraph or under sub. (2m) or (4) (c) either does not pay a premium when due or requests that his or her coverage under this section be terminated, the recipient's coverage terminates ~~and~~. If the recipient is an adult, the recipient is not eligible for BadgerCare Plus for ~~6~~ 12 consecutive calendar months following the date on which the recipient's coverage terminated, except for any month during that ~~6–month~~

12–month period when the recipient's family income does not exceed ~~150~~ 133 percent of the poverty line. If the recipient is a child, the recipient is not eligible for BadgerCare Plus for 6 consecutive calendar months, or 12 consecutive calendar months if the federal department of health and human services approves, following the date on which the recipient's coverage terminated, except for any month during that period when the recipient's family income does not exceed 150 percent of the poverty line.

SECTION 1152. 49.471 (10) (b) 5. of the statutes, as affected by 2013 Wisconsin Act .... (this act), is amended to read:

49.471 **(10)** (b) 5. If a recipient who is required to pay a premium under this paragraph or under sub. (2m) ~~or (4) (c)~~ either does not pay a premium when due or requests that his or her coverage under this section be terminated, the recipient's coverage terminates. If the recipient is an adult, the recipient is not eligible for BadgerCare Plus for 12 consecutive calendar months following the date on which the recipient's coverage terminated, except for any month during that 12–month period when the recipient's family income does not exceed 133 percent of the poverty line. If the recipient is a child, the recipient is not eligible for BadgerCare Plus for 6 consecutive calendar months, or 12 consecutive calendar months if the federal department of health and human services approves, following the date on which the recipient's coverage terminated, except for any month during that period when the recipient's family income does not exceed 150 percent of the poverty line.

SECTION 1153. 49.471 (11) (intro.) of the statutes is amended to read:

49.471 **(11)** BENCHMARK PLAN BENEFITS AND COPAYMENTS. (intro.) ~~Recipients~~ Except as provided in sub. (11r) and s. 49.45 (24j), recipients who are not eligible for

the benefits described in s. 49.46 (2) (a) and (b) shall have coverage of the following benefits and pay the following copayments:

SECTION 1154. 49.471 (11) (a) of the statutes is amended to read:

49.471 **(11)** (a) Subject to sub. (6) (k), prescription drugs bearing only a generic name, as defined in s. 450.12 (1) (b), with a copayment of no more than $5 per prescription~~, and subject to the Badger Rx Gold program discounts~~.

SECTION 1155. 49.471 (11r) of the statutes is created to read:

49.471 **(11r)** ALTERNATE BENCHMARK PLAN BENEFITS AND COPAYMENTS. (a) If the department chooses to provide the alternate benchmark plan under this subsection, the department shall provide to the recipients described under sub. (4) (e) coverage for benefits similar to those in a commercial, major medical insurance policy.

(b) The department may charge copayments to recipients receiving coverage under the alternate benchmark plan under this subsection that are higher than copayments charged to recipients receiving coverage under the standard plan under s. 49.46 (2). The department may not charge to a recipient of coverage under the alternate benchmark plan under this subsection whose family income is at or below 150 percent of the poverty line a copayment that exceeds 5 percent of the individual's family income for all members of the family.

(c) 1. The department may only provide coverage under the alternate benchmark plan under this subsection to the extent the alternate benchmark plan is approved by the federal department of health and human services.

2. If the department is providing coverage under the alternate benchmark plan under this subsection the department may discontinue coverage under the benchmark plan under sub. (11) for those individuals eligible for the alternate benchmark plan under this subsection.

3. The department may provide services to individuals enrolled in the alternate benchmark plan under this subsection through a medical home initiative similar to an initiative described under s. 49.45 (24j).

SECTION 1156. 49.472 (1) (c) of the statutes is amended to read:

49.472 **(1)** (c) "Independence account" means an account approved by the department that consists solely of savings, and dividends or other gains derived from those savings, from income earned from paid employment ~~after the initial date on which~~ while an individual ~~began~~ is receiving medical assistance under this section.

SECTION 1157. 49.472 (3) (a) of the statutes is amended to read:

49.472 **(3)** (a) The individual's ~~family's~~ and his or her spouse's total net income is less than 250% of the poverty line for a family the size of the individual's family. ~~In~~ For purposes of calculating the net income under this paragraph, the department shall apply all of the exclusions specified under 42 USC 1382a (b), except that exclusions applied under 42 USC 1382a (b) (4) to earned income shall be applied to earned and unearned income combined, and shall exclude up to $500 per month of the individual's out–of–pocket medical and remedial expenses and long–term care costs, if any.

SECTION 1158. 49.472 (3) (b) of the statutes is amended to read:

49.472 **(3)** (b) The individual's assets do not exceed $15,000. In determining assets, the department may not include assets that are excluded from the resource calculation under 42 USC 1382b (a) ~~or~~; assets accumulated in an independence account; or, to the extent approved by the federal government, income or assets from retirement benefits earned or accumulated from income or employer contributions while the individual was employed and eligible for and receiving medical assistance

under this section. The department may exclude, in whole or in part, the value of a vehicle used by the individual for transportation to paid employment.

SECTION 1159. 49.472 (3) (f) of the statutes is amended to read:

49.472 **(3)** (f) The individual, if required to pay a premium under sub. (4) (a) 1., maintains premium payments calculated ~~by the department~~ in accordance with sub. (4), unless the individual is exempted from premium payments under sub. ~~(4) (b) or~~ (5).

SECTION 1160. 49.472 (3m) of the statutes is created to read:

49.472 **(3m)** VERIFYING INCOME. The department shall verify income from work activity under sub. (3) (a) and (g) through documentation provided by the individual. The department shall require that, for an individual to be engaged in gainful employment under sub. (3) (g), the individual must be working and paying, or having withheld, federal social security and Medicare taxes and other applicable state or federal income taxes. The department shall require that the individual provide documentation of the taxes paid or withheld.

SECTION 1161. 49.472 (4) (a) (intro.) of the statutes is repealed.

SECTION 1162. 49.472 (4) (a) 1. of the statutes is repealed and recreated to read:

49.472 **(4)** (a) 1. An individual who is eligible for medical assistance under sub. (3) and receives medical assistance shall pay a monthly premium to the department if the individual's total earned and unearned income is equal to at least 150 percent of the poverty line for an individual.

SECTION 1163. 49.472 (4) (a) 1m. of the statutes is created to read:

49.472 **(4)** (a) 1m. Except as provided in par. (b), the premium required under subd. 1. shall be equal to 3 percent of the individual's total earned and unearned income, after the deductions specified in subd. 2., rounded down to the nearest $25.

SECTION 1164. 49.472 (4) (a) 2. (intro.) of the statutes is amended to read:

49.472 **(4)** (a) 2. (intro.) In determining an individual's total earned and unearned income under subd. ~~1.~~ 1m., the department shall disregard all of the following:

SECTION 1165. 49.472 (4) (a) 2m. of the statutes is repealed.

SECTION 1166. 49.472 (4) (a) 3. of the statutes is amended to read:

49.472 **(4)** (a) 3. ~~The~~ Subject to par. (b), the department may reduce the premium by 25% for an individual who is covered by private health insurance.

SECTION 1167. 49.472 (4) (b) of the statutes is amended to read:

49.472 **(4)** (b) The ~~department may waive monthly premiums that are calculated to be below $10~~ minimum premium payable by an individual specified in par. (a) 1. is $50 per month. Unless otherwise provided by the department by a policy created under s. 49.45 (2m) (c), the department may not assess a monthly premium for any individual whose ~~income level, after adding the individual's~~ total earned ~~income~~ and unearned income~~,~~ is below 150% of the poverty line for an individual.

SECTION 1168. 49.472 (4) (b) of the statutes, as affected by 2011 Wisconsin Act 32 and 2013 Wisconsin Act .... (this act), is repealed and recreated to read:

49.472 **(4)** (b) The minimum premium payable by an individual specified in par. (a) 1. is $50 per month. The department may not assess a monthly premium for any individual whose total earned and unearned income is below 150 percent of the poverty line for an individual.

SECTION 1169. 49.472 (5) of the statutes is amended to read:

49.472 **(5)** COMMUNITY OPTIONS PARTICIPANTS. From the appropriation under s. 20.435 (7) (bd), the department may pay all or a portion of the monthly premium

calculated under sub. (4) ~~(a)~~ for an individual who is a participant in the community options program under s. 46.27 (11).

SECTION 1170. 49.475 (title) of the statutes is amended to read:

49.475 (title) **Information about assistance program beneficiaries; electronic submission of claims.**

SECTION 1171. 49.475 (2) (except 49.475 (2) (title)) of the statutes is renumbered 49.475 (2) (ac), and 49.475 (2) (ac) 1. b. and 4. (intro.), as renumbered, are amended to read:

49.475 **(2)** (ac) 1. b. If subd. 1. a. applies, the nature and period of time of any coverage, benefit, or service provided, including the name, address, and identifying number of any applicable coverage plan.

4. (intro.) If all of the following apply, agree not to deny a claim submitted by the department under ~~par. (b)~~ subd. 2. solely because of the claim's submission date, the type or format of the claim form, or failure by a recipient to present proper documentation at the time of delivery of the service, benefit, or item that is the basis of the claim:

SECTION 1172. 49.475 (2) (bc) of the statutes is created to read:

49.475 **(2)** (bc) A 3rd party shall accept the submission of claims from the department under par. (ac) 2. in electronic form and shall timely pay the claims in the manner provided in s. 628.46 (1) and (2). For purposes of timely payment of claims under this paragraph, "written notice" under s. 628.46 (1) includes receipt of a claim in electronic form.

SECTION 1173. 49.475 (2m) (a) of the statutes is amended to read:

49.475 **(2m)** (a) The information that the department may request under this section is limited to the information specified in sub. (2) ~~(a)~~ (ac) 1. and does not

include an employer's name unless that information is necessary for the department or a provider to obtain 3rd–party payment for an item or service.

SECTION 1174. 49.475 (2m) (b) of the statutes is amended to read:

49.475 **(2m)** (b) If information under sub. (2) ~~(a)~~ (ac) 1. may be available from more than one source that includes an employer operating a self–insured plan, the department shall seek the information first from a 3rd–party administrator or other entity identified in sub. (1) (f) 7. or pharmacy benefits manager before seeking the information from the employer.

SECTION 1175. 49.475 (3) (intro.) of the statutes is amended to read:

49.475 **(3)** WRITTEN AGREEMENT. (intro.) Upon requesting a 3rd party to provide the information under sub. (2) ~~(a)~~ (ac) 1., the department and the 3rd party shall enter into a written agreement that satisfies all of the following:

SECTION 1176. 49.475 (4) (a) of the statutes is amended to read:

49.475 **(4)** (a) A 3rd party shall provide the information requested under sub. (2) ~~(a)~~ (ac) 1. within 180 days after receiving the department's request if it is the first time that the department has requested the 3rd party to disclose information under this section.

SECTION 1177. 49.475 (4) (b) of the statutes is amended to read:

49.475 **(4)** (b) A 3rd party shall provide the information requested under sub. (2) ~~(a)~~ (ac) 1. within 30 days after receiving the department's request if the department has previously requested the 3rd party to disclose information under this section.

SECTION 1178. 49.475 (5) of the statutes is amended to read:

49.475 **(5)** REIMBURSEMENT OF COSTS. From the appropriations under s. 20.435 (4) (bm) and (pa), the department shall reimburse a 3rd party that provides

information under sub. (2) ~~(a)~~ (ac) 1. for the 3rd party's reasonable costs incurred in providing the requested information, including its reasonable costs, if any, to develop and operate automated systems specifically for the disclosure of the information.

SECTION 1179. 49.496 (1) (a) of the statutes is renumbered 49.496 (1) (ah).

SECTION 1180. 49.496 (1) (af) of the statutes is created to read:

49.496 **(1)** (af) "Decedent" means a deceased recipient or a deceased nonrecipient surviving spouse, whichever is applicable.

SECTION 1181. 49.496 (1) (bk) of the statutes is created to read:

49.496 **(1)** (bk) "Long–term care program" means any of the following:

1. The family care program providing the benefit under s. 46.286.

2. The self–directed services option that operates under a waiver from the secretary of the federal department of health and human services under 42 USC 1396n (c) in which an enrolled individual selects his or her own services and service providers.

3. The family care partnership program that is an integrated health and long–term care program operated under an amendment to the state medical assistance plan under 42 USC 1396u–2 and a waiver under 42 USC 1396n (c).

4. The program for all–inclusive care for the elderly under 42 USC 1396u–4.

5. Any program that provides long–term care services and is operated by the department under an amendment to the state medical assistance plan under 42 USC 1396n (i) or 42 USC 1396u–2; a waiver of medical assistance laws under 42 USC 1396n (c), 42 USC 1396n (b) and (c), or 42 USC 1396u; or a demonstration project under 42 USC 1315 or 42 USC 1396n (c).

SECTION 1182. 49.496 (1) (bw) of the statutes is created to read:

49.496 **(1)** (bw) "Nonrecipient surviving spouse" means any person who was married to a recipient while the recipient was receiving services for which the cost may be recovered under sub. (3) (a) and who survived the recipient.

SECTION 1183. 49.496 (1) (cm) of the statutes is created to read:

49.496 **(1)** (cm) 1. "Property of a decedent" means all real and personal property to which the recipient held any legal title or in which the recipient had any legal interest immediately before death, to the extent of that title or interest, including assets transferred to a survivor, heir, or assignee through joint tenancy, tenancy in common, survivorship, life estate, living trust, or any other arrangement.

2. Notwithstanding subd. 1., "property of a decedent" includes all real and personal property in which the nonrecipient surviving spouse had an ownership interest at the recipient's death and in which the recipient had a marital property interest with that nonrecipient surviving spouse at any time within 5 years before the recipient applied for medical assistance or during the time that the recipient was eligible for medical assistance.

SECTION 1184. 49.496 (3) (a) (intro.) of the statutes is amended to read:

49.496 **(3)** (a) (intro.) Except as provided in par. (b), the department shall file a claim against the estate of a recipient<u>, and against the estate of a nonrecipient surviving spouse,</u> for all of the following, subject to the exclusion of any amounts under the Long–Term Care Partnership Program established under s. 49.45 (31), unless already recovered by the department under this section:

SECTION 1185. 49.496 (3) (a) 2. a. of the statutes is amended to read:

49.496 **(3)** (a) 2. a. Home–based or community–based services under 42 USC 1396d (a) (7) and (8) ~~and under any waiver granted under 42 USC 1396n (c) (4) (B) or 42 USC 1396u~~.

SECTION 1186. 49.496 (3) (a) 2. am. of the statutes is created to read:

49.496 **(3)** (a) 2. am. All services provided to an individual while the individual is participating in a long–term care program.

SECTION 1187. 49.496 (3) (a) 2. b. of the statutes is repealed.

SECTION 1188. 49.496 (3) (a) 2. c. of the statutes is repealed.

SECTION 1189. 49.496 (3) (ad) of the statutes is created to read:

49.496 **(3)** (ad) The amount the department may claim against an estate of a recipient, or an estate of a nonrecipient surviving spouse, for services that are described under par. (a) 2. am. and that are provided by a managed long–term care program funded by capitated payments is equal to the amount of the capitated payment for the recipient.

SECTION 1190. 49.496 (3) (aj) of the statutes is created to read:

49.496 **(3)** (aj) 1. Property that is subject to the department's claim under par. (a) in the estate of a recipient or in the estate of a nonrecipient surviving spouse is all property of a decedent that is included in the estate.

2. There is a presumption, which may be rebutted by clear and convincing evidence, that all property in the estate of a nonrecipient surviving spouse was marital property held with the recipient and that 100 percent of the property in the estate of the nonrecipient surviving spouse is subject to the department's claim under par. (a).

SECTION 1191. 49.496 (3) (am) (intro.) of the statutes is amended to read:

49.496 **(3)** (am) (intro.) The court shall reduce the amount of a claim under par. (a) by up to the amount specified in s. 861.33 (2) if necessary to allow the ~~recipient's~~ decedent's heirs or the beneficiaries of the ~~recipient's~~ decedent's will to retain the following personal property:

SECTION 1192. 49.496 (3) (c) 1. of the statutes is amended to read:

49.496 **(3)** (c) 1. If the department's claim is not allowable because of par. (b) and the estate includes an interest in any real property, including a home, the court exercising probate jurisdiction shall, in the final judgment or summary findings and order, assign the interest in the ~~home~~ real property subject to a lien in favor of the department for the amount described in par. (a). The personal representative or petitioner for summary settlement or summary assignment of the estate shall record the final judgment as provided in s. 863.29, 867.01 (3) (h), or 867.02 (2) (h).

SECTION 1193. 49.496 (3) (c) 2. of the statutes is amended to read:

49.496 **(3)** (c) 2. If the department's claim is not allowable because of par. (b), the estate includes an interest in any real property, including a home, and the personal representative closes the estate by sworn statement under s. 865.16, the personal representative shall stipulate in the statement that the ~~home~~ real property is assigned subject to a lien in favor of the department for the amount described in par. (a). The personal representative shall record the statement in the same manner as described in s. 863.29, as if the statement were a final judgment.

SECTION 1194. 49.496 (3) (d) (intro.) of the statutes is amended to read:

49.496 **(3)** (d) (intro.) The department may not enforce ~~the~~ a lien under par. (c) as long as any of the following survive the decedent:

SECTION 1195. 49.496 (3) (dm) of the statutes is created to read:

49.496 **(3)** (dm) All of the following apply to a lien under par. (c) that the department may not enforce because of par. (d):

1. If the decedent's surviving spouse or child who is under age 21 or disabled refinances a mortgage on the real property, the lien is subordinate to the new encumbrance.

2. The department shall release the lien in the circumstances described in s. 49.848 (5) (f).

SECTION 1196. 49.496 (6m) of the statutes is amended to read:

49.496 **(6m)** WAIVER DUE TO HARDSHIP. The department shall promulgate rules establishing standards for determining whether the application of this section would work an undue hardship in individual cases. If the department determines that the application of this section would work an undue hardship in a particular case, the department shall waive application of this section in that case. <u>This subsection does not apply with respect to claims against the estates of nonrecipient surviving spouses.</u>

SECTION 1197. 49.4962 of the statutes is created to read:

49.4962 Voiding certain transfers of real property. (1) DEFINITIONS. In this section:

(a) "Conveyance" has the meaning given in s. 706.01 (4).

(b) "Fair market value" means the price that a willing buyer would pay a willing seller for the purchase of real property.

(c) "Fraudulent transfer" means any of the following:

1. A transfer of title to real property for less than fair market value.

2. A transfer of title to real property by a conveyance that is not recorded during the lifetime of the grantor in the office of the register of deeds of the county in which the real property is located.

(d) "Grantee" has the meaning given in s. 706.01 (6).

(e) "Grantor" has the meaning given in s. 706.01 (6).

(2) VOIDABLE TRANSFERS. (a) A transfer of real property to which all of the following apply is voidable by the department:

1. The transfer was made by a grantor who was receiving or who received medical assistance, or by someone on his or her behalf, during the time that the grantor was eligible for medical assistance.

2. The department was not notified and was unaware that the transfer was made.

3. The transfer was made to hinder, delay, or defraud the department from recovering medical assistance benefits that were paid on behalf of the grantor.

(b) The department may commence an action in circuit court against the grantee to void the transfer. If the court voids the transfer, the title to the real property reverts to the grantor or his or her estate.

(3) PRESUMPTION. There is a presumption, which may be rebutted by clear and convincing evidence, that a transfer described in sub. (2) (a) 1. that is a fraudulent transfer was made to hinder, delay, or defraud the department from recovering medical assistance benefits that were paid on behalf of the grantor.

(4) BURDEN OF PROOF. With respect to a transfer under sub. (1) (c) 1., the burden of proof for establishing fair market value is on the grantee. Fair market value must be established through a credible methodology, which may include an appraisal performed by a licensed appraiser.

(5) INAPPLICABLE TO PURCHASER IN GOOD FAITH. Subsection (2) does not apply if, after the transfer described in sub. (2), the real property was transferred by a conveyance to a purchaser in good faith and for a valuable consideration and the conveyance was recorded.

(6) APPLICABILITY. This section applies to any of the following transfers of real property:

(a) A transfer that is made on or after the effective date of this paragraph .... [LRB inserts date].

(b) A transfer that was made before the effective date of this paragraph .... [LRB inserts date], if the grantor is receiving medical assistance on, or receives medical assistance after, the effective date of this paragraph .... [LRB inserts date].

SECTION 1198. 49.67 of the statutes is repealed.

SECTION 1199. 49.682 (1) (am) of the statutes is created to read:

49.682 **(1)** (am) "Decedent" means a deceased client or a deceased nonclient surviving spouse, whichever is applicable.

SECTION 1200. 49.682 (1) (d) of the statutes is created to read:

49.682 **(1)** (d) "Nonclient surviving spouse" means any person who was married to a client while the client was receiving services for which the cost may be recovered under sub. (2) (a) and who survived the client.

SECTION 1201. 49.682 (1) (e) of the statutes is created to read:

49.682 **(1)** (e) 1. "Property of a decedent" means all real and personal property to which the client held any legal title or in which the client had any legal interest immediately before death, to the extent of that title or interest, including assets transferred to a survivor, heir, or assignee through joint tenancy, tenancy in common, survivorship, life estate, living trust, or any other arrangement.

2. Notwithstanding subd. 1., "property of a decedent" includes all real and personal property in which the nonclient surviving spouse had an ownership interest at the client's death and in which the client had a marital property interest with that nonclient surviving spouse at any time within 5 years before the client applied for aid under s. 49.68, 49.683, or 49.685 or during the time that the recipient was eligible for aid under s. 49.68, 49.683, or 49.685.

SECTION 1202. 49.682 (2) (a) of the statutes is amended to read:

49.682 **(2)** (a) Except as provided in par. (d), the department shall file a claim against the estate of a client ~~or~~, and against the estate of ~~the~~ a nonclient surviving spouse ~~of a client,~~ for the amount of aid under s. 49.68, 49.683, or 49.685 paid to or on behalf of the client.

SECTION 1203. 49.682 (2) (bm) of the statutes is created to read:

49.682 **(2)** (bm) 1. Property that is subject to the department's claim under par. (a) in the estate of a client or in the estate of a nonclient surviving spouse is all property of a decedent that is included in the estate.

2. There is a presumption, which may be rebutted by clear and convincing evidence, that all property in the estate of the nonclient surviving spouse was marital property held with the client and that 100 percent of the property in the estate of the nonclient surviving spouse is subject to the department's claim under par. (a).

SECTION 1204. 49.682 (2) (c) (intro.) of the statutes is amended to read:

49.682 **(2)** (c) (intro.) The court shall reduce the amount of a claim under par. (a) by up to the amount specified in s. 861.33 (2) if necessary to allow the ~~client's~~ decedent's heirs or the beneficiaries of the ~~client's~~ decedent's will to retain the following personal property:

SECTION 1205. 49.682 (2) (e) 1. of the statutes is amended to read:

49.682 **(2)** (e) 1. If the department's claim is not allowable because of par. (d) and the estate includes an interest in real property, including a home, the court exercising probate jurisdiction shall, in the final judgment or summary findings and order, assign the interest in the ~~home~~ real property subject to a lien in favor of the department for the amount described in par. (a). The personal representative or

petitioner for summary settlement or summary assignment of the estate shall record the final judgment as provided in s. 863.29, 867.01 (3) (h), or 867.02 (2) (h).

SECTION 1206. 49.682 (2) (e) 2. of the statutes is amended to read:

49.682 **(2)** (e) 2. If the department's claim is not allowable because of par. (d), the estate includes an interest in real property, including a home, and the personal representative closes the estate by sworn statement under s. 865.16, the personal representative shall stipulate in the statement that the ~~home~~ real property is assigned subject to a lien in favor of the department for the amount described in par. (a). The personal representative shall record the statement in the same manner as described in s. 863.29, as if the statement were a final judgment.

SECTION 1207. 49.682 (2) (f) (intro.) of the statutes is amended to read:

49.682 **(2)** (f) (intro.) The department may not enforce ~~the~~ a lien under par. (e) as long as any of the following survive the decedent:

SECTION 1208. 49.682 (2) (fm) of the statutes is created to read:

49.682 **(2)** (fm) All of the following apply to a lien under par. (e) that the department may not enforce because of par. (f):

1. If the decedent's surviving spouse or child who is under age 21 or disabled refinances a mortgage on the real property, the lien is subordinate to the new encumbrance.

2. The department shall release the lien in the circumstances described in s. 49.848 (5) (f).

SECTION 1209. 49.682 (3) of the statutes is amended to read:

49.682 **(3)** The department shall administer the program under this section and may contract with an entity to administer all or a portion of the program, including gathering and providing the department with information needed to

recover payment of aid provided under s. 49.68, 49.683, or 49.685. All funds received under this subsection, net of any amount claimed under s. ~~867.035 (3)~~ 49.849 (5), shall be remitted for deposit in the general fund.

SECTION 1210. 49.682 (5) of the statutes is amended to read:

49.682 **(5)** The department shall promulgate rules establishing standards for determining whether the application of this section would work an undue hardship in individual cases. If the department determines that the application of this section would work an undue hardship in a particular case, the department shall waive application of this section in that case. This subsection does not apply with respect to claims against the estates of nonclient surviving spouses.

SECTION 1211. 49.78 (1) (b) of the statutes is amended to read:

49.78 **(1)** (b) "Income maintenance program" means the Medical Assistance program under subch. IV of ch. 49, the Badger Care health care program under s. 49.665, the food stamp program under 7 USC 2011 to 2036 except for the employment and training program described in s. 49.79 (9), or the cemetery, funeral, and burial expenses program under s. 49.785.

SECTION 1212. 49.79 (9) (a) 1. of the statutes is amended to read:

49.79 **(9)** (a) 1. The department shall administer an employment and training program for recipients under the food stamp program and may contract with county departments under ss. 46.215, 46.22, and 46.23, multicounty consortia, ~~and with~~ local workforce development boards established under 29 USC 2832, tribal governing bodies, or other organizations to carry out the administrative functions. ~~The department may contract, or a~~ A county department, multicounty consortium, ~~or~~ local workforce development board, tribal governing body, or other organization may subcontract~~,~~ with a Wisconsin Works agency or another provider to administer

the employment and training program under this subsection. Except as provided in subds. 2. and 3., the department may require able individuals who are 18 to 60 years of age who are not participants in a Wisconsin Works employment position to participate in the employment and training program under this subsection.

SECTION 1213. 49.79 (9) (a) 2. of the statutes is amended to read:

49.79 **(9)** (a) 2. The department may not require an individual who is a recipient under the food stamp program and who is the caretaker of a child under the age of ~~12 weeks~~ 6 to participate in any employment and training program under this subsection.

SECTION 1214. 49.79 (9) (b) (intro.) of the statutes is amended to read:

49.79 **(9)** (b) (intro.) ~~An~~ Except as provided in par. (c), an individual who fails to comply with the work requirements under par. (a) without good cause is ineligible to participate in the food stamp program as follows:

SECTION 1215. 49.79 (9) (c) of the statutes is created to read:

49.79 **(9)** (c) If the department implements a policy under sub. (10), par. (b) does not apply to an individual who is required to fulfill the work requirement under sub. (10) (b).

SECTION 1216. 49.79 (10) of the statutes is created to read:

49.79 **(10)** ELIGIBILITY AND WORK REQUIREMENTS FOR ABLE–BODIED ADULTS. (a) In this subsection, "able–bodied adult" means an individual who is not any of the following:

1. Younger than 18 years of age.

2. Fifty years of age or older.

3. Determined by the department to be medically certified as physically or mentally unfit for employment, as described in 7 CFR 273.24 (c) (2).

4. A parent of a household member who is younger than 18 years old, even if the household member who is younger than 18 years old is not eligible for food stamps.

5. Residing in a household that includes a household member who is younger than 18 years old, even if the household member who is younger than 18 years old is not eligible for food stamps.

6. Exempt from the work requirement under the food stamp program, as described in 7 CFR 273.24 (c) (5).

7. Pregnant.

(b) The department may implement a policy that complies with 7 CFR 273.24. If the department implements a policy under this paragraph, all of the following apply:

1. The department shall require an able–bodied adult who is participating in the food stamp program to fulfill the work requirement defined under 7 CFR 273.24 (a) (1).

2. If an able–bodied adult does not fulfill the work requirement, the department may limit the able–bodied adult's eligibility for food stamps to no more than 3 months during a 3–year period.

3. The department may exempt up to 15 percent of the able–bodied adults who are participating in the food stamp program from the time limit under subd. 2.

(c) If the department determines that a waiver, or an amendment to a waiver, is necessary to implement a policy that complies with 7 CFR 273.24, the department shall request the waiver or the amendment to the waiver from the federal department of agriculture to permit the department to implement a policy that complies with 7 CFR 273.24 as provided under this subsection.

SECTION 1217. 49.826 (2) (a) 3. of the statutes is repealed.

SECTION 1218. 49.83 of the statutes is amended to read:

49.83 Limitation on giving information. Except as provided under ss. 49.25 and 49.32 (9), (10), and (10m), no person may use or disclose information concerning applicants and recipients of relief funded by a relief block grant, aid to families with dependent children, Wisconsin Works under ss. 49.141 to 49.161, social services, child and spousal support and establishment of paternity and medical support liability services under s. 49.22, or supplemental payments under s. 49.77 for any purpose not connected with the administration of the programs, except that the ~~department~~ departments of children and families and health services may disclose, including by transmitting or granting access to electronic data, such information, including social security numbers, to the department of revenue for the sole ~~purpose~~ purposes of administering state taxes, including verifying refundable individual income tax credits, and collecting debts owed to the department of revenue. Any person violating this section may be fined not less than $25 nor more than $500 or imprisoned in the county jail not less than 10 days nor more than one year or both.

SECTION 1219. 49.84 (6) (c) 1. d. of the statutes is amended to read:

49.84 **(6)** (c) 1. d. A child who is receiving medical assistance under s. 49.46 (1) (a) 13., 49.47 (4) (am) 3., or 49.471 (4) (a) 2. ~~or (b) 2.~~ or an unborn child receiving prenatal care under s. 49.471.

SECTION 1220. 49.84 (7) of the statutes is created to read:

49.84 **(7)** (a) In this subsection:

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

2. "Medical Assistance" means the Medical Assistance program under subch. IV.

(b) Except as provided in par. (c), for determining eligibility or continued eligibility the department shall electronically verify the residence of an applicant for or recipient of Medical Assistance. If the department is unable to verify the applicant's or recipient's residence electronically, the applicant or recipient must provide adequate proof of residency, in the manner determined by the department, to be eligible for Medical Assistance.

(c) The requirements under par. (b) do not apply with respect to any of the following:

1. An individual who is receiving benefits under the food stamp program under 7 USC 2011 to 2029 or under the Temporary Assistance for Needy Families block grant program and who presented an acceptable form of residency verification for receipt of those benefits.

2. An individual who resides in a nursing home, intermediate care facility, inpatient psychiatric hospital, or other residential care facility and whose care in the facility is paid for by Medical Assistance.

3. A child residing in a foster care placement under the care and placement responsibility of a county department under s. 46.215, 46.22, or 46.23 or, in a county with a population of 500,000 or more, under the care and placement responsibility of the department of children and families.

SECTION 1221. 49.848 of the statutes is created to read:

49.848 Treatment of real property owned by certain public assistance recipients. (1) DEFINITIONS. In this section:

(a) "Department" means the department of health services.

(b) "Public assistance" means any services provided as a benefit under a long–term care program, as defined in s. 49.496 (1) (bk), that may be recoverable under s. 49.496 (3) (a); medical assistance under subch. IV that may be recoverable under s. 49.496 (3) (a); long–term community support services funded under s. 46.27 (7) that may be recoverable under s. 46.27 (7g) (c) 1.; or aid under s. 49.68, 49.683, or 49.685 that may be recoverable under s. 49.682 (2) (a).

(c) "Recipient" means a person who received public assistance.

(2) CREATION OF DOCUMENTS FOR RECORDING. The department shall create all of the following for recording in the office of the register of deeds in the real estate records index:

(a) A document entitled "REQUEST FOR NOTICE OF TRANSFER OR ENCUMBRANCE AND NOTICE OF POTENTIAL CLAIM," which shall require notice to the department with respect to any transfer of title to, placement of an encumbrance on, or termination of an interest in, the property to which the document relates and which shall provide notice that the department may have a claim against the property to which the document relates on the basis of providing public assistance to an individual who has or had a legal interest in the property.

(b) A document entitled "TERMINATION OF REQUEST FOR NOTICE OF TRANSFER OR ENCUMBRANCE AND NOTICE OF POTENTIAL CLAIM," which shall provide notice that, with respect to property against which a REQUEST FOR NOTICE OF TRANSFER OR ENCUMBRANCE AND NOTICE OF POTENTIAL CLAIM has been recorded, no notice to the department is required when title to the property is transferred, an encumbrance is placed on the property, or an interest in the property is terminated.

(c) A document entitled "CERTIFICATE OF CLEARANCE," which shall provide notice that, with respect to property against which a REQUEST FOR NOTICE OF TRANSFER OR ENCUMBRANCE AND NOTICE OF POTENTIAL CLAIM has been recorded, but against which a TERMINATION OF REQUEST FOR NOTICE OF TRANSFER OR ENCUMBRANCE AND NOTICE OF POTENTIAL CLAIM has not been recorded, the department has no objection to the transfer of title to, placement of an encumbrance on, or termination of an interest in, the property, and that no notice to the department is required in the future when title to the property is transferred, an encumbrance is placed on the property, or an interest in the property is terminated.

(3) RECORDING OF REQUEST FOR NOTICE AND TERMINATION OF REQUEST FOR NOTICE. (a) 1. Whenever an individual becomes eligible for public assistance, and at any time during the time that an individual is eligible for public assistance, the department may record a REQUEST FOR NOTICE OF TRANSFER OR ENCUMBRANCE AND NOTICE OF POTENTIAL CLAIM if the individual has any of the following ownership interests in real property:

a. A current ownership interest in real property, including a marital property interest.

b. At any time within 5 years before the individual applied for public assistance or during the time that the individual is eligible for public assistance, a marital property interest in real property with his or her current spouse, if that spouse currently holds title to the real property.

2. The department shall record the document in the office of the register of deeds of the county in which the real property under subd. 1. a. or b., whichever is applicable, is located.

3. In this paragraph, an interest in real property includes a vendee's or vendor's interest in a land contract or an interest in real property held in a revocable trust.

(b) Whenever the department determines that, with respect to property against which a REQUEST FOR NOTICE OF TRANSFER OR ENCUMBRANCE AND NOTICE OF POTENTIAL CLAIM has been recorded, the department no longer requires notice when title to the property is transferred, an encumbrance is placed on the property, or an interest in the property is terminated, the department shall record a TERMINATION OF REQUEST FOR NOTICE OF TRANSFER OR ENCUMBRANCE AND NOTICE OF POTENTIAL CLAIM in the office of the register of deeds of the county in which the REQUEST FOR NOTICE OF TRANSFER OR ENCUMBRANCE AND NOTICE OF POTENTIAL CLAIM with respect to the property was recorded.

(3m) DISCLOSURE OF REQUEST FOR NOTICE. If, in the course of a title search on real property, a title insurance company or agent finds that a REQUEST FOR NOTICE OF TRANSFER OR ENCUMBRANCE AND NOTICE OF POTENTIAL CLAIM has been recorded against the property but a TERMINATION OF REQUEST FOR NOTICE OF TRANSFER OR ENCUMBRANCE AND NOTICE OF POTENTIAL CLAIM has not been recorded against the property, the title insurance company or agent shall disclose that a REQUEST FOR NOTICE OF TRANSFER OR ENCUMBRANCE AND NOTICE OF POTENTIAL CLAIM has been recorded against the property in any report submitted preliminary to issuing, or in any commitment to offer, a certificate of title insurance for the real property.

(4) TRANSFERRING, ENCUMBERING, OR TERMINATING AN INTEREST IN PROPERTY; CLEARANCE BY THE DEPARTMENT. (a) Any person transferring title to, encumbering, or terminating an interest in, property against which a REQUEST FOR NOTICE OF

TRANSFER OR ENCUMBRANCE AND NOTICE OF POTENTIAL CLAIM has been recorded, but against which a TERMINATION OF REQUEST FOR NOTICE OF TRANSFER OR ENCUMBRANCE AND NOTICE OF POTENTIAL CLAIM has not been recorded, shall notify the department of the proposed transfer, encumbrance, or termination of interest.

(b) If, on the date that the person sends the notice under par. (a), the recipient who had the ownership interest in the property when the department recorded the REQUEST FOR NOTICE OF TRANSFER OR ENCUMBRANCE AND NOTICE OF POTENTIAL CLAIM is alive, the person may transfer title to, encumber, or terminate an interest in, the property with no further action by the department.

(c) If, on the date that the person sends the notice under par. (a), the recipient who had the ownership interest in the property when the department recorded the REQUEST FOR NOTICE OF TRANSFER OR ENCUMBRANCE AND NOTICE OF POTENTIAL CLAIM is deceased, all of the following apply:

1. The department shall determine whether it has a claim against the property for amounts paid on behalf of the recipient that are recoverable under s. 46.27 (7g) (c) 1., 49.496 (3) (a), or 49.682 (2) (a).

2. If the department determines that it has no claim under subd. 1., the department shall issue to the person seeking to transfer title to, encumber, or terminate an interest in, the real property a CERTIFICATE OF CLEARANCE, which the person shall record along with the instrument transferring title to, encumbering, or terminating the interest in, the property.

3. If the department determines that it has a claim under subd. 1., the department shall follow the procedure under sub. (5).

4. Transferring title to, encumbering, or terminating an interest in, the property is not valid unless the department issues to the person, and the person records, a CERTIFICATE OF CLEARANCE.

(5) PROCEDURE IF DEPARTMENT HAS A CLAIM AGAINST REAL PROPERTY. (a) This subsection applies in any of the following situations:

1. If the department determines that it has a claim against real property under sub. (4) (c) 1.

2. Upon the death of a recipient who, immediately before death, had an ownership interest in real property, including a marital property interest, or whose surviving spouse has an ownership interest in real property in which the recipient had a marital property interest with that spouse at any time within 5 years before the recipient applied for public assistance or during the time that the recipient was eligible for public assistance, regardless of whether the department recorded a REQUEST FOR NOTICE OF TRANSFER OR ENCUMBRANCE AND NOTICE OF POTENTIAL CLAIM with respect to the property.

(b) Unless the property is being transferred under s. 867.03 or through formal or informal administration of the recipient's estate, the department shall send to the person providing the notice to the department under sub. (4) (a), or to the surviving owner of the property, whichever is applicable, a statement of claim that states all of the following:

1. That the department has a claim against the property that it intends to recover from the property.

2. The amount of and basis for the claim.

3. That the person has a right to an administrative hearing under par. (bm), which must be requested within 45 days after the department sent the statement of

claim, on the extent and fair market value of the recipient's interest in the property and how to request an administrative hearing.

4. That the transferee of the recipient's interest in the property or the surviving owner of the property may request from the department a hardship waiver and how to request a hardship waiver.

(bm) A person who receives a statement of claim from the department under par. (b) is entitled to and may, within 45 days after the department sent the statement of claim, request a departmental fair hearing on the value of the property and the extent of the recipient's interest in the property. The value of the recipient's interest in the property shall be determined in the manner provided in s. 49.849 (5c).

(c) The department may recover against the property in the manner determined by the department to be appropriate, including by placing a lien on the property. Subject to par. (d), the department may enforce a lien on the property by foreclosure in the same manner as a mortgage on real property.

(d) The department may not enforce a lien under par. (c) as long as any of the following is alive:

1. The recipient's spouse.

2. The recipient's child who is under age 21 or disabled, as defined in s. 49.468 (1) (a) 1.

(e) If the recipient's surviving spouse or child who is under age 21 or disabled refinances a mortgage on the property, any lien under par. (c) is subordinate to the new encumbrance.

(f) The department shall release a lien under par. (c) that the department could not enforce because of par. (d), if any of the following applies:

1. The recipient's surviving spouse or child who is under age 21 or disabled sells the property for fair market value, as described in s. 49.849 (5c) (d), during the spouse's or child's lifetime.

2. The recipient's surviving spouse or child who is under age 21 or disabled transfers the property for less than fair market value, as described in s. 49.849 (5c) (d), during the spouse's or child's lifetime, the transferee sells the property during the spouse's or child's lifetime and places proceeds equal to the lesser of the department's lien or the sale proceeds due to the seller in a trust or bond, and the department is paid the secured amount upon the death of the recipient's spouse or disabled child or when the recipient's child who is not disabled reaches age 21.

3. The surviving owner or transferee of the property, who is not the recipient's surviving spouse or child who is under age 21 or disabled, sells the property during the lifetime of the recipient's surviving spouse or child who is under age 21 or disabled and places proceeds equal to the lesser of the department's lien or the sale proceeds due to the seller in a trust or bond, and the department is paid the secured amount upon the death of the recipient's spouse or disabled child or when the recipient's child who is not disabled reaches age 21.

SECTION 1222. 49.849 of the statutes is created to read:

49.849 Recovery of correct payments under certain public assistance programs. (1) DEFINITIONS. In this section:

(a) "Decedent" means a deceased recipient or a deceased nonrecipient surviving spouse, whichever is applicable.

(b) "Department" means the department of health services.

(c) "Nonrecipient surviving spouse" means any person who was married to a recipient while the recipient was receiving public assistance and who survived the recipient.

(d) 1. "Property of a decedent" means all real and personal property to which the recipient held any legal title or in which the recipient had any legal interest immediately before death, to the extent of that title or interest, including assets transferred to a survivor, heir, or assignee through joint tenancy, tenancy in common, survivorship, life estate, living trust, or any other arrangement.

2. Notwithstanding subd. 1., "property of a decedent" includes all real and personal property in which the nonrecipient surviving spouse had an ownership interest at the recipient's death and in which the recipient had a marital property interest with that nonrecipient surviving spouse at any time within 5 years before the recipient applied for public assistance or during the time that the recipient was eligible for public assistance.

(e) "Public assistance" means any services provided as a benefit under a long–term care program, as defined in s. 49.496 (1) (bk), medical assistance under subch. IV, long–term community support services funded under s. 46.27 (7), or aid under s. 49.68, 49.683, or 49.685.

(f) "Recipient" means a person who received public assistance.

(2) RECOVERABLE AMOUNTS. (c) There is a presumption, which may be rebutted by clear and convincing evidence, that all property of the deceased nonrecipient surviving spouse was marital property held with the recipient and that 100 percent of the property of the deceased nonrecipient surviving spouse is subject to the department's claim under par. (a).

(3) TRANSMITTAL OF PROPERTY UPON RECEIPT OF AFFIDAVIT. (a) Any property of a decedent that is transferred by a person who has possession of the property at the time of the decedent's death is subject to the right of the department to recover the amounts specified in sub. (2) (a). Upon request, the person who transferred the property shall provide to the department information about the property of the decedent that the person has transferred and information about the persons to whom the property was transferred.

(c) An affidavit under this subsection shall contain all of the following information:

1. That the department has a claim against the property that it intends to recover from the property.

2. The amount of and basis for the claim.

3. That the person may have a right to an administrative hearing under sub. (5m), which must be requested within 45 days after the department sent the affidavit, on the extent and fair market value of the recipient's interest in the property.

4. How to request an administrative hearing under sub. (5m).

5. That the person may request from the department a hardship waiver, if the person co–owned the property with the decedent or is a beneficiary of the property.

6. How to request a hardship waiver under subd. 5.

(4) RECOVERY AGAINST REAL PROPERTY. (c) All of the following apply to a lien under par. (a) that the department may not enforce because of par. (b):

1. If the decedent's surviving spouse or child who is under age 21 or disabled refinances a mortgage on the real property, the lien is subordinate to the new encumbrance.

2. The department shall release the lien in the circumstances described in s. 49.848 (5) (f).

(4m) ALLOWABLE COSTS OF SALE OF REAL PROPERTY. (a) Subject to par. (b), if any property of a decedent that is real property has been sold after the death of the decedent, only the following reasonable expenses, if any, incurred in preserving or disposing of the real property may be deducted from the sale proceeds that the department may recover:

1. Closing costs of sale, including reasonable attorney fees of the seller, the cost of title insurance, and recording costs.

2. Property insurance premiums.

3. Property taxes due.

4. Utility costs necessary to preserve the property.

5. Expenses incurred in providing necessary maintenance or making necessary repairs, without which the salability of the property would be substantially impaired.

(b) Any expense under par. (a) may be deducted from the sale proceeds only if it is documented and approved by the department and it was not incurred while any other individual was living on the property.

(5c) VALUE OF RECIPIENT'S INTEREST. For purposes of determining the value of the recipient's interest in property of the decedent, all of the following apply:

(a) If the recipient held title to real property jointly with one or more persons other than his or her spouse, the recipient's interest in the real property is equal to the fractional interest that the recipient would have had in the property if the property had been held with the other owner or owners as tenants in common.

(b) If the recipient held title to personal property jointly with one or more persons other than his or her spouse, the recipient's interest in the personal property is equal to either of the following:

1. The percentage interest that was attributed to the recipient when his or her eligibility for public assistance was determined.

2. If the percentage interest was not determined as provided in subd. 1., the fractional interest that the recipient would have had in the property if the property had been held with the other co–owner or co–owners as tenants in common.

(c) If the recipient held a life estate in real property, the recipient's interest is equal to the recipient's percentage of ownership in the property based on the recipient's age on the date of death and calculated using the fair market value of the property and life estate–remainderman tables used by the department to value life estates for purposes of determining eligibility for Medical Assistance.

(d) A property's fair market value is the price that a willing buyer would pay a willing seller for the purchase of the property. The burden of proof for establishing a property's fair market value is on the surviving owners or beneficiaries, or their representatives. Fair market value must be established through a credible methodology, which may include an appraisal performed by a licensed appraiser.

(5m) FAIR HEARING. A person who has possession of any property of the decedent, or who receives an affidavit from the department under sub. (3) (c) for transmittal of any property of the decedent, is entitled to and may, within 45 days after the affidavit was sent, request a departmental fair hearing on the value of the property and the extent of the recipient's interest in the property, if the property is not being transferred under s. 867.03 or through formal or informal administration of the decedent's estate.

(5r) ACTION OR ORDER TO ENFORCE RECOVERY. (a) If, after receipt of an affidavit under sub. (3), a person who possesses property of a decedent does not transmit the property to the department or timely request a hearing, the department may bring an action to enforce its right to collect amounts specified in sub. (2) (a) from the property or may issue an order to compel transmittal of the property. Any person aggrieved by an order issued by the department under this paragraph may appeal the order as a class 3 proceeding, as defined in s. 227.01 (3) (c), under ch. 227 by filing a request for appeal, within 30 days after the date of the order, with the division of hearings and appeals created under s. 15.103 (1). The date on which the division of hearings and appeals receives the request for appeal shall be the date of service. The only issue at the hearing shall be whether the person has transmitted the property to the department. The decision of the division of hearing and appeals shall be the final decision of the department.

(b) If any person named in an order to compel transmittal of property issued under par. (a) fails to transmit the property under the terms of the order and no contested case to review the order is pending and the time for filing for a contested case review has expired, the department may present a certified copy of the order to the circuit court for any county. The sworn statement of the secretary shall be evidence of the department's right to collect amounts specified in sub. (2) (a) from the property and of the person's failure to transmit the property to the department. The circuit court shall, without notice, render judgment in accordance with the order. A judgment rendered under this paragraph shall have the same effect and shall be entered in the judgment and lien docket and may be enforced in the same manner as if the judgment had been rendered in an action tried and determined by the circuit court.

(c) The recovery procedure under this subsection is in addition to any other recovery procedure authorized by law.

(6) PAYMENTS FROM RECOVERED AMOUNTS.

SECTION 1223. 49.85 (title) of the statutes is amended to read:

49.85 (title) **Certification of certain public assistance overpayments, payment recoveries, and delinquent loan repayments.**

SECTION 1224. 49.85 (2) (a) (intro.) of the statutes is amended to read:

49.85 **(2)** (a) (intro.) At least annually, the department of health services shall certify to the department of revenue the amounts that, based on the notifications received under sub. (1) and on other information received by the department of health services, the department of health services has determined that it may recover under s. 49.45 (2) (a) 10., 49.497, 49.793, ~~or~~, 49.847, or 49.849, except that the department of health services may not certify an amount under this subsection unless all of the following apply:

SECTION 1225. 49.85 (2) (a) 4. of the statutes is created to read:

49.85 **(2)** (a) 4. If the determination relates to recovery of an amount under s. 49.849, the determination was rendered to a judgment under s. 49.849 (5r) (b).

SECTION 1226. 49.85 (3) (a) 1. of the statutes is amended to read:

49.85 **(3)** (a) 1. Inform the person that the department of health services intends to certify to the department of revenue an amount that the department of health services has determined to be due under s. 49.45 (2) (a) 10., 49.497, 49.793, ~~or~~, 49.847, or 49.849, for setoff from any state tax refund that may be due the person.

SECTION 1227. 49.857 (1) (d) 14m. of the statutes is created to read:

49.857 **(1)** (d) 14m. A registration issued under ss. 202.12 to 202.14 or 202.22.

SECTION 1228. 50.01 (1g) (h) of the statutes is created to read:

50.01 **(1g)** (h) A private residence that is the home to adults who independently arrange for and receive care, treatment, or services for themselves from a person or agency that has no authority to exercise direction or control over the residence.

SECTION 1229. 50.03 (4m) (b) of the statutes is amended to read:

50.03 **(4m)** (b) If the applicant for licensure as a community–based residential facility has not been previously licensed under this subchapter or if the community–based residential facility is not in operation at the time application is made, the department shall issue a probationary license, except that the department may deny licensure to any person who conducted, maintained, operated or permitted to be maintained or operated a community–based residential facility for which licensure was revoked within 5 years before application is made. A probationary license shall be valid for up to 12 months from the date of issuance unless sooner suspended or revoked under sub. (5g). Prior to the expiration of a probationary license, the department shall ~~inspect~~ evaluate the community–based residential facility ~~and, if~~. In evaluating the community–based residential facility, the department may conduct an inspection of the community–based residential facility. If, after the department evaluates the community–based residential facility, the department finds that the community–based residential facility meets the applicable requirements for licensure, the department shall issue a regular license under sub. (4) (a) 1. b. If the department finds that the community–based residential facility does not meet the requirements for licensure, the department may not issue a regular license under sub. (4) (a) 1. b.

SECTION 1230. 50.14 (2) (bm) of the statutes is amended to read:

50.14 **(2)** (bm) For intermediate care facilities for persons with an intellectual disability, ~~an amount calculated by multiplying the projected annual gross revenues~~

~~of all intermediate care facilities for persons with an intellectual disability in this state by 0.055, dividing the product by the number of licensed beds of intermediate care facilities for persons with an intellectual disability in this state and dividing the quotient by 12~~ $910.

SECTION 1231. 50.14 (2m) of the statutes is repealed.

SECTION 1232. 51.025 of the statutes is created to read:

51.025 Office of children's mental health. The office of children's mental health shall study and recommend ways, and coordinate initiatives, to improve the integration across state agencies of mental health services provided to children and monitor the performance of programs that provide those services.

SECTION 1233. 51.06 (6) of the statutes is amended to read:

51.06 **(6)** SALE OF ASSETS OR REAL PROPERTY AT NORTHERN CENTER FOR THE DEVELOPMENTALLY DISABLED. The department may maintain the Northern Center for the Developmentally Disabled for the purpose specified in sub. (1), but may sell assets or real property, of the Northern Center for the Developmentally Disabled, subject to any prior action under s. 13.48 (14) (am) or 16.848 (1). If there is any outstanding public debt used to finance the acquisition, construction, or improvement of any property that is sold under this subsection, the department shall deposit a sufficient amount of the net proceeds from the sale of the property in the bond security and redemption fund under s. 18.09 to repay the principal and pay the interest on the debt, and any premium due upon refunding any of the debt. If the property was purchased with federal financial assistance, the department shall pay to the federal government any of the net proceeds required by federal law. If there is no such debt outstanding and there are no moneys payable to the federal government, or if the net proceeds exceed the amount required to be deposited or paid

under this subsection, the department shall credit the net proceeds or remaining net proceeds to the appropriation account under s. 20.435 (2) (gk).

SECTION 1234. 51.20 (13) (cr) of the statutes is amended to read:

51.20 **(13)** (cr) If the subject individual is before the court on a petition filed under a court order under s. 938.30 (5) (c) 1. and is found to have committed a violation that would be a felony if committed by an adult in this state or a violation of s. 940.225 ~~(1) or (2), 948.02 (1) or (2), 948.025, or 948.085~~ (3m), 941.20 (1), 944.20, 944.30, 944.31, 944.33 (1), 946.52, or 948.10 (1) (b), the court shall require the individual to provide a biological specimen to the state crime laboratories for deoxyribonucleic acid analysis.

SECTION 1235. 51.44 (1m) of the statutes is amended to read:

51.44 **(1m)** The department is the lead agency in this state for the development and implementation of a statewide system of coordinated, comprehensive multidisciplinary programs to provide appropriate early intervention services under the requirements of 20 USC ~~1476~~ 1431 to 1444.

SECTION 1236. 51.44 (5) (c) of the statutes is amended to read:

51.44 **(5)** (c) Annually, submit to the chief clerk of each house of the legislature for distribution to the legislature under s. 13.172 (2) a report on the department's progress toward full implementation of the program under this section, including the progress of counties in implementing goals for participation in 5th–year requirements under 20 USC ~~1476~~ 1431 to 1444.

SECTION 1237. 54.15 (8) (a) 3. of the statutes is amended to read:

54.15 **(8)** (a) 3. Any license, certificate, permit, or registration of the proposed guardian that is required under chs. 202 or 440 to 480 or by the laws of another state for the practice of a profession or occupation has been suspended or revoked.

SECTION 1238. 55.043 (4) (b) 5g. of the statutes is created to read:

55.043 **(4)** (b) 5g. Refer the case to the department of financial institutions if the financial exploitation, neglect, self–neglect, or abuse involves an individual who is required to be registered under s. 202.13 or 202.14.

SECTION 1239. 59.26 (1) (c) of the statutes is repealed.

SECTION 1240. 59.43 (1) (w) of the statutes is created to read:

59.43 **(1)** (w) Record and index the documents specified in s. 49.848 (2).

SECTION 1241. 59.43 (2) (ag) 1. of the statutes is amended to read:

59.43 **(2)** (ag) 1. Subject to s. 59.72 (5) ~~and except as provided in par. (L)~~, for recording any instrument entitled to be recorded in the office of the register of deeds, ~~$25~~ $30, except that no fee may be collected for recording a change of address that is exempt from a filing fee under s. 185.83 (1) (b) or 193.111 (1) (b).

SECTION 1242. 59.43 (2) (e) of the statutes is amended to read:

59.43 **(2)** (e) Subject to s. 59.72 (5) ~~and except as provided in par. (L)~~, for filing any instrument which is entitled to be filed in the office of register of deeds and for which no other specific fee is specified, ~~$25~~ $30.

SECTION 1243. 59.43 (2) (L) (intro.) of the statutes is amended to read:

59.43 **(2)** (L) (intro.) For ~~recording any instrument under par. (ag), filing any instrument under par. (e), and~~ recording certificates and preparing and mailing documents under par. (i), $30 if the county uses $5 of each $30 fee received under this paragraph to make social security numbers from electronic format records not viewable or accessible on the Internet under sub. (4) (c) and s. 59.72 (6), until the earliest of the following:

SECTION 1244. 59.605 (6) of the statutes is amended to read:

59.605 **(6)** ~~TEMPORARY SUSPENSION~~ SUNSET OF THE LIMIT. This section does not apply to a county's levy that is imposed in December 2011 or ~~December 2012~~ any year thereafter.

SECTION 1245. 59.69 (4c) of the statutes is amended to read:

59.69 **(4c)** CONSTRUCTION SITE ORDINANCE LIMITS. Except as provided in s. 101.1206 (5m), an ordinance that is enacted under sub. (4) may only include provisions that are related to construction site erosion control if those provisions are limited to sites ~~where the construction activities do not include the construction of a building~~ described in s. 281.33 (3) (a) 1. a. and b.

SECTION 1246. 59.693 (2) of the statutes is amended to read:

59.693 **(2)** AUTHORITY TO ENACT ORDINANCE. To effect the purposes of s. 281.33 and to promote the public health, safety and general welfare, a county may enact a zoning ordinance, that is applicable to all of its unincorporated area, except as provided in s. 60.627 (2) (b), for construction site erosion control at sites ~~where the construction activities do not include the construction of a building~~ described in s. 281.33 (3) (a) 1. a. and b. and for storm water management. This ordinance may be enacted separately from ordinances enacted under s. 59.69.

SECTION 1247. 59.693 (7) of the statutes is amended to read:

59.693 **(7)** APPLICABILITY OF LOCAL SUBDIVISION REGULATION. All powers granted to a county under s. 236.45 may be exercised by the county with respect to construction site erosion control at sites ~~where the construction activities do not include the construction of a building~~ described in s. 281.33 (3) (a) 1. a. and b. or with respect to storm water management regulation, if the county has or provides a county planning agency as defined in s. 236.02 ~~(1)~~ (3).

SECTION 1248. 59.72 (5) (a) of the statutes is amended to read:

59.72 **(5)** (a) Before the 16th day of each month a register of deeds shall submit to the department of administration ~~$10~~ $15 from the fee for recording or filing each instrument that is recorded or filed under s. 59.43 (2) (ag) 1. or (e), less any amount retained by the county under ~~par.~~ pars. (b) and (c).

SECTION 1249. 59.72 (5) (b) (intro.) of the statutes is amended to read:

59.72 **(5)** (b) (intro.) Except as provided in s. 16.967 (7m), a county may retain $8 of the ~~$10~~ portion of each fee submitted to the department of administration under par. (a) from the fee for recording or filing each instrument that is recorded or filed under s. 59.43 (2) (ag) 1. or (e) if all of the following conditions are met:

SECTION 1250. 59.72 (5) (c) of the statutes is created to read:

59.72 **(5)** (c) Before January 1, 2015, a county may retain $5 of the portion of each fee submitted to the department of administration under par. (a) from the fee for recording or filing each instrument that is recorded or filed under s. 59.43 (2) (ag) 1. or (e) if all of the following apply:

1. The money is used to make social security numbers from electronic format records not viewable or accessible on the Internet under sub. (6) and s. 59.43 (4) (c).

2. The register of deeds is authorized to collect fees under s. 59.43 (2) (L) under an extension granted by the department of administration under s. 59.43 (2) (L) 2.

SECTION 1251. 60.37 (1) of the statutes is amended to read:

60.37 **(1)** GENERAL. The town board may employ on a temporary or permanent basis persons necessary to carry out the functions of town government including, subject to sub. (4), any elected officer of the town. The board may establish the qualifications and terms of employment, which may not include the residency of the employee. The board may delegate the authority to hire town employees to any town official or employee.

SECTION 1252. 60.627 (2) (a) of the statutes is amended to read:

60.627 **(2)** (a) To effect the purposes of s. 281.33 and to promote the public health, safety and general welfare, if a town board may enact zoning ordinances under s. 60.62, the town board may enact a zoning ordinance, that is applicable to all of its area, for construction site erosion control at sites ~~where the construction activities do not include the construction of a building~~ described in s. 281.33 (3) (a) 1. a. and b. and for storm water management. This ordinance may be enacted separately from ordinances enacted under s. 60.62.

SECTION 1253. 60.627 (4) (c) of the statutes is amended to read:

60.627 **(4)** (c) An ordinance enacted under this section supersedes all provisions of an ordinance enacted under s. 60.62 that relate to construction site erosion control at sites ~~where the construction activities do not include the construction of a building~~ described in s. 281.33 (3) (a) 1. a. and b. or to storm water management regulation.

SECTION 1254. 60.627 (6) of the statutes is amended to read:

60.627 **(6)** APPLICABILITY OF LOCAL SUBDIVISION REGULATION. All powers granted to a town under s. 236.45 may be exercised by it with respect to construction site erosion control at sites ~~where the construction activities do not include the construction of a building~~ described in s. 281.33 (3) (a) 1. a. and b. or with respect to storm water management regulation, if the town has or provides a planning commission or agency.

SECTION 1255. 61.354 (2) of the statutes is amended to read:

61.354 **(2)** AUTHORITY TO ENACT ORDINANCE. To effect the purposes of s. 281.33 and to promote the public health, safety and general welfare, a village may enact a zoning ordinance, that is applicable to all of its incorporated area, for construction site erosion control at sites ~~where the construction activities do not include the~~

~~construction of a building~~ described in s. 281.33 (3) (a) 1. a. and b. and for storm water management. This ordinance may be enacted separately from ordinances enacted under s. 61.35.

SECTION 1256. 61.354 (4) (c) of the statutes is amended to read:

61.354 **(4)** (c) An ordinance enacted under this section supersedes all provisions of an ordinance enacted under s. 61.35 that relate to construction site erosion control at sites ~~where the construction activities do not include the construction of a building~~ described in s. 281.33 (3) (a) 1. a. and b. or to storm water management regulation.

SECTION 1257. 61.354 (6) of the statutes is amended to read:

61.354 **(6)** APPLICABILITY OF LOCAL SUBDIVISION REGULATION. All powers granted to a village under s. 236.45 may be exercised by it with respect to construction site erosion control at sites ~~where the construction activities do not include the construction of a building~~ described in s. 281.33 (3) (a) 1. a. and b. or with respect to storm water management regulation, if the village has or provides a planning commission or agency.

SECTION 1258. 62.13 (4) (d) of the statutes is amended to read:

62.13 **(4)** (d) The examination shall be free for all U.S. citizens over 18 and under 55 years of age, with proper limitations as to ~~residence,~~ health and, subject to ss. 111.321, 111.322, and 111.335, arrest and conviction record. The examination, including minimum training and experience requirements, shall be job–related in compliance with appropriate validation standards and shall be subject to the approval of the board and may include tests of manual skill and physical strength. All relevant experience, whether paid or unpaid, shall satisfy experience requirements. The board shall control examinations and may designate and change examiners, who may or may not be otherwise in the official service of the city, and

whose compensation shall be fixed by the board and paid by the city. Veterans and their spouses shall be given preference points in accordance with s. 230.16 (7).

SECTION 1259. 62.234 (2) of the statutes is amended to read:

62.234 **(2)** AUTHORITY TO ENACT ORDINANCE. To effect the purposes of s. 281.33 and to promote the public health, safety and general welfare, a city may enact a zoning ordinance, that is applicable to all of its incorporated area, for construction site erosion control at sites ~~where the construction activities do not include the construction of a building~~ described in s. 281.33 (3) (a) 1. a. and b. and for storm water management. This ordinance may be enacted separately from ordinances enacted under s. 62.23.

SECTION 1260. 62.234 (4) (c) of the statutes is amended to read:

62.234 **(4)** (c) An ordinance enacted under this section supersedes all provisions of an ordinance enacted under s. 62.23 that relate to construction site erosion control at sites ~~where the construction activities do not include the construction of a building~~ described in s. 281.33 (3) (a) 1. a. and b. or to storm water management regulation.

SECTION 1261. 62.234 (6) of the statutes is amended to read:

62.234 **(6)** APPLICABILITY OF LOCAL SUBDIVISION REGULATION. All powers granted to a city under s. 236.45 may be exercised by it with respect to construction site erosion control at sites ~~where the construction activities do not include the construction of a building~~ described in s. 281.33 (3) (a) 1. a. and b. or with respect to storm water management regulation, if the city has or provides a planning commission or agency.

SECTION 1262. 62.50 (5) of the statutes is amended to read:

62.50 **(5)** EXAMINATIONS. The examinations which the rules and regulations provide for shall be public and free to all U.S. citizens with proper limitations as to

~~residence,~~ age, health and, subject to ss. 111.321, 111.322 and 111.335, arrest and conviction record. The examinations shall be practical in their character and shall relate to those matters which fairly test the relative capacity of the candidates to discharge the duties of the positions in which they seek employment or to which they seek to be appointed and may include tests of manual skill and physical strength. The board shall control all examinations and may designate suitable persons, either in the official service of the city or not, to conduct such examinations and may change such examiners at any time, as seems best.

SECTION 1263. 62.53 of the statutes is repealed.

SECTION 1264. 63.08 (1) (a) of the statutes is amended to read:

63.08 **(1)** (a) Any applicant for an examination under s. 63.05, other than an applicant for a deputy sheriff position under s. 59.26 (8) (a), shall be a resident of this state before applying for an examination<u>, but the commission may not require any period of residency in the county for entrance to an examination or employment in the county</u>. The commission may require an applicant to file a written application form which bears upon the applicant's fitness for a vacant position and which the commission deems necessary. For a position offering a skilled, technical<u>,</u> or professional service, upon a finding that a suitable number of qualified applicants cannot be obtained from within the state, the commission may open the examination to residents of other states. Residency in this state may be waived for an applicant for an examination for a position which requires a license in a health care field. No question pertaining to political affiliation or religious faith may be asked of any applicant for an examination.

SECTION 1265. 63.25 (1) (a) of the statutes is amended to read:

63.25 **(1)** (a) For open, competitive examinations and for other examinations by which to test applicants for office or for employment as to their practical fitness to discharge the duties of the positions which they desire to fill, which examinations shall be public and free to all persons with proper limitations as to ~~residence,~~ age, health, and, subject to ss. 111.321, 111.322, and 111.335, arrest and conviction record.

SECTION 1266. 66.0304 (1) (b) of the statutes is amended to read:

66.0304 **(1)** (b) "Bond" means any bond, note, or other obligation ~~of a commission~~ issued, acquired, or entered into by a commission under this section, including any refunding bond or certificate of participation or lease–purchase, installment sale, or other financing agreement.

SECTION 1267. 66.0304 (4) (p) of the statutes is amended to read:

66.0304 **(4)** (p) Purchase bonds issued by or on behalf of, or held by, any participant, ~~the~~ any state or a department, authority, or agency of the state, or any political subdivision. Bonds purchased under this paragraph may be held by the commission or sold, in whole or in part, separately or together with other bonds issued by the commission.

SECTION 1268. 66.0304 (11) (bm) of the statutes is created to read:

66.0304 **(11)** (bm) A project may be located outside of the United States or outside a territory of the United States if the borrower, including a co–borrower, of proceeds of bonds issued to finance or refinance the project in whole or in part is incorporated and has its principal place of business in the United States or a territory of the United States. To the extent that this paragraph applies to a borrower, it also applies to a participant if the participant is a nongovernmental entity.

SECTION 1269. 66.0304 (11) (e) of the statutes is repealed.

SECTION 1270. 66.0502 of the statutes is created to read:

66.0502 Employee residency requirements prohibited. (1) The legislature finds that public employee residency requirements are a matter of statewide concern.

(2) In this section, "local governmental unit" means any city, village, town, county, or school district.

(3) (a) Except as provided in sub. (4), no local governmental unit may require, as a condition of employment, that any employee or prospective employee reside within any jurisdictional limit.

(b) If a local governmental unit has a residency requirement that is in effect on the effective date of this paragraph .... [LRB inserts date], the residency requirement does not apply and may not be enforced.

(4) This section does not affect any statute that requires residency within the jurisdictional limits of any local governmental unit or any provision of law that requires residency in this state.

SECTION 1271. 66.0602 (2m) of the statutes is amended to read:

66.0602 **(2m)** NEGATIVE ADJUSTMENT. If a political subdivision's levy for the payment of any general obligation debt service, including debt service on debt issued or reissued to fund or refund outstanding obligations of the political subdivision and interest on outstanding obligations of the political subdivision, on debt originally issued before July 1, 2005, is less in the current year than it was in the previous year, the political subdivision shall reduce its levy limit in the current year by an amount equal to the amount that its levy was reduced as described in this subsection. ~~This subsection does not apply to any political subdivision that does not increase its levy increase limit as allowed under sub. (3) (f) 1.~~

SECTION 1272. 66.0602 (3) (f) 1. of the statutes is amended to read:

66.0602 **(3)** (f) 1. Subject to subd. 3., if a political subdivision's allowable levy under this section in ~~2010~~ the prior year was greater than its actual levy in ~~2010~~ that year, the levy increase limit otherwise applicable under this section to the political subdivision in ~~2011~~ the next succeeding year is increased by the difference between ~~these 2 amounts~~ 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 ~~2010~~ that prior year.

SECTION 1273. 66.0602 (3) (f) 2. of the statutes is repealed.

SECTION 1274. 66.0602 (3) (f) 3. (intro.) of the statutes is amended to read:

66.0602 **(3)** (f) 3. (intro.) The adjustment described in ~~subds.~~ subd. 1. ~~and 2.~~ may occur only if the political subdivision's governing body approves of the adjustment by one of the following methods:

SECTION 1275. 66.0602 (3) (f) 4. of the statutes is repealed.

SECTION 1276. 66.0615 (1m) (a) of the statutes is amended to read:

66.0615 **(1m)** (a) The governing body of a municipality may enact an ordinance, and a district, under par. (e), may adopt a resolution, imposing a tax on the privilege of furnishing, at retail, except sales for resale, rooms or lodging to transients by hotelkeepers, motel operators and other persons furnishing accommodations that are available to the public, irrespective of whether membership is required for use of the accommodations. A tax imposed under this paragraph ~~is not subject to the selective sales tax imposed by s. 77.52 (2) (a) 1. and~~ may be collected from the consumer or user, but may not be imposed on sales to the federal government and persons listed under s. 77.54 (9a). A tax imposed under this paragraph by a municipality shall be paid to the municipality and may be forwarded to a commission if one is created under par. (c), as provided in par. (d). Except as provided in par. (am),

a tax imposed under this paragraph by a municipality may not exceed 8%. Except as provided in par. (am), if a tax greater than 8% under this paragraph is in effect on May 13, 1994, the municipality imposing the tax shall reduce the tax to 8%, effective on June 1, 1994.

SECTION 1277. 66.0615 (1m) (f) 2. of the statutes is amended to read:

66.0615 **(1m)** (f) 2. Sections 77.51 (12m), (14), (14g), (15a), and (15b), 77.52 (3), (13), (14), (18), and (19), 77.522, 77.58 (1) to (5), (6m), and (7), 77.585, 77.59, 77.60, 77.61 (2), (3m), (5), (8), (9), ~~and~~ (12) to (15), and (19m), and 77.62, as they apply to the taxes under subch. III of ch. 77, apply to the tax described under subd. 1.

SECTION 1278. 69.20 (3) (g) of the statutes is created to read:

69.20 **(3)** (g) The state or local registrar, upon request of the department of revenue, may disclose information on vital records, including a social security number, to the department of revenue only for the following purposes related to administering state taxes and collection of debts referred to the department of revenue:

1. Locating persons, or the assets of persons, who have failed to file tax returns, have underreported their taxable income, or are delinquent debtors.

2. Identifying fraudulent tax returns and credit claims.

3. Providing information for tax–related prosecutions.

SECTION 1279. 70.111 (18) of the statutes is amended to read:

70.111 **(18)** ~~SOLAR AND WIND ENERGY~~ ENERGY SYSTEMS. ~~Solar~~ Biogas energy systems, solar energy systems, and wind energy systems. In this subsection, "biogas energy system" means equipment which directly converts biomass, as defined under section 45K (c) (3) of the Internal Revenue Code, into biogas, equipment which generates electricity, heat, or compressed natural gas exclusively from biogas,

equipment which is used exclusively for the direct transfer or storage of biomass or biogas, and any structure used exclusively to shelter or operate such equipment, if all such equipment, and any such structure, is located at the same site, but does not include equipment or components that would be present as part of a conventional energy system. In this subsection, "solar energy system" means equipment which directly converts and then transfers or stores solar energy into usable forms of thermal or electrical energy, but does not include equipment or components that would be present as part of a conventional energy system or a system that operates without mechanical means. In this subsection, "wind energy system" means equipment which converts and then transfers or stores energy from the wind into usable forms of energy, but does not include equipment or components that would be present as part of a conventional energy system.

SECTION 1280. 70.114 (1) (f) of the statutes is amended to read:

70.114 **(1)** (f) "Taxing jurisdiction" means any entity, not including the state, authorized by law to levy taxes on general property, as defined in s. 70.02, that are measured by the property's value.

SECTION 1281. 70.114 (3) of the statutes is amended to read:

70.114 **(3)** ASCERTAINING RATE. Each year, the department shall ascertain ~~from the clerks of the taxation district~~ the aggregate net general property tax rate for taxation districts to which aids are paid under this section.

SECTION 1282. 70.114 (4) (a) of the statutes is amended to read:

70.114 **(4)** (a) ~~On~~ Except as provided under par. (c), on or before January 31, the department shall pay to each treasurer of a taxation district, with respect to each parcel of land acquired by the department within the taxation district on or before January 1 of the preceding year, an amount determined by multiplying each parcel's

estimated value equated to the average level of assessment in the taxation district by the aggregate net general property tax rate that would apply to the parcel of land if it were taxable, as shown on property tax bills prepared for that year under s. 74.09.

SECTION 1283. 70.114 (4) (c) of the statutes is created to read:

70.114 **(4)** (c) The department shall withhold from the payment amount determined under par. (a) an amount equal to the amount determined under par. (a) multiplied by the rate of the forestation state tax under s. 70.58 and shall deposit that amount into the conservation fund.

SECTION 1284. 70.119 (4) of the statutes is amended to read:

70.119 **(4)** The department shall be responsible for negotiating with municipalities on payments for municipal services and may delegate certain responsibilities of negotiation to other state agencies or to the University of Wisconsin Hospitals and Clinics Authority. ~~Prior to negotiating with municipalities the department shall submit guidelines for negotiation to the committee for approval.~~

SECTION 1285. 70.119 (5) of the statutes is amended to read:

70.119 **(5)** ~~Upon approval of guidelines by the committee, the department shall proceed with negotiations.~~ In no case may a municipality withhold services to the state or to the University of Wisconsin Hospitals and Clinics Authority during negotiations.

SECTION 1286. 70.119 (6) (a) of the statutes is renumbered 70.119 (6).

SECTION 1287. 70.119 (6) (b) of the statutes is repealed.

SECTION 1288. 71.01 (6) (i) of the statutes is created to read:

71.01 **(6)** (i) For taxable years that begin after December 31, 2012, for natural persons and fiduciaries, except fiduciaries of nuclear decommissioning trust or

reserve funds, "Internal Revenue Code" means the federal Internal Revenue Code as amended to December 31, 2010, excluding sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, section 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301 of P.L. 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 503, and 513 of P.L. 109–222, P.L. 109–432, except sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432, P.L. 110–28, except sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–140, sections 2, 3, and 5 of P.L. 110–142, P.L. 110–166, sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–185, P.L. 110–234, section 301 of P.L. 110–245, P.L. 110–246, except sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, sections 3071, 3081, and 3082 of P.L. 110–289, section 9 (e) of P.L. 110–317, P.L. 110–343, except sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110–343, P.L. 111–5, except sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, section 201 of P.L. 111–147, P.L. 111–148, except sections 1322, 1515, 9003, 9004, 9005, 9012, 9013, 9014, 9016, 9021, 9022, 10108, 10902, 10908, and 10909 of P.L. 111–148, P.L. 111–152, except sections 1403 and 1407 of P.L. 111–152, P.L. 111–203, except section 1601 of P.L. 111–203, P.L. 111–226, except

sections 215 and 217 of P.L. 111–226, P.L. 111–240, except sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, and P.L. 111–312, and as amended by section 1858 of P.L. 112–10, section 1108 of P.L. 112–95, sections 40211, 40241, 40242, and 100121 of P.L. 112–141, and sections 101 and 902 of P.L. 112–240, and as indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–280, P.L. 101–508, P.L. 102–90, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–117, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 106–573, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207,

503, and 513 of P.L. 109–222, P.L. 109–227, P.L. 109–280, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432, sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142, excluding sections 2, 3, and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–245, excluding section 301 of P.L. 110–245, sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, P.L. 110–289, excluding sections 3071, 3081, and 3082 of P.L. 110–289, P.L. 110–317, excluding section 9 (e) of P.L. 110–317, sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110–343, P.L. 110–351, P.L. 110–458, sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, P.L. 111–92, P.L. 111–147, excluding section 201 of P.L. 111–147, sections 1322, 1515, 9003, 9004, 9005, 9012, 9013, 9014, 9016, 9021, 9022, 10108, 10902, 10908, and 10909 of P.L. 111–148, sections 1403 and 1407 of P.L. 111–152, P.L. 111–192, section 1601 of P.L. 111–203, sections 215 and 217 of P.L. 111–226, sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, P.L. 111–325, section 1858 of P.L. 112–10, section 1108 of P.L. 112–95, and sections 40211, 40241, 40242, 100121 of P.L. 112–141, and sections 101 and 902 of P.L. 112–240. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes, except that changes made by P.L. 106–573, sections 9004, 9005, 9012, 9013, 9014, 9016, and 10902 of P.L. 111–148, sections 1403 and 1407 of P.L. 111–152, section 1858 of P.L. 112–10, section 1108 of P.L. 112–95, and sections 40211, 40241, 40242, and 100121 of P.L. 112–141 do not apply for taxable years beginning before January 1, 2013. Amendments to the federal Internal Revenue Code enacted after December 31, 2010, do not apply to this paragraph with respect to taxable years beginning after December 31, 2010, except that changes to the Internal Revenue Code made by

section 1858 of P.L. 112–10, section 1108 of P.L. 112–95, and sections 40211, 40241, 40242, and 100121 of P.L. 112–141, and changes that indirectly affect the provisions applicable to this subchapter made by section 1858 of P.L. 112–10, section 1108 of P.L. 112–95, and sections 40211, 40241, 40242, and 100121 of P.L. 112–141, do not apply for taxable years beginning before January 1, 2013, and changes to the Internal Revenue Code made by sections 101 and 902 of P.L. 112–240, and changes that indirectly affect the provisions applicable to this subchapter made by sections 101 and 902 of P.L. 112–240, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1289. 71.01 (6) (o) of the statutes is repealed.

SECTION 1290. 71.01 (6) (p) of the statutes is renumbered 71.01 (6) (a).

SECTION 1291. 71.01 (6) (q) of the statutes is renumbered 71.01 (6) (b).

SECTION 1292. 71.01 (6) (r) of the statutes is renumbered 71.01 (6) (c).

SECTION 1293. 71.01 (6) (s) of the statutes is renumbered 71.01 (6) (d).

SECTION 1294. 71.01 (6) (t) of the statutes is renumbered 71.01 (6) (e).

SECTION 1295. 71.01 (6) (u) of the statutes is renumbered 71.01 (6) (f).

SECTION 1296. 71.01 (6) (um) of the statutes is renumbered 71.01 (6) (g).

SECTION 1297. 71.01 (6) (un) of the statutes is renumbered 71.01 (6) (h) and amended to read:

71.01 **(6)** (h) For taxable years that begin after December 31, 2010, <u>and before January 1, 2013,</u> for natural persons and fiduciaries, except fiduciaries of nuclear decommissioning trust or reserve funds, "Internal Revenue Code" means the federal Internal Revenue Code as amended to December 31, 2010, excluding sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.

104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301 of P.L. 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 503, and 513 of P.L. 109–222, P.L. 109–432, except sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432, P.L. 110–28, except sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–140, sections 2, 3, and 5 of P.L. 110–142, P.L. 110–166, sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–185, P.L. 110–234, section 301 of P.L. 110–245, P.L. 110–246, except sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, sections 3071, 3081, and 3082 of P.L. 110–289, section 9 (e) of P.L. 110–317, P.L. 110–343, except sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110–343, P.L. 111–5, except sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, section 201 of P.L. 111–147, P.L. 111–148, except sections 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of P.L. 111–148, P.L. 111–152, except section 1407 of P.L. 111–152, P.L. 111–203, except section 1601 of P.L. 111–203, P.L. 111–226, except sections 215 and 217 of P.L. 111–226, P.L. 111–240, except sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, and P.L. 111–312, <u>and as amended by section 902 of P.L. 112–240,</u> and as indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–280, P.L. 101–508, P.L. 102–90,

P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–117, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207, 503, and 513 of P.L. 109–222, P.L. 109–227, P.L. 109–280, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432, sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142, excluding sections 2, 3, and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–245, excluding section 301 of P.L. 110–245, sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L.

110–246, P.L. 110–289, excluding sections 3071, 3081, and 3082 of P.L. 110–289, P.L. 110–317, excluding section 9 (e) of P.L. 110–317, sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110–343, P.L. 110–351, P.L. 110–458, sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, P.L. 111–92, P.L. 111–147, excluding section 201 of P.L. 111–147, sections 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of P.L. 111–148, section 1407 of P.L. 111–152, P.L. 111–192, section 1601 of P.L. 111–203, sections 215 and 217 of P.L. 111–226, sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, ~~and~~ P.L. 111–325, and section 902 of P.L. 112–240. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes, except that changes made by section 209 of P.L. 109–222, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432, sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142, excluding sections 2, 3, and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, sections 110 and 113 of P.L. 110–245, sections 15312, 15313, 15314, and 15342 of P.L. 110–246, sections 3031, 3032, 3033, 3041, 3051, 3052, 3061, and 3092 of P.L. 110–289, P.L. 110–317, excluding section 9 (e) of P.L. 110–317, sections 116, 208, and 211 of division B and section 504 of division C of P.L. 110–343, section 14 of P.L. 111–92, sections 531, 532, and 533 of P.L. 111–147, sections 10908 and 10909 of P.L. 111–148, and section 2043 of P.L. 111–240 do not apply for taxable years beginning before January 1, 2011. Amendments to the federal Internal Revenue Code enacted after December 31, 2010, do not apply to this paragraph with respect to taxable years beginning after December 31, 2010, and before January 1, 2013, except that changes to the Internal Revenue Code made by section 902 of P.L. 112–240, and changes that indirectly affect the provisions

applicable to this subchapter made by section 902 of P.L. 112–240, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1298. 71.05 (1) (c) 11. of the statutes is created to read:

71.05 **(1)** (c) 11. The Wisconsin Health and Educational Facilities Authority under s. 231.03 (6), if the bonds or notes are issued for the benefit of a person who is eligible to receive the proceeds of bonds or notes from another entity for the same purpose for which the bonds or notes are issued under s. 231.03 (6) and the interest income received from the other bonds or notes is exempt from taxation under this subchapter.

SECTION 1299. 71.05 (6) (b) 19. a. of the statutes is amended to read:

71.05 **(6)** (b) 19. a. One hundred percent of the amount paid by the person for medical care insurance, not including any amount that is paid with a premium assistance credit amount under 26 USC 36B. In this subdivision, "medical care insurance" means a medical care insurance policy that covers the person, his or her spouse and the person's dependents and provides surgical, medical, hospital, major medical or other health service coverage, and includes payments made for medical care benefits under a self–insured plan, but "medical care insurance" does not include hospital indemnity policies or policies with ancillary benefits such as accident benefits or benefits for loss of income resulting from a total or partial inability to work because of illness, sickness or injury.

SECTION 1300. 71.05 (6) (b) 28. (intro.) of the statutes is amended to read:

71.05 **(6)** (b) 28. (intro.) An amount paid by a claimant for tuition expenses and mandatory student fees for a student who is the claimant or who is the claimant's child and the claimant's dependent who is claimed under section 151 (c) of the Internal Revenue Code, to attend any university, college, technical college or a school

approved under s. ~~38.50~~ 440.55, that is located in Wisconsin or to attend a public vocational school or public institution of higher education in Minnesota under the Minnesota–Wisconsin reciprocity agreement under s. 39.47, calculated as follows:

SECTION 1301. 71.05 (6) (b) 28. i. of the statutes is created to read:

71.05 **(6)** (b) 28. i. For taxable years beginning after December 31, 2012, the dollar amounts in subd. 28. b., c., d., and g. shall be increased each year by a percentage equal to the percentage change between the U.S. consumer price index for all urban consumers, U.S. city average, for the month of August of the previous year and the U.S. consumer price index for all urban consumers, U.S. city average, for the month of August 2011, as determined by the federal department of labor, except that the adjustment may occur only if the resulting amount is greater than the corresponding amount that was calculated for the previous year. Each amount that is revised under this subd. 28. i. shall be rounded to the nearest multiple of $10 if the revised amount is not a multiple of $10 or, if the revised amount is a multiple of $5, such an amount shall be increased to the next higher multiple of $10. The department of revenue shall annually adjust the changes in dollar amounts required under this subd. 28. i. and incorporate the changes into the income tax forms and instructions.

SECTION 1302. 71.05 (6) (b) 35. a. of the statutes is amended to read:

71.05 **(6)** (b) 35. a. One hundred percent of the amount paid by the individual for medical care insurance, not including any amount that is paid with a premium assistance credit amount under 26 USC 36B. In this subdivision, "medical care insurance" means a medical care insurance policy that covers the individual, his or her spouse, and the individual's dependents and provides surgical, medical, hospital, major medical, or other health service coverage, and includes payments made for

medical care benefits under a self–insured plan, but "medical care insurance" does not include hospital indemnity policies or policies with ancillary benefits such as accident benefits or benefits for loss of income resulting from a total or partial inability to work because of illness, sickness, or injury.

SECTION 1303. 71.05 (6) (b) 38. a. of the statutes is amended to read:

71.05 **(6)** (b) 38. a. One hundred percent of the amount paid by the individual for medical care insurance<u>, not including any amount that is paid with a premium assistance credit amount under 26 USC 36B</u>. In this subdivision, "medical care insurance" means a medical care insurance policy that covers the individual, his or her spouse, and the individual's dependents and provides surgical, medical, hospital, major medical, or other health service coverage, and includes payments made for medical care benefits under a self–insured plan, but "medical care insurance" does not include hospital indemnity policies or policies with ancillary benefits such as accident benefits or benefits for loss of income resulting from a total or partial inability to work because of illness, sickness, or injury.

SECTION 1304. 71.05 (6) (b) 42. a. of the statutes is amended to read:

71.05 **(6)** (b) 42. a. One hundred percent of the amount paid by the individual for medical care insurance<u>, not including any amount that is paid with a premium assistance credit amount under 26 USC 36B</u>. In this subdivision, "medical care insurance" means a medical care insurance policy that covers the individual, his or her spouse, and the individual's dependents and provides surgical, medical, hospital, major medical, or other health service coverage, and includes payments made for medical care benefits under a self–insured plan, but "medical care insurance" does not include hospital indemnity policies or policies with ancillary benefits such as

accident benefits or benefits for loss of income resulting from a total or partial inability to work because of illness, sickness, or injury.

SECTION 1305. 71.05 (24) (a) 4. of the statutes is amended to read:

71.05 **(24)** (a) 4. "Qualified new business venture" means a business certified under s. 238.20, 2011 stats., or s. 560.2085, 2009 stats.

SECTION 1306. 71.05 (24) (b) (intro.) of the statutes is amended to read:

71.05 **(24)** (b) (intro.) For taxable years beginning after December 31, 2010, and before January 1, 2014, a claimant may subtract from federal adjusted gross income any amount, up to $10,000,000, of a long–term capital gain if the claimant does all of the following:

SECTION 1307. 71.05 (25) (title) of the statutes is amended to read:

71.05 **(25)** (title) CAPITAL GAINS EXCLUSION; ~~WISCONSIN–SOURCE ASSETS~~ QUALIFIED WISCONSIN BUSINESS.

SECTION 1308. 71.05 (25) (a) 2. of the statutes is amended to read:

71.05 **(25)** (a) 2. "Qualifying gain" means ~~the~~ a long–term capital gain under the Internal Revenue Code realized from the sale of ~~any asset which is a Wisconsin capital asset in the year it is purchased by the claimant and for at least 2 of the subsequent 4 years; that is purchased~~ an investment made after December 31, 2010~~;~~ ~~that is~~, and held for at least 5 uninterrupted years~~; and that is treated as a long–term gain under the Internal Revenue Code~~ in a business that for the year of investment and at least 2 of the 4 subsequent years was a qualified Wisconsin business; except that a qualifying gain may not include any amount for which the claimant claimed a subtraction under sub. (24) (b) or any gain described under sub. (26) (b) ~~1~~.

SECTION 1309. 71.05 (25) (a) 3. of the statutes is renumbered 71.05 (25) (a) 1s. and amended to read:

71.05 **(25)** (a) 1s. "Qualified Wisconsin business" means a business certified by the Wisconsin Economic Development Corporation under s. 238.145, 2011 stats., or registered with the department under s. 73.03 (69).

SECTION 1310. 71.05 (25) (a) 4. of the statutes is repealed.

SECTION 1311. 71.05 (25) (b) (intro.) of the statutes is renumbered 71.05 (25) (b) and amended to read:

71.05 **(25)** (b) For taxable years beginning after December 31, 2015, for ~~a Wisconsin capital asset that is purchased~~ an investment in a qualified Wisconsin business made after December 31, 2010, and held for at least 5 uninterrupted years, a claimant may subtract from federal adjusted gross income the ~~lesser of one of the following amounts~~ amount of the claimant's qualifying gain in the year to which the claim relates, to the extent that it is not subtracted under sub. (6) (b) 9. or 9m.~~:~~

SECTION 1312. 71.05 (25) (b) 1. of the statutes is repealed.

SECTION 1313. 71.05 (25) (b) 2. of the statutes is repealed.

SECTION 1314. 71.05 (26) (title) of the statutes is amended to read:

71.05 **(26)** (title) INCOME TAX DEFERRAL; ~~LONG–TERM WISCONSIN CAPITAL ASSETS~~ QUALIFIED WISCONSIN BUSINESS.

SECTION 1315. 71.05 (26) (a) 4. of the statutes is amended to read:

71.05 **(26)** (a) 4. "Qualified Wisconsin business" means a business certified by the Wisconsin Economic Development Corporation under s. 238.146, 2011 stats., or registered with the department under s. 73.03 (69).

SECTION 1316. 71.05 (26) (b) (intro.) of the statutes is amended to read:

71.05 **(26)** (b) (intro.) For taxable years beginning after December 31, 2010, and before January 1, 2014, a claimant may subtract from federal adjusted gross income any amount of a long–term capital gain if the claimant does all of the following:

SECTION 1317. 71.05 (26) (bm) of the statutes is created to read:

71.05 **(26)** (bm) For taxable years beginning after December 31, 2013, a claimant may subtract from federal adjusted gross income any amount of a long–term capital gain if the claimant does all of the following:

1. Within 180 days after the sale of the asset that generated the gain, invests all of the gain in a qualified Wisconsin business.

2. After making the investment as described under subd. 1., notifies the department, on a form prepared by the department, that the claimant will not declare the gain on the claimant's income tax return because the claimant has reinvested the capital gain as described under subd. 1. The form shall be sent to the department along with the claimant's income tax return for the year to which the claim relates.

SECTION 1318. 71.05 (26) (c) of the statutes is amended to read:

71.05 **(26)** (c) The basis of the investment described in par. (b) 2. shall be calculated by subtracting the gain described in par. (b) 1. from the amount of the investment described in par. (b) 2. <u>The basis of the investment described in par. (bm) 1. shall be calculated by subtracting the gain described in par. (bm) 1. from the amount of the investment described in par. (bm) 1.</u>

SECTION 1319. 71.05 (26) (d) of the statutes is amended to read:

71.05 **(26)** (d) If a claimant defers the payment of income taxes on a capital gain under this subsection, the claimant may not use the gain ~~described under par. (b) 1.~~ to net capital gains and losses, as described under sub. (10) (c).

SECTION 1320. 71.05 (26) (f) of the statutes is amended to read:

71.05 **(26)** (f) If a claimant claims ~~the~~ a subtraction for a capital gain under ~~this subsection~~ par. (b) or (bm), the gain ~~described under par. (b) 1.~~ may not be used as a qualifying gain under sub. (25).

SECTION 1321. 71.06 (1p) (intro.) of the statutes is amended to read:

71.06 **(1p)** FIDUCIARIES, SINGLE INDIVIDUALS AND HEADS OF HOUSEHOLDS; ~~AFTER 2000~~ 2001 TO 2012. (intro.) The tax to be assessed, levied and collected upon the taxable incomes of all fiduciaries, except fiduciaries of nuclear decommissioning trust or reserve funds, and single individuals and heads of households shall be computed at the following rates for taxable years beginning after December 31, 2000, and before January 1, 2013:

SECTION 1322. 71.06 (1q) of the statutes is created to read:

71.06 **(1q)** FIDUCIARIES, SINGLE INDIVIDUALS, AND HEADS OF HOUSEHOLDS; AFTER 2012. (intro.) The tax to be assessed, levied, and collected upon the taxable incomes of all fiduciaries, except fiduciaries of nuclear decommissioning trust or reserve funds, and single individuals and heads of households shall be computed at the following rates for taxable years beginning after December 31, 2012:

(a) On all taxable income from $0 to $7,500, 4.5 percent.

(b) On all taxable income exceeding $7,500 but not exceeding $15,000, 5.94 percent.

(c) On all taxable income exceeding $15,000 but not exceeding $112,500, 6.36 percent.

(d) On all taxable income exceeding $112,500 but not exceeding $225,000, 6.75 percent.

(e) On all taxable income exceeding $225,000, 7.75 percent.

SECTION 1323. 71.06 (2) (g) (intro.) of the statutes is amended to read:

71.06 **(2)** (g) (intro.) For joint returns, for taxable years beginning after December 31, 2000, and before January 1, 2013:

SECTION 1324. 71.06 (2) (h) (intro.) of the statutes is amended to read:

71.06 **(2)** (h) (intro.) For married persons filing separately, for taxable years beginning after December 31, 2000, and before January 1, 2013:

SECTION 1325. 71.06 (2) (i) of the statutes is created to read:

71.06 **(2)** (i) For joint returns, for taxable years beginning after December 31, 2012:

1. On all taxable income from $0 to $10,000, 4.5 percent.

2. On all taxable income exceeding $10,000 but not exceeding $20,000, 5.94 percent.

3. On all taxable income exceeding $20,000 but not exceeding $150,000, 6.36 percent.

4. On all taxable income exceeding $150,000 but not exceeding $300,000, 6.75 percent.

5. On all taxable income exceeding $300,000, 7.75 percent.

SECTION 1326. 71.06 (2) (j) of the statutes is created to read:

71.06 **(2)** (j) For married persons filing separately, for taxable years beginning after December 31, 2012:

1. On all taxable income from $0 to $5,000, 4.5 percent.

2. On all taxable income exceeding $5,000 but not exceeding $10,000, 5.94 percent.

3. On all taxable income exceeding $10,000 but not exceeding $75,000, 6.36 percent.

4. On all taxable income exceeding $75,000 but not exceeding $150,000, 6.75 percent.

5. On all taxable income exceeding $150,000, 7.75 percent.

SECTION 1327. 71.06 (2e) (a) of the statutes is amended to read:

71.06 **(2e)** (a) For taxable years beginning after December 31, 1998, and before January 1, 2000, the maximum dollar amount in each tax bracket, and the corresponding minimum dollar amount in the next bracket, under subs. (1m) and (2) (c) and (d), and for taxable years beginning after December 31, 1999, the maximum dollar amount in each tax bracket, and the corresponding minimum dollar amount in the next bracket, under subs. (1n), (1p) (a) to (c), (1q) (a) to (c), and (2) (e), (f), (g) 1. to 3., ~~and~~ (h) 1. to 3., (i) 1. to 3., and (j) 1. to 3., shall be increased each year by a percentage equal to the percentage change between the U.S. consumer price index for all urban consumers, U.S. city average, for the month of August of the previous year and the U.S. consumer price index for all urban consumers, U.S. city average, for the month of August 1997, as determined by the federal department of labor, except that for taxable years beginning after December 31, 2000, and before January 1, 2002, the dollar amount in the top bracket under subs. (1p) (c) and (d), (2) (g) 3. and 4. and (h) 3. and 4. shall be increased by a percentage equal to the percentage change between the U.S. consumer price index for all urban consumers, U.S. city average, for the month of August of the previous year and the U.S. consumer price index for all urban consumers, U.S. city average, for the month of August 1999, as determined by the federal department of labor, except that for taxable years beginning after December 31, 2011, the adjustment may occur only if the resulting amount is greater than the corresponding amount that was calculated for the previous year. ~~Each amount that is revised under this paragraph shall be rounded~~

~~to the nearest multiple of $10 if the revised amount is not a multiple of $10 or, if the revised amount is a multiple of $5, such an amount shall be increased to the next higher multiple of $10. The department of revenue shall annually adjust the changes in dollar amounts required under this paragraph and incorporate the changes into the income tax forms and instructions.~~

SECTION 1328. 71.06 (2e) (b) of the statutes is amended to read:

71.06 **(2e)** (b) For taxable years beginning after December 31, 2009, the maximum dollar amount in each tax bracket, and the corresponding minimum dollar amount in the next bracket, under subs. (1p) (d), (1q) (d), and (2) (g) 4. ~~and~~, (h) 4., (i) 4., and (j) 4., and the dollar amount in the top bracket under subs. (1p) (e), (1q) (e), and (2) (g) 5. ~~and~~, (h) 5., (i) 5., and (j) 5., shall be increased each year by a percentage equal to the percentage change between the U.S. consumer price index for all urban consumers, U.S. city average, for the month of August of the previous year and the U.S. consumer price index for all urban consumers, U.S. city average, for the month of August 2008, as determined by the federal department of labor, except that for taxable years beginning after December 31, 2011, the adjustment may occur only if the resulting amount is greater than the corresponding amount that was calculated for the previous year. ~~Each amount that is revised under this paragraph shall be rounded to the nearest multiple of $10 if the revised amount is not a multiple of $10 or, if the revised amount is a multiple of $5, such an amount shall be increased to the next higher multiple of $10. The department of revenue shall annually adjust the changes in dollar amounts required under this paragraph and incorporate the changes into the income tax forms and instructions.~~

SECTION 1329. 71.06 (2e) (c) of the statutes is created to read:

71.06 **(2e)** (c) Each amount that is revised under this subsection shall be rounded to the nearest multiple of $10 if the revised amount is not a multiple of $10 or, if the revised amount is a multiple of $5, such an amount shall be increased to the next higher multiple of $10. The department of revenue shall annually adjust the changes in dollar amounts required under this subsection and incorporate the changes into the income tax forms and instructions.

SECTION 1330. 71.06 (2m) of the statutes is amended to read:

71.06 **(2m)** RATE CHANGES. If a rate under sub. (1), (1m), (1n), (1p)<u>, (1q),</u> or (2) changes during a taxable year, the taxpayer shall compute the tax for that taxable year by the methods applicable to the federal income tax under section 15 of the ~~internal revenue code~~ <u>Internal Revenue Code</u>.

SECTION 1331. 71.06 (2s) (d) of the statutes is amended to read:

71.06 **(2s)** (d) For taxable years beginning after December 31, 2000, with respect to nonresident individuals, including individuals changing their domicile into or from this state, the tax brackets under subs. (1p)<u>, (1q),</u> and (2) (g) ~~and,~~ (h)<u>, (i), and (j)</u> shall be multiplied by a fraction, the numerator of which is Wisconsin adjusted gross income and the denominator of which is federal adjusted gross income. In this paragraph, for married persons filing separately "adjusted gross income" means the separate adjusted gross income of each spouse, and for married persons filing jointly "adjusted gross income" means the total adjusted gross income of both spouses. If an individual and that individual's spouse are not both domiciled in this state during the entire taxable year, the tax brackets under subs. (1p)<u>, (1q),</u> and (2) (g) ~~and,~~ (h)<u>, (i), and (j)</u> on a joint return shall be multiplied by a fraction, the numerator of which is their joint Wisconsin adjusted gross income and the denominator of which is their joint federal adjusted gross income.

SECTION 1332. 71.07 (2dj) (am) 4h. of the statutes is amended to read:

71.07 **(2dj)** (am) 4h. Modify section 51 (a) of the ~~internal revenue code~~ Internal Revenue Code so that the amount of the credit is 25% of the qualified first–year wages if the wages are paid to an applicant for a Wisconsin ~~works~~ Works employment position for service either in an unsubsidized position or in a trial job under s. 49.147 (3), 2011 stats., and so that the amount of the credit is 20% of the qualified first–year wages if the wages are not paid to such an applicant.

SECTION 1333. 71.07 (2dx) (a) 4. of the statutes is amended to read:

71.07 **(2dx)** (a) 4. "Full–time job" ~~means a regular, nonseasonal full–time position in which an individual, as a condition of employment, is required to work at least 2,080 hours per year, including paid leave and holidays, and for which the individual receives pay that is equal to at least 150% of the federal minimum wage and receives benefits that are not required by federal or state law. "Full–time job" does not include initial training before an employment position begins~~ has the meaning given in s. 238.30 (2m).

SECTION 1334. 71.07 (2dx) (a) 5. of the statutes is amended to read:

71.07 **(2dx)** (a) 5. "Member of a targeted group" means a person who resides in an area designated by the federal government as an economic revitalization area, a person who is employed in an unsubsidized job but meets the eligibility requirements under s. 49.145 (2) and (3) for a Wisconsin Works employment position, a person who is employed in a trial job, as defined in s. 49.141 (1) (n), 2011 stats., or in a ~~real work, real pay project position under s. 49.147 (3m)~~ trial employment match program job, as defined in s. 49.141 (1) (n), a person who is eligible for child care assistance under s. 49.155, a person who is a vocational rehabilitation referral, an economically disadvantaged youth, an economically disadvantaged veteran, a

supplemental security income recipient, a general assistance recipient, an economically disadvantaged ex–convict, a qualified summer youth employee, as defined in 26 USC 51 (d) (7), a dislocated worker, as defined in 29 USC 2801 (9), or a food stamp recipient, if the person has been certified in the manner under sub. (2dj) (am) 3. by a designated local agency, as defined in sub. (2dj) (am) 2.

SECTION 1335. 71.07 (2dx) (b) 2. of the statutes is amended to read:

71.07 **(2dx)** (b) 2. The amount determined by multiplying the amount determined under s. 238.385 (1) (b) or s. 560.785 (1) (b), 2009 stats., by the number of full–time jobs created in a development zone and filled by a member of a targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) ~~or the subsidies and reimbursements paid under s. 49.147 (3m) (c)~~ for those jobs.

SECTION 1336. 71.07 (2dx) (b) 3. of the statutes is amended to read:

71.07 **(2dx)** (b) 3. The amount determined by multiplying the amount determined under s. 238.385 (1) (c) or s. 560.785 (1) (c), 2009 stats., by the number of full–time jobs created in a development zone and not filled by a member of a targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) ~~or the subsidies and reimbursements paid under s. 49.147 (3m) (c)~~ for those jobs.

SECTION 1337. 71.07 (2dx) (b) 4. of the statutes is amended to read:

71.07 **(2dx)** (b) 4. The amount determined by multiplying the amount determined under s. 238.385 (1) (bm) or s. 560.785 (1) (bm), 2009 stats., by the number of full–time jobs retained, as provided in the rules under s. 238.385 or s. 560.785, 2009 stats., excluding jobs for which a credit has been claimed under sub. (2dj), in an enterprise development zone under s. 238.397 or s. 560.797, 2009 stats., and for which significant capital investment was made and by then subtracting the

subsidies paid under s. 49.147 (3) (a) ~~or the subsidies and reimbursements paid under s. 49.147 (3m) (c)~~ for those jobs.

SECTION 1338. 71.07 (2dx) (b) 5. of the statutes is amended to read:

71.07 **(2dx)** (b) 5. The amount determined by multiplying the amount determined under s. 238.385 (1) (c) or s. 560.785 (1) (c), 2009 stats., by the number of full–time jobs retained, as provided in the rules under s. 238.385 or s. 560.785, 2009 stats., excluding jobs for which a credit has been claimed under sub. (2dj), in a development zone and not filled by a member of a targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) ~~or the subsidies and reimbursements paid under s. 49.147 (3m) (c)~~ for those jobs.

SECTION 1339. 71.07 (3w) (b) 1. a. of the statutes is amended to read:

71.07 **(3w)** (b) 1. a. The number of full–time employees whose annual wages are greater than ~~$20,000~~ <u>the amount determined by multiplying 2,080 by 150 percent of the federal minimum wage</u> in a tier I county or municipality or greater than $30,000 in a tier II county or municipality and who the claimant employed in the enterprise zone in the taxable year, minus the number of full–time employees whose annual wages were greater than ~~$20,000~~ <u>the amount determined by multiplying 2,080 by 150 percent of the federal minimum wage</u> in a tier I county or municipality or greater than $30,000 in a tier II county or municipality and who the claimant employed in the area that comprises the enterprise zone in the base year.

SECTION 1340. 71.07 (3w) (b) 1. b. of the statutes is amended to read:

71.07 **(3w)** (b) 1. b. The number of full–time employees whose annual wages are greater than ~~$20,000~~ <u>the amount determined by multiplying 2,080 by 150 percent of the federal minimum wage</u> in a tier I county or municipality or greater than $30,000 in a tier II county or municipality and who the claimant employed in

the state in the taxable year, minus the number of full–time employees whose annual wages were greater than ~~$20,000~~ the amount determined by multiplying 2,080 by 150 percent of the federal minimum wage in a tier I county or municipality or greater than $30,000 in a tier II county or municipality and who the claimant employed in the state in the base year.

SECTION 1341. 71.07 (3w) (b) 2. of the statutes is amended to read:

71.07 **(3w)** (b) 2. Determine the claimant's average zone payroll by dividing total wages for full–time employees whose annual wages are greater than ~~$20,000~~ the amount determined by multiplying 2,080 by 150 percent of the federal minimum wage in a tier I county or municipality or greater than $30,000 in a tier II county or municipality and who the claimant employed in the enterprise zone in the taxable year by the number of full–time employees whose annual wages are greater than ~~$20,000~~ the amount determined by multiplying 2,080 by 150 percent of the federal minimum wage in a tier I county or municipality or greater than $30,000 in a tier II county or municipality and who the claimant employed in the enterprise zone in the taxable year.

SECTION 1342. 71.07 (3w) (b) 3. of the statutes is amended to read:

71.07 **(3w)** (b) 3. For employees in a tier I county or municipality, subtract ~~$20,000~~ the amount determined by multiplying 2,080 by 150 percent of the federal minimum wage from the amount determined under subd. 2. and for employees in a tier II county or municipality, subtract $30,000 from the amount determined under subd. 2.

SECTION 1343. 71.07 (3w) (bm) 2. of the statutes is amended to read:

71.07 **(3w)** (bm) 2. In addition to the credits under par. (b) and subds. 1., 3., and 4., and subject to the limitations provided in this subsection and s. 238.399 or s.

560.799, 2009 stats., a claimant may claim as a credit against the tax imposed under s. 71.02 or 71.08 an amount equal to the percentage, as determined under s. 238.399 or s. 560.799, 2009 stats., not to exceed 7 percent, of the claimant's zone payroll paid in the taxable year to all of the claimant's full–time employees whose annual wages are greater than ~~$20,000~~ the amount determined by multiplying 2,080 by 150 percent of the federal minimum wage in a tier I county or municipality, not including the wages paid to the employees determined under par. (b) 1., or greater than $30,000 in a tier II county or municipality, not including the wages paid to the employees determined under par. (b) 1., and who the claimant employed in the enterprise zone in the taxable year, if the total number of such employees is equal to or greater than the total number of such employees in the base year. A claimant may claim a credit under this subdivision for no more than 5 consecutive taxable years.

SECTION 1344. 71.07 (5d) (c) 1. of the statutes is repealed.

SECTION 1345. 71.07 (5i) (b) of the statutes is amended to read:

71.07 **(5i)** (b) *Filing claims.* Subject to the limitations provided in this subsection, for taxable years beginning after December 31, 2011, and before January 1, 2014, a claimant may claim as a credit against the taxes imposed under ss. 71.02 and 71.08, up to the amount of those taxes, an amount equal to 50 percent of the amount the claimant paid in the taxable year for information technology hardware or software that is used to maintain medical records in electronic form, if the claimant is a health care provider, as defined in s. 146.81 (1) (a) to (p).

SECTION 1346. 71.07 (5r) (a) 2. of the statutes is amended to read:

71.07 **(5r)** (a) 2. "Course of instruction" has the meaning given in s. ~~38.50~~ 440.55 (1) (c).

SECTION 1347. 71.07 (5r) (a) 6. b. of the statutes is amended to read:

71.07 **(5r)** (a) 6. b. A school approved under s. ~~38.50~~ 440.55, if the delivery of education occurs in this state.

SECTION 1348. 71.07 (6e) (a) 2. d. of the statutes is created to read:

71.07 **(6e)** (a) 2. d. An individual who had served on active duty under honorable conditions in the U.S. armed forces or in forces incorporated as part of the U.S. armed forces; who was a resident of this state at the time of entry into that active service or who had been a resident of this state for any consecutive 5–year period after entry into that active duty service; who was a resident of this state at the time of his or her death; and following the individual's death, his or her spouse began to receive, and continues to receive, dependency and indemnity compensation, as defined in 38 USC 101 (14).

SECTION 1349. 71.10 (5k) (i) of the statutes is amended to read:

71.10 **(5k)** (i) *Appropriations.* From the moneys received from designations for the Badger Chapter, an amount equal to the sum of administrative expenses, including data processing costs, certified under par. (h) 1. shall be deposited in the general fund and credited to the appropriation account under s. 20.566 (1) (hp), and the net amount remaining that is certified under par. (h) 3. shall be credited to the appropriation under s. ~~20.435 (1)~~ 20.855 (4) (gd) and the department shall annually pay that certified net amount to the Badger Chapter for its Wisconsin Disaster Relief Fund.

SECTION 1350. 71.125 (1) of the statutes is amended to read:

71.125 **(1)** Except as provided in sub. (2), the tax imposed by this chapter on individuals and the rates under s. 71.06 (1), (1m), (1n), (1p), (1q), and (2) shall apply to the Wisconsin taxable income of estates or trusts, except nuclear decommissioning trust or reserve funds, and that tax shall be paid by the fiduciary.

SECTION 1351. 71.125 (2) of the statutes is amended to read:

71.125 **(2)** Each electing small business trust, as defined in section 1361 (e) (1) of the Internal Revenue Code, is subject to tax at the highest rate under s. 71.06 (1), (1m), (1n) ~~or~~, (1p), or (1q), whichever taxable year is applicable, on its income as computed under section 641 of the Internal Revenue Code, as modified by s. 71.05 (6) to (12), (19) and (20).

SECTION 1352. 71.17 (6) of the statutes is amended to read:

71.17 **(6)** FUNERAL TRUSTS. If a qualified funeral trust makes the election under section 685 of the Internal Revenue Code for federal income tax purposes, that election applies for purposes of this chapter and each trust shall compute its own tax and shall apply the rates under s. 71.06 (1), (1m), (1n) ~~or~~, (1p), or (1q).

SECTION 1353. 71.22 (4) (i) of the statutes is created to read:

71.22 **(4)** (i) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34 (1g), and 71.42 (2), "Internal Revenue Code," for taxable years that begin after December 31, 2012, means the federal Internal Revenue Code as amended to December 31, 2010, excluding sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, section 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301 of P.L. 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and

(q), and 405 of P.L. 109–135, sections 101, 207, 503, and 513 of P.L. 109–222, P.L. 109–432, except sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432, P.L. 110–28, except sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–140, sections 2, 3, and 5 of P.L. 110–142, P.L. 110–166, sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–185, P.L. 110–234, section 301 of P.L. 110–245, P.L. 110–246, except sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, sections 3071, 3081, and 3082 of P.L. 110–289, section 9 (e) of P.L. 110–317, P.L. 110–343, except sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110–343, P.L. 111–5, except sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, section 201 of P.L. 111–147, P.L. 111–148, except sections 1322, 1515, 9003, 9004, 9005, 9012, 9013, 9014, 9016, 9021, 9022, 10108, 10902, 10908, and 10909 of P.L. 111–148, P.L. 111–152, except sections 1403 and 1407 of P.L. 111–152, P.L. 111–203, except section 1601 of P.L. 111–203, P.L. 111–226, except sections 215 and 217 of P.L. 111–226, P.L. 111–240, except sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, and P.L. 111–312, and as amended by section 1858 of P.L. 112–10, section 1108 of P.L. 112–95, sections 40211, 40241, 40242, and 100121 of P.L. 112–141, and sections 101 and 902 of P.L. 112–240, indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99–514, P.L. 100–203, P.L. 100–647, excluding section 1008 (g) (5) of P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections

1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 106–573, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207, 503, and 513 of P.L. 109–222, P.L. 109–227, P.L. 109–280, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432, sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142, excluding sections 2, 3, and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–245, excluding section 301 of P.L. 110–245, sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, P.L. 110–289, excluding sections 3071, 3081, and 3082 of P.L. 110–289, P.L. 110–317, excluding section 9 (e) of P.L. 110–317, sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110–343, P.L. 110–351, P.L. 110–458,

sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, P.L. 111–92, P.L. 111–147, excluding section 201 of P.L. 111–147, sections 1322, 1515, 9003, 9004, 9005, 9012, 9013, 9014, 9016, 9021, 9022, 10108, 10902, 10908, and 10909 of P.L. 111–148, sections 1403 and 1407 of P.L. 111–152, P.L. 111–192, section 1601 of P.L. 111–203, sections 215 and 217 of P.L. 111–226, sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, P.L. 111–325, section 1858 of P.L. 112–10, section 1108 of P.L. 112–95, sections 40211, 40241, 40242, and 100121 of P.L. 112–141, and sections 101 and 902 of P.L. 112–240. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes, except that changes made by P.L. 106–573, sections 9004, 9005, 9012, 9013, 9014, 9016, and 10902 of P.L. 111–148, sections 1403 and 1407 of P.L. 111–152, section 1858 of P.L. 112–10, section 1108 of P.L. 112–95, and sections 40211, 40241, 40242, and 100121 of P.L. 112–141 do not apply for taxable years beginning before January 1, 2013. Amendments to the federal Internal Revenue Code enacted after December 31, 2010, do not apply to this paragraph with respect to taxable years beginning after December 31, 2010, except that changes to the Internal Revenue Code made by section 1858 of P.L. 112–10, section 1108 of P.L. 112–95, and sections 40211, 40241, 40242, and 100121 of P.L. 112–141, and changes that indirectly affect the provisions applicable to this subchapter made by section 1858 of P.L. 112–10, section 1108 of P.L. 112–95, and sections 40211, 40241, 40242, and 100121 of P.L. 112–141, do not apply for taxable years beginning before January 1, 2013, and changes to the Internal Revenue Code made by sections 101 and 902 of P.L. 112–240, and changes that indirectly affect the provisions applicable to this subchapter made by sections 101 and 902 of P.L. 112–240, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1354. 71.22 (4) (o) of the statutes is repealed.

SECTION 1355. 71.22 (4) (p) of the statutes is renumbered 71.22 (4) (a).

SECTION 1356. 71.22 (4) (q) of the statutes is renumbered 71.22 (4) (b).

SECTION 1357. 71.22 (4) (r) of the statutes is renumbered 71.22 (4) (c).

SECTION 1358. 71.22 (4) (s) of the statutes is renumbered 71.22 (4) (d).

SECTION 1359. 71.22 (4) (t) of the statutes is renumbered 71.22 (4) (e).

SECTION 1360. 71.22 (4) (u) of the statutes is renumbered 71.22 (4) (f).

SECTION 1361. 71.22 (4) (um) of the statutes is renumbered 71.22 (4) (g).

SECTION 1362. 71.22 (4) (un) of the statutes is renumbered 71.22 (4) (h) and amended to read:

71.22 **(4)** (h) Except as provided in sub. (4m) and ss. 71.26 (2) (b) and (3), 71.34 (1g), and 71.42 (2), "Internal Revenue Code," for taxable years that begin after December 31, 2010, <u>and before January 1, 2013,</u> means the federal Internal Revenue Code as amended to December 31, 2010, excluding sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301 of P.L. 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 503, and 513 of P.L. 109–222, P.L. 109–432, except sections 117, 406, 409, 410, 412, 417, 418, 424, and 425

of division A and section 403 of division C of P.L. 109–432, P.L. 110–28, except sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–140, sections 2, 3, and 5 of P.L. 110–142, P.L. 110–166, sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–185, P.L. 110–234, section 301 of P.L. 110–245, P.L. 110–246, except sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, sections 3071, 3081, and 3082 of P.L. 110–289, section 9 (e) of P.L. 110–317, P.L. 110–343, except sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110–343, P.L. 111–5, except sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, section 201 of P.L. 111–147, P.L. 111–148, except sections 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of P.L. 111–148, P.L. 111–152, except section 1407 of P.L. 111–152, P.L. 111–203, except section 1601 of P.L. 111–203, P.L. 111–226, except sections 215 and 217 of P.L. 111–226, P.L. 111–240, except sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, and P.L. 111–312, <u>and as amended by section 902 of P.L. 112–240,</u> and as indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99–514 and section 1008 (g) (5) of P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L.

107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207, 503, and 513 of P.L. 109–222, P.L. 109–227, P.L. 109–280, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432, sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142, excluding sections 2, 3, and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–245, excluding section 301 of P.L. 110–245, sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, P.L. 110–289, excluding sections 3071, 3081, and 3082 of P.L. 110–289, P.L. 110–317, excluding section 9 (e) of P.L. 110–317, sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110–343, P.L. 110–351, P.L. 110–458, sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, P.L. 111–92, P.L. 111–147, excluding section 201 of P.L. 111–147, sections 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of P.L. 111–148, section 1407 of P.L. 111–152, P.L. 111–192, section 1601 of P.L. 111–203, sections 215 and 217 of

P.L. 111–226, sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, ~~and~~ P.L. 111–325, and section 902 of P.L. 112–240. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes, except that changes made by section 209 of P.L. 109–222, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432, sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142, excluding sections 2, 3, and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, sections 110 and 113 of P.L. 110–245, sections 15312, 15313, 15314, and 15342 of P.L. 110–246, sections 3031, 3032, 3033, 3041, 3051, 3052, 3061, and 3092 of P.L. 110–289, P.L. 110–317, excluding section 9 (e) of P.L. 110–317, sections 116, 208, and 211 of division B and section 504 of division C of P.L. 110–343, section 14 of P.L. 111–92, sections 531, 532, and 533 of P.L. 111–147, sections 10908 and 10909 of P.L. 111–148, and section 2043 of P.L. 111–240 do not apply for taxable years beginning before January 1, 2011. Amendments to the federal Internal Revenue Code enacted after December 31, 2010, do not apply to this paragraph with respect to taxable years beginning after December 31, 2010, and before January 1, 2013, except that changes to the Internal Revenue Code made by section 902 of P.L. 112–240, and changes that indirectly affect the provisions applicable to this subchapter made by section 902 of P.L. 112–240, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1363. 71.22 (4m) (i) of the statutes is created to read:

71.22 **(4m)** (i) For taxable years that begin after December 31, 2012, "Internal Revenue Code," for corporations that are subject to a tax on unrelated business income under s. 71.26 (1) (a), means the federal Internal Revenue Code as amended to December 31, 2010, excluding sections 103, 104, and 110 of P.L. 102–227, sections

13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, section 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301 of P.L. 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 503, and 513 of P.L. 109–222, P.L. 109–432, except sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432, P.L. 110–28, except sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–140, sections 2, 3, and 5 of P.L. 110–142, P.L. 110–166, sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–185, P.L. 110–234, section 301 of P.L. 110–245, P.L. 110–246, except sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, sections 3071, 3081, and 3082 of P.L. 110–289, section 9 (e) of P.L. 110–317, P.L. 110–343, except sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110–343, P.L. 111–5, except sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, section 201 of P.L. 111–147, P.L. 111–148, except sections 1322, 1515, 9003, 9004, 9005, 9012, 9013, 9014, 9016, 9021, 9022, 10108, 10902, 10908, and 10909 of P.L. 111–148, P.L. 111–152, except sections 1403 and 1407 of P.L. 111–152, P.L. 111–203, except section 1601 of P.L. 111–203, P.L. 111–226, except sections 215 and 217 of P.L. 111–226, P.L. 111–240, except sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, and P.L. 111–312, and as amended by section 1858

of P.L. 112–10, section 1108 of P.L. 112–95, sections 40211, 40241, 40242, and 100121 of P.L. 112–141, and sections 101 and 902 of P.L. 112–240, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 106–573, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207, 503, and 513 of P.L. 109–222, P.L. 109–227, P.L. 109–280, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A

and section 403 of division C of P.L. 109–432, sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142, excluding sections 2, 3, and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–245, excluding section 301 of P.L. 110–245, sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, P.L. 110–289, excluding sections 3071, 3081, and 3082 of P.L. 110–289, P.L. 110–317, excluding section 9 (e) of P.L. 110–317, sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110–343, P.L. 110–351, P.L. 110–458, sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, P.L. 111–92, P.L. 111–147, excluding section 201 of P.L. 111–147, sections 1322, 1515, 9003, 9004, 9005, 9012, 9013, 9014, 9016, 9021, 9022, 10108, 10902, 10908, and 10909 of P.L. 111–148, sections 1403 and 1407 of P.L. 111–152, P.L. 111–192, section 1601 of P.L. 111–203, sections 215 and 217 of P.L. 111–226, sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, P.L. 111–325, section 1858 of P.L. 112–10, section 1108 of P.L. 112–95, sections 40211, 40241, 40242, and 100121 of P.L. 112–141, and sections 101 and 902 of P.L. 112–240. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes, except that changes made by P.L. 106–573, sections 9004, 9005, 9012, 9013, 9014, 9016, and 10902 of P.L. 111–148, sections 1403 and 1407 of P.L. 111–152, section 1858 of P.L. 112–10, section 1108 of P.L. 112–95, and sections 40211, 40241, 40242, and 100121 of P.L. 112–141 do not apply for taxable years beginning before January 1, 2013. Amendments to the federal Internal Revenue Code enacted after December 31, 2010, do not apply to this paragraph with respect to taxable years beginning after December 31, 2010, except that changes to the Internal Revenue Code made by section 1858 of P.L. 112–10, section 1108 of P.L. 112–95, and sections 40211, 40241, 40242, and 100121 of P.L. 112–141, and changes that indirectly affect

the provisions applicable to this subchapter made by section 1858 of P.L. 112–10, section 1108 of P.L. 112–95, and sections 40211, 40241, 40242, and 100121 of P.L. 112–141, do not apply for taxable years beginning before January 1, 2013, and changes to the Internal Revenue Code made by sections 101 and 902 of P.L. 112–240, and changes that indirectly affect the provisions applicable to this subchapter made by sections 101 and 902 of P.L. 112–240, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1364. 71.22 (4m) (m) of the statutes is repealed.

SECTION 1365. 71.22 (4m) (n) of the statutes is renumbered 71.22 (4m) (a).

SECTION 1366. 71.22 (4m) (o) of the statutes is renumbered 71.22 (4m) (b).

SECTION 1367. 71.22 (4m) (p) of the statutes is renumbered 71.22 (4m) (c).

SECTION 1368. 71.22 (4m) (q) of the statutes is renumbered 71.22 (4m) (d).

SECTION 1369. 71.22 (4m) (r) of the statutes is renumbered 71.22 (4m) (e).

SECTION 1370. 71.22 (4m) (s) of the statutes is renumbered 71.22 (4m) (f).

SECTION 1371. 71.22 (4m) (sm) of the statutes is renumbered 71.22 (4m) (g).

SECTION 1372. 71.22 (4m) (sn) of the statutes is renumbered 71.22 (4m) (h) and amended to read:

71.22 **(4m)** (h) For taxable years that begin after December 31, 2010, <u>and before January 1, 2013,</u> "Internal Revenue Code," for corporations that are subject to a tax on unrelated business income under s. 71.26 (1) (a), means the federal Internal Revenue Code as amended to December 31, 2010, excluding sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147,

sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301 of P.L. 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 503, and 513 of P.L. 109–222, P.L. 109–432, except sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432, P.L. 110–28, except sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–140, sections 2, 3, and 5 of P.L. 110–142, P.L. 110–166, sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–185, P.L. 110–234, section 301 of P.L. 110–245, P.L. 110–246, except sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, sections 3071, 3081, and 3082 of P.L. 110–289, section 9 (e) of P.L. 110–317, P.L. 110–343, except sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110–343, P.L. 111–5, except sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, section 201 of P.L. 111–147, P.L. 111–148, except sections 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of P.L. 111–148, P.L. 111–152, except section 1407 of P.L. 111–152, P.L. 111–203, except section 1601 of P.L. 111–203, P.L. 111–226, except sections 215 and 217 of P.L. 111–226, P.L. 111–240, except sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, and P.L. 111–312, <u>and as amended by section 902 of P.L. 112–240,</u> and as indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150

(d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207, 503, and 513 of P.L. 109–222, P.L. 109–227, P.L. 109–280, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432, sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142, excluding sections 2, 3, and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–245, excluding section 301 of P.L. 110–245, sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, P.L. 110–289, excluding sections 3071, 3081, and 3082 of P.L. 110–289, P.L. 110–317, excluding section 9 (e) of P.L. 110–317, sections

116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110–343, P.L. 110–351, P.L. 110–458, sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, P.L. 111–92, P.L. 111–147, excluding section 201 of P.L. 111–147, sections 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of P.L. 111–148, section 1407 of P.L. 111–152, P.L. 111–192, section 1601 of P.L. 111–203, sections 215 and 217 of P.L. 111–226, sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, P.L. ~~and~~ 111–325, and section 902 of P.L. 112–240. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes, except that changes made by section 209 of P.L. 109–222, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432, sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142, excluding sections 2, 3, and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, sections 110 and 113 of P.L. 110–245, sections 15312, 15313, 15314, and 15342 of P.L. 110–246, sections 3031, 3032, 3033, 3041, 3051, 3052, 3061, and 3092 of P.L. 110–289, P.L. 110–317, excluding section 9 (e) of P.L. 110–317, sections 116, 208, and 211 of division B and section 504 of division C of P.L. 110–343, section 14 of P.L. 111–92, sections 531, 532, and 533 of P.L. 111–147, sections 10908 and 10909 of P.L. 111–148, and section 2043 of P.L. 111–240 do not apply for taxable years beginning before January 1, 2011. Amendments to the Internal Revenue Code enacted after December 31, 2010, do not apply to this paragraph with respect to taxable years beginning after December 31, 2010, and before January 1, 2013, except that changes to the Internal Revenue Code made by section 902 of P.L. 112–240, and changes that indirectly affect the provisions applicable to this subchapter made by section 902 of P.L. 112–240, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1373. 71.26 (1m) (L) of the statutes is created to read:

71.26 **(1m)** (L) Those issued under s. 231.03 (6), if the bonds or notes are issued for the benefit of a person who is eligible to receive the proceeds of bonds or notes from another entity for the same purpose for which the bonds or notes are issued under s. 231.03 (6) and the interest income received from the other bonds or notes is exempt from taxation under this subchapter.

SECTION 1374. 71.26 (2) (b) 9. of the statutes is created to read:

71.26 **(2)** (b) 9. For taxable years that begin after December 31, 2012, for a corporation, conduit, or common law trust which qualifies as a regulated investment company, real estate mortgage investment conduit, real estate investment trust, or financial asset securitization investment trust under the Internal Revenue Code as amended to December 31, 2010, excluding sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, section 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301 of P.L. 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 503, and 513 of P.L. 109–222, P.L. 109–432, except sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432, P.L. 110–28, except sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–140, sections 2, 3, and 5

of P.L. 110–142, P.L. 110–166, sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–185, P.L. 110–234, section 301 of P.L. 110–245, P.L. 110–246, except sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, sections 3071, 3081, and 3082 of P.L. 110–289, section 9 (e) of P.L. 110–317, P.L. 110–343, except sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110–343, P.L. 111–5, except sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, section 201 of P.L. 111–147, P.L. 111–148, except sections 1322, 1515, 9003, 9004, 9005, 9012, 9013, 9014, 9016, 9021, 9022, 10108, 10902, 10908, and 10909 of P.L. 111–148, P.L. 111–152, except sections 1403 and 1407 of P.L. 111–152, P.L. 111–203, except section 1601 of P.L. 111–203, P.L. 111–226, except sections 215 and 217 of P.L. 111–226, P.L. 111–240, except sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, and P.L. 111–312, and as amended by section 1858 of P.L. 112–10, section 1108 of P.L. 112–95, sections 40211, 40241, 40242, and 100121 of P.L. 112–141, and sections 101 and 902 of P.L. 112–240, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 106–573, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a) of P.L. 107–147, P.L.

107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207, 503, and 513 of P.L. 109–222, P.L. 109–227, P.L. 109–280, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432, sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142, excluding sections 2, 3, and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–245, excluding section 301 of P.L. 110–245, sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, P.L. 110–289, excluding sections 3071, 3081, and 3082 of P.L. 110–289, P.L. 110–317, excluding section 9 (e) of P.L. 110–317, sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110–343, P.L. 110–351, P.L. 110–458, sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, P.L. 111–92, P.L. 111–147, excluding section 201 of P.L. 111–147, sections 1322, 1515, 9003, 9004, 9005, 9012, 9013, 9014, 9016, 9021, 9022, 10108, 10902, 10908, and 10909 of P.L. 111–148, sections 1403 and 1407 of P.L. 111–152, P.L. 111–192, section 1601 of P.L. 111–203, sections 215 and 217 of P.L. 111–226, sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, P.L.

111–325, section 1858 of P.L. 112–10, section 1108 of P.L. 112–95, sections 40211, 40241, 40242, and 100121 of P.L. 112–141, and sections 101 and 902 of P.L. 112–240, "net income" means the federal regulated investment company taxable income, federal real estate mortgage investment conduit taxable income, federal real estate investment trust or financial asset securitization investment trust taxable income of the corporation, conduit, or trust as determined under the Internal Revenue Code as amended to December 31, 2010, excluding sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, section 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301 of P.L. 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 503, and 513 of P.L. 109–222, P.L. 109–432, except sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432, P.L. 110–28, except sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–140, sections 2, 3, and 5 of P.L. 110–142, P.L. 110–166, sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–185, P.L. 110–234, section 301 of P.L. 110–245, P.L. 110–246, except sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, sections 3071, 3081, and 3082 of P.L. 110–289, section 9 (e) of P.L. 110–317, P.L. 110–343, except sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110–343,

P.L. 111–5, except sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, section 201 of P.L. 111–147, P.L. 111–148, except sections 1322, 1515, 9003, 9004, 9005, 9012, 9013, 9014, 9016, 9021, 9022, 10108, 10902, 10908, and 10909 of P.L. 111–148, P.L. 111–152, except sections 1403 and 1407 of P.L. 111–152, P.L. 111–203, except section 1601 of P.L. 111–203, P.L. 111–226, except sections 215 and 217 of P.L. 111–226, P.L. 111–240, except sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, and P.L. 111–312, and as amended by section 1858 of P.L. 112–10, section 1108 of P.L. 112–95, sections 40211, 40241, 40242, and 100121 of P.L. 112–141, and sections 101 and 902 of P.L. 112–240, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 106–573, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375,

P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207, 503, and 513 of P.L. 109–222, P.L. 109–227, P.L. 109–280, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432, sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142, excluding sections 2, 3, and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–245, excluding section 301 of P.L. 110–245, sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, P.L. 110–289, excluding sections 3071, 3081, and 3082 of P.L. 110–289, P.L. 110–317, excluding section 9 (e) of P.L. 110–317, sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110–343, P.L. 110–351, P.L. 110–458, sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, P.L. 111–92, P.L. 111–147, excluding section 201 of P.L. 111–147, sections 1322, 1515, 9003, 9004, 9005, 9012, 9013, 9014, 9016, 9021, 9022, 10108, 10902, 10908, and 10909 of P.L. 111–148, section 1407 of P.L. 111–152, P.L. 111–192, section 1601 of P.L. 111–203, sections 215 and 217 of P.L. 111–226, sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, P.L. 111–325, section 1858 of P.L. 112–10, section 1108 of P.L. 112–95, sections 40211, 40241, 40242, and 100121 of P.L. 112–141, and sections 101 and 902 of P.L. 112–240, except that property that, under s. 71.02 (1) (c) 8. to 11., 1985 stats., is required to be depreciated for taxable years 1983 to 1986 under the Internal Revenue Code as amended to December 31, 1980, shall continue to be depreciated under the Internal Revenue

Code as amended to December 31, 1980, and except that the appropriate amount shall be added or subtracted to reflect differences between the depreciation or adjusted basis for federal income tax purposes and the depreciation or adjusted basis under this chapter of any property disposed of during the taxable year. The Internal Revenue Code as amended to December 31, 2010, excluding sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, section 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301 of P.L. 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 503, and 513 of P.L. 109–222, P.L. 109–432, except sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432, P.L. 110–28, except sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–140, sections 2, 3, and 5 of P.L. 110–142, P.L. 110–166, sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–185, P.L. 110–234, section 301 of P.L. 110–245, P.L. 110–246, except sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, sections 3071, 3081, and 3082 of P.L. 110–289, section 9 (e) of P.L. 110–317, P.L. 110–343, except sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110–343, P.L. 111–5, except sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, section 201 of P.L. 111–147, P.L.

111–148, except sections 1322, 1515, 9003, 9004, 9005, 9012, 9013, 9014, 9016, 9021, 9022, 10108, 10902, 10908, and 10909 of P.L. 111–148, P.L. 111–152, except section 1407 of P.L. 111–152, P.L. 111–203, except section 1601 of P.L. 111–203, P.L. 111–226, except sections 215 and 217 of P.L. 111–226, P.L. 111–240, except sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, and P.L. 111–312, and as amended by section 1858 of P.L. 112–10, section 1108 of P.L. 112–95, sections 40211, 40241, 40242, and 100121 of P.L. 112–141, and sections 101 and 902 of P.L. 112–240, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 106–573, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59,

excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207, 503, and 513 of P.L. 109–222, P.L. 109–227, P.L. 109–280, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432, sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142, excluding sections 2, 3, and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–245, excluding section 301 of P.L. 110–245, sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, P.L. 110–289, excluding sections 3071, 3081, and 3082 of P.L. 110–289, P.L. 110–317, excluding section 9 (e) of P.L. 110–317, sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110–343, P.L. 110–351, P.L. 110–458, sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, P.L. 111–92, P.L. 111–147, excluding section 201 of P.L. 111–147, sections 1322, 1515, 9003, 9004, 9005, 9012, 9013, 9014, 9016, 9021, 9022, 10108, 10902, 10908, and 10909 of P.L. 111–148, sections 1403 and 1407 of P.L. 111–152, P.L. 111–192, section 1601 of P.L. 111–203, sections 215 and 217 of P.L. 111–226, sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, P.L. 111–325, section 1858 of P.L. 112–10, section 1108 of P.L. 112–95, sections 40211, 40241, 40242, and 100121 of P.L. 112–141, and sections 101 and 902 of P.L. 112–240 applies for Wisconsin purposes at the same time as for federal purposes, except that changes made by P.L. 106–573, sections 9004, 9005, 9012, 9013, 9014, 9016, and 10902 of P.L. 111–148, and sections 1403 and 1407 of P.L. 111–152, section 1858 of P.L. 112–10, section 1108 of P.L. 112–95, and sections 40211, 40241, 40242, and 100121 of P.L. 112–141 do not apply for taxable years beginning before January 1,

2013. Amendments to the federal Internal Revenue Code enacted after December 31, 2010, do not apply to this paragraph with respect to taxable years beginning after December 31, 2010, except that changes to the Internal Revenue Code made by section 1858 of P.L. 112–10, section 1108 of P.L. 112–95, and sections 40211, 40241, 40242, and 100121 of P.L. 112–141, and changes that indirectly affect the provisions applicable to this subchapter made by section 1858 of P.L. 112–10, section 1108 of P.L. 112–95, and sections 40211, 40241, 40242, and 100121 of P.L. 112–141, do not apply for taxable years beginning before January 1, 2013, and changes to the Internal Revenue Code made by sections 101 and 902 of P.L. 112–240, and changes that indirectly affect the provisions applicable to this subchapter made by sections 101 and 902 of P.L. 112–240, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1375. 71.26 (2) (b) 15. of the statutes is repealed.

SECTION 1376. 71.26 (2) (b) 16. of the statutes is renumbered 71.26 (2) (b) 1.

SECTION 1377. 71.26 (2) (b) 17. of the statutes is renumbered 71.26 (2) (b) 2.

SECTION 1378. 71.26 (2) (b) 18. of the statutes is renumbered 71.26 (2) (b) 3.

SECTION 1379. 71.26 (2) (b) 19. of the statutes is renumbered 71.26 (2) (b) 4.

SECTION 1380. 71.26 (2) (b) 20. of the statutes is renumbered 71.26 (2) (b) 5.

SECTION 1381. 71.26 (2) (b) 21. of the statutes is renumbered 71.26 (2) (b) 6.

SECTION 1382. 71.26 (2) (b) 22. of the statutes is renumbered 71.26 (2) (b) 7.

SECTION 1383. 71.26 (2) (b) 23. of the statutes is renumbered 71.26 (2) (b) 8. and amended to read:

71.26 **(2)** (b) 8. For taxable years that begin after December 31, 2010, <u>and before January 1, 2013,</u> for a corporation, conduit, or common law trust which qualifies as a regulated investment company, real estate mortgage investment

conduit, real estate investment trust, or financial asset securitization investment trust under the Internal Revenue Code as amended to December 31, 2010, excluding sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301 of P.L. 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 503, and 513 of P.L. 109–222, P.L. 109–432, except sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432, P.L. 110–28, except sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–140, sections 2, 3, and 5 of P.L. 110–142, P.L. 110–166, sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–185, P.L. 110–234, section 301 of P.L. 110–245, P.L. 110–246, except sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, sections 3071, 3081, and 3082 of P.L. 110–289, section 9 (e) of P.L. 110–317, P.L. 110–343, except sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110–343, P.L. 111–5, except sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, section 201 of P.L. 111–147, P.L. 111–148, except sections 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of P.L. 111–148, P.L. 111–152, except section 1407 of P.L. 111–152, P.L. 111–203, except section 1601 of P.L. 111–203, P.L. 111–226, except sections 215

and 217 of P.L. 111–226, P.L. 111–240, except sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, and P.L. 111–312, and as amended by section 902 of P.L. 112–240, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207, 503, and 513 of P.L. 109–222, P.L. 109–227, P.L. 109–280, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A

and section 403 of division C of P.L. 109–432, sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142, excluding sections 2, 3, and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–245, excluding section 301 of P.L. 110–245, sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, P.L. 110–289, excluding sections 3071, 3081, and 3082 of P.L. 110–289, P.L. 110–317, excluding section 9 (e) of P.L. 110–317, sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110–343, P.L. 110–351, P.L. 110–458, sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, P.L. 111–92, P.L. 111–147, excluding section 201 of P.L. 111–147, sections 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of P.L. 111–148, section 1407 of P.L. 111–152, P.L. 111–192, section 1601 of P.L. 111–203, sections 215 and 217 of P.L. 111–226, sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240 ~~and~~ P.L. 111–325, and section 902 of P.L. 112–240, "net income" means the federal regulated investment company taxable income, federal real estate mortgage investment conduit taxable income, federal real estate investment trust or financial asset securitization investment trust taxable income of the corporation, conduit, or trust as determined under the Internal Revenue Code as amended to December 31, 2010, excluding sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,

1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301 of P.L. 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 503, and 513 of P.L. 109–222, P.L. 109–432, except sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432, P.L. 110–28, except sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–140, sections 2, 3, and 5 of P.L. 110–142, P.L. 110–166, sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–185, P.L. 110–234, section 301 of P.L. 110–245, P.L. 110–246, except sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, sections 3071, 3081, and 3082 of P.L. 110–289, section 9 (e) of P.L. 110–317, P.L. 110–343, except sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110–343, P.L. 111–5, except sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, section 201 of P.L. 111–147, P.L. 111–148, except sections 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of P.L. 111–148, P.L. 111–152, except section 1407 of P.L. 111–152, P.L. 111–203, except section 1601 of P.L. 111–203, P.L. 111–226, except sections 215 and 217 of P.L. 111–226, P.L. 111–240, except sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, and P.L. 111–312, <u>and as amended by section 902 of P.L. 112–240,</u> and as indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L.

105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207, 503, and 513 of P.L. 109–222, P.L. 109–227, P.L. 109–280, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432, sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142, excluding sections 2, 3, and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–245, excluding section 301 of P.L. 110–245, sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, P.L. 110–289, excluding sections 3071, 3081, and 3082 of P.L. 110–289, P.L. 110–317, excluding section 9 (e) of P.L. 110–317, sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110–343, P.L. 110–351, P.L. 110–458, sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, P.L. 111–92, P.L. 111–147, excluding section 201 of P.L. 111–147, sections

1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of P.L. 111–148, section 1407 of P.L. 111–152, P.L. 111–192, section 1601 of P.L. 111–203, sections 215 and 217 of P.L. 111–226, sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, ~~and~~ P.L. 111–325, and section 902 of P.L. 112–240, except that property that, under s. 71.02 (1) (c) 8. to 11., 1985 stats., is required to be depreciated for taxable years 1983 to 1986 under the Internal Revenue Code as amended to December 31, 1980, shall continue to be depreciated under the Internal Revenue Code as amended to December 31, 1980, and except that the appropriate amount shall be added or subtracted to reflect differences between the depreciation or adjusted basis for federal income tax purposes and the depreciation or adjusted basis under this chapter of any property disposed of during the taxable year. The Internal Revenue Code as amended to December 31, 2010, excluding sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301 of P.L. 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 503, and 513 of P.L. 109–222, P.L. 109–432, except sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432, P.L. 110–28, except sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–140, sections 2,

3, and 5 of P.L. 110–142, P.L. 110–166, sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–185, P.L. 110–234, section 301 of P.L. 110–245, P.L. 110–246, except sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, sections 3071, 3081, and 3082 of P.L. 110–289, section 9 (e) of P.L. 110–317, P.L. 110–343, except sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110–343, P.L. 111–5, except sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, section 201 of P.L. 111–147, P.L. 111–148, except sections 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of P.L. 111–148, P.L. 111–152, except section 1407 of P.L. 111–152, P.L. 111–203, except section 1601 of P.L. 111–203, P.L. 111–226, except sections 215 and 217 of P.L. 111–226, P.L. 111–240, except sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, and P.L. 111–312, <u>and as amended by section 902 of P.L. 112–240</u>, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L.

108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207, 503, and 513 of P.L. 109–222, P.L. 109–227, P.L. 109–280, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432, sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142, excluding sections 2, 3, and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–245, excluding section 301 of P.L. 110–245, sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, P.L. 110–289, excluding sections 3071, 3081, and 3082 of P.L. 110–289, P.L. 110–317, excluding section 9 (e) of P.L. 110–317, sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110–343, P.L. 110–351, P.L. 110–458, sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, P.L. 111–92, P.L. 111–147, excluding section 201 of P.L. 111–147, sections 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of P.L. 111–148, section 1407 of P.L. 111–152, P.L. 111–192, section 1601 of P.L. 111–203, sections 215 and 217 of P.L. 111–226, sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, ~~and~~ P.L. 111–325, and section 902 of P.L. 112–240, applies for Wisconsin purposes at the same time as for federal purposes, except that changes made by section 209 of P.L. 109–222, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A

and section 403 of division C of P.L. 109–432, sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142, excluding sections 2, 3, and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, sections 110 and 113 of P.L. 110–245, sections 15312, 15313, 15314, and 15342 of P.L. 110–246, sections 3031, 3032, 3033, 3041, 3051, 3052, 3061, and 3092 of P.L. 110–289, P.L. 110–317, excluding section 9 (e) of P.L. 110–317, sections 116, 208, and 211 of division B and section 504 of division C of P.L. 110–343, section 14 of P.L. 111–92, sections 531, 532, and 533 of P.L. 111–147, sections 10908 and 10909 of P.L. 111–148, and section 2043 of P.L. 111–240 do not apply for taxable years beginning before January 1, 2011. Amendments to the Internal Revenue Code enacted after December 31, 2010, do not apply to this subdivision with respect to taxable years that begin after December 31, 2010, and before January 1, 2013, except that changes to the Internal Revenue Code made by section 902 of P.L. 112–240, and changes that indirectly affect the provisions applicable to this subchapter made by section 902 of P.L. 112–240, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1384. 71.28 (1dj) (am) 4h. of the statutes is amended to read:

71.28 **(1dj)** (am) 4h. Modify section 51 (a) of the ~~internal revenue code~~ Internal Revenue Code so that the amount of the credit is 25% of the qualified first–year wages if the wages are paid to an applicant for a Wisconsin ~~works~~ Works employment position for service either in an unsubsidized position or in a trial job under s. 49.147 (3), 2011 stats., and so that the amount of the credit is 20% of the qualified first–year wages if the wages are not paid to such an applicant.

SECTION 1385. 71.28 (1dx) (a) 4. of the statutes is amended to read:

71.28 **(1dx)** (a) 4. "Full–time job" ~~means a regular, nonseasonal full–time position in which an individual, as a condition of employment, is required to work at~~

~~least 2,080 hours per year, including paid leave and holidays, and for which the individual receives pay that is equal to at least 150% of the federal minimum wage and receives benefits that are not required by federal or state law. "Full–time job" does not include initial training before an employment position begins~~ has the meaning given in s. 238.30 (2m).

SECTION 1386. 71.28 (1dx) (a) 5. of the statutes is amended to read:

71.28 **(1dx)** (a) 5. "Member of a targeted group" means a person who resides in an area designated by the federal government as an economic revitalization area, a person who is employed in an unsubsidized job but meets the eligibility requirements under s. 49.145 (2) and (3) for a Wisconsin Works employment position, a person who is employed in a trial job, as defined in s. 49.141 (1) (n), 2011 stats., or in a ~~real work, real pay project position under s. 49.147 (3m)~~ trial employment match program job, as defined in s. 49.141 (1) (n), a person who is eligible for child care assistance under s. 49.155, a person who is a vocational rehabilitation referral, an economically disadvantaged youth, an economically disadvantaged veteran, a supplemental security income recipient, a general assistance recipient, an economically disadvantaged ex–convict, a qualified summer youth employee, as defined in 26 USC 51 (d) (7), a dislocated worker, as defined in 29 USC 2801 (9), or a food stamp recipient, if the person has been certified in the manner under sub. (1dj) (am) 3. by a designated local agency, as defined in sub. (1dj) (am) 2.

SECTION 1387. 71.28 (1dx) (b) 2. of the statutes is amended to read:

71.28 **(1dx)** (b) 2. The amount determined by multiplying the amount determined under s. 238.385 (1) (b) or s. 560.785 (1) (b), 2009 stats., by the number of full–time jobs created in a development zone and filled by a member of a targeted

group and by then subtracting the subsidies paid under s. 49.147 (3) (a) ~~or the subsidies and reimbursements paid under s. 49.147 (3m) (c)~~ for those jobs.

SECTION 1388. 71.28 (1dx) (b) 3. of the statutes is amended to read:

71.28 **(1dx)** (b) 3. The amount determined by multiplying the amount determined under s. 238.385 (1) (c) or s. 560.785 (1) (c), 2009 stats., by the number of full–time jobs created in a development zone and not filled by a member of a targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) ~~or the subsidies and reimbursements paid under s. 49.147 (3m) (c)~~ for those jobs.

SECTION 1389. 71.28 (1dx) (b) 4. of the statutes is amended to read:

71.28 **(1dx)** (b) 4. The amount determined by multiplying the amount determined under s. 238.385 (1) (bm) or s. 560.785 (1) (bm), 2009 stats., by the number of full–time jobs retained, as provided in the rules under s. 238.385 or s. 560.785, 2009 stats., excluding jobs for which a credit has been claimed under sub. (1dj), in an enterprise development zone under s. 238.397 or s. 560.797, 2009 stats., and for which significant capital investment was made and by then subtracting the subsidies paid under s. 49.147 (3) (a) ~~or the subsidies and reimbursements paid under s. 49.147 (3m) (c)~~ for those jobs.

SECTION 1390. 71.28 (1dx) (b) 5. of the statutes is amended to read:

71.28 **(1dx)** (b) 5. The amount determined by multiplying the amount determined under s. 238.385 (1) (c) or s. 560.785 (1) (c), 2009 stats., by the number of full–time jobs retained, as provided in the rules under s. 238.385 or s. 560.785, 2009 stats., excluding jobs for which a credit has been claimed under sub. (1dj), in a development zone and not filled by a member of a targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) ~~or the subsidies and reimbursements paid under s. 49.147 (3m) (c)~~ for those jobs.

SECTION 1391. 71.28 (3w) (b) 1. a. of the statutes is amended to read:

71.28 **(3w)** (b) 1. a. The number of full–time employees whose annual wages are greater than ~~$20,000~~ the amount determined by multiplying 2,080 by 150 percent of the federal minimum wage in a tier I county or municipality or greater than $30,000 in a tier II county or municipality and who the claimant employed in the enterprise zone in the taxable year, minus the number of full–time employees whose annual wages were greater than ~~$20,000~~ the amount determined by multiplying 2,080 by 150 percent of the federal minimum wage in a tier I county or municipality or greater than $30,000 in a tier II county or municipality and who the claimant employed in the area that comprises the enterprise zone in the base year.

SECTION 1392. 71.28 (3w) (b) 1. b. of the statutes is amended to read:

71.28 **(3w)** (b) 1. b. The number of full–time employees whose annual wages are greater than ~~$20,000~~ the amount determined by multiplying 2,080 by 150 percent of the federal minimum wage in a tier I county or municipality or greater than $30,000 in a tier II county or municipality and who the claimant employed in the state in the taxable year, minus the number of full–time employees whose annual wages were greater than ~~$20,000~~ the amount determined by multiplying 2,080 by 150 percent of the federal minimum wage in a tier I county or municipality or greater than $30,000 in a tier II county or municipality and who the claimant employed in the state in the base year.

SECTION 1393. 71.28 (3w) (b) 2. of the statutes is amended to read:

71.28 **(3w)** (b) 2. Determine the claimant's average zone payroll by dividing total wages for full–time employees whose annual wages are greater than ~~$20,000~~ the amount determined by multiplying 2,080 by 150 percent of the federal minimum wage in a tier I county or municipality or greater than $30,000 in a tier II county or

municipality and who the claimant employed in the enterprise zone in the taxable year by the number of full–time employees whose annual wages are greater than ~~$20,000~~ the amount determined by multiplying 2,080 by 150 percent of the federal minimum wage in a tier I county or municipality or greater than $30,000 in a tier II county or municipality and who the claimant employed in the enterprise zone in the taxable year.

SECTION 1394. 71.28 (3w) (b) 3. of the statutes is amended to read:

71.28 **(3w)** (b) 3. For employees in a tier I county or municipality, subtract ~~$20,000~~ the amount determined by multiplying 2,080 by 150 percent of the federal minimum wage from the amount determined under subd. 2. and for employees in a tier II county or municipality, subtract $30,000 from the amount determined under subd. 2.

SECTION 1395. 71.28 (3w) (bm) 2. of the statutes is amended to read:

71.28 **(3w)** (bm) 2. In addition to the credits under par. (b) and subds. 1., 3., and 4., and subject to the limitations provided in this subsection and s. 238.399 or s. 560.799, 2009 stats., a claimant may claim as a credit against the tax imposed under s. 71.23 an amount equal to the percentage, as determined under s. 238.399 or s. 560.799, 2009 stats., not to exceed 7 percent, of the claimant's zone payroll paid in the taxable year to all of the claimant's full–time employees whose annual wages are greater than ~~$20,000~~ the amount determined by multiplying 2,080 by 150 percent of the federal minimum wage in a tier I county or municipality, not including the wages paid to the employees determined under par. (b) 1., or greater than $30,000 in a tier II county or municipality, not including the wages paid to the employees determined under par. (b) 1., and who the claimant employed in the enterprise zone in the taxable year, if the total number of such employees is equal to or greater than

the total number of such employees in the base year. A claimant may claim a credit under this subdivision for no more than 5 consecutive taxable years.

SECTION 1396. 71.28 (5i) (b) of the statutes is amended to read:

71.28 **(5i)** (b) *Filing claims.* Subject to the limitations provided in this subsection, for taxable years beginning after December 31, 2011, and before January 1, 2014, a claimant may claim as a credit against the taxes imposed under s. 71.23, up to the amount of those taxes, an amount equal to 50 percent of the amount the claimant paid in the taxable year for information technology hardware or software that is used to maintain medical records in electronic form, if the claimant is a health care provider, as defined in s. 146.81 (1) (a) to (p).

SECTION 1397. 71.28 (5r) (a) 2. of the statutes is amended to read:

71.28 **(5r)** (a) 2. "Course of instruction" has the meaning given in s. ~~38.50~~ 440.55 (1) (c).

SECTION 1398. 71.28 (5r) (a) 6. b. of the statutes is amended to read:

71.28 **(5r)** (a) 6. b. A school approved under s. ~~38.50~~ 440.55, if the delivery of education occurs in this state.

SECTION 1399. 71.34 (1g) (i) of the statutes is created to read:

71.34 **(1g)** (i) "Internal Revenue Code" for tax–option corporations, for taxable years that begin after December 31, 2012, means the federal Internal Revenue Code as amended to December 31, 2010, excluding sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, section 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403 (a) of P.L.

108–311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301 of P.L. 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 503, and 513 of P.L. 109–222, P.L. 109–432, except sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432, P.L. 110–28, except sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–140, sections 2, 3, and 5 of P.L. 110–142, P.L. 110–166, sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–185, P.L. 110–234, section 301 of P.L. 110–245, P.L. 110–246, except sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, sections 3071, 3081, and 3082 of P.L. 110–289, section 9 (e) of P.L. 110–317, P.L. 110–343, except sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110–343, P.L. 111–5, except sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, section 201 of P.L. 111–147, P.L. 111–148, except sections 1322, 1515, 9003, 9004, 9005, 9012, 9013, 9014, 9016, 9021, 9022, 10108, 10902, 10908, and 10909 of P.L. 111–148, P.L. 111–152, except sections 1403 and 1407 of P.L. 111–152, P.L. 111–203, except section 1601 of P.L. 111–203, P.L. 111–226, except sections 215 and 217 of P.L. 111–226, P.L. 111–240, except sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, P.L. 111–312, and as amended by section 1858 of P.L. 112–10, section 1108 of P.L. 112–95, sections 40211, 40241, 40242, and 100121 of P.L. 112–141, and sections 101 and 902 of P.L. 112–240, and as indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99–514, P.L. 100–203, P.L. 100–647, excluding section 1008 (g) (5) of P.L. 100–647, P.L. 101–73, P.L.

101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 106–573, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207, 503, and 513 of P.L. 109–222, P.L. 109–227, P.L. 109–280, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432, sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142, excluding sections 2, 3, and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–245, excluding section 301 of P.L.

110–245, sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, P.L. 110–289, excluding sections 3071, 3081, and 3082 of P.L. 110–289, P.L. 110–317, excluding section 9 (e) of P.L. 110–317, sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110–343, P.L. 110–351, P.L. 110–458, sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, P.L. 111–92, P.L. 111–147, excluding section 201 of P.L. 111–147, sections 1322, 1515, 9003, 9004, 9005, 9012, 9013, 9014, 9016, 9021, 9022, 10108, 10902, 10908, and 10909 of P.L. 111–148, sections 1403 and 1407 of P.L. 111–152, P.L. 111–192, section 1601 of P.L. 111–203, sections 215 and 217 of P.L. 111–226, sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, P.L. 111–325, section 1858 of P.L. 112–10, section 1108 of P.L. 112–95, sections 40211, 40241, 40242, and 100121 of P.L. 112–141, and sections 101 and 902 of P.L. 112–240, except that section 1366 (f) (relating to pass–through of items to shareholders) is modified by substituting the tax under s. 71.35 for the taxes under sections 1374 and 1375. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes, except that changes made by P.L. 106–573, sections 9004, 9005, 9012, 9013, 9014, 9016, and 10902 of P.L. 111–148, sections 1403 and 1407 of P.L. 111–152, section 1858 of P.L. 112–10, section 1108 of P.L. 112–95, and sections 40211, 40241, 40242, and 100121 of P.L. 112–141 do not apply for taxable years beginning before January 1, 2013. Amendments to the federal Internal Revenue Code enacted after December 31, 2010, do not apply to this paragraph with respect to taxable years beginning after December 31, 2010, except that changes to the Internal Revenue Code made by section 1858 of P.L. 112–10, section 1108 of P.L. 112–95, and sections 40211, 40241, 40242, and 100121 of P.L. 112–141, and changes that indirectly affect the provisions applicable to this subchapter made by section 1858 of P.L. 112–10, section 1108 of P.L.

112–95, and sections 40211, 40241, 40242, and 100121 of P.L. 112–141, do not apply for taxable years beginning before January 1, 2013, and changes to the Internal Revenue Code made by sections 101 and 902 of P.L. 112–240, and changes that indirectly affect the provisions applicable to this subchapter made by sections 101 and 902 of P.L. 112–240, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1400. 71.34 (1g) (o) of the statutes is repealed.

SECTION 1401. 71.34 (1g) (p) of the statutes is renumbered 71.34 (1g) (a).

SECTION 1402. 71.34 (1g) (q) of the statutes is renumbered 71.34 (1g) (b).

SECTION 1403. 71.34 (1g) (r) of the statutes is renumbered 71.34 (1g) (c).

SECTION 1404. 71.34 (1g) (s) of the statutes is renumbered 71.34 (1g) (d).

SECTION 1405. 71.34 (1g) (t) of the statutes is renumbered 71.34 (1g) (e).

SECTION 1406. 71.34 (1g) (u) of the statutes is renumbered 71.34 (1g) (f).

SECTION 1407. 71.34 (1g) (um) of the statutes is renumbered 71.34 (1g) (g).

SECTION 1408. 71.34 (1g) (un) of the statutes is renumbered 71.34 (1g) (h) and amended to read:

71.34 **(1g)** (h) "Internal Revenue Code" for tax–option corporations, for taxable years that begin after December 31, 2010, <u>and before January 1, 2013,</u> means the federal Internal Revenue Code as amended to December 31, 2010, excluding sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101, 102, 201, 211, 242, 244, 336,

337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301 of P.L. 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 503, and 513 of P.L. 109–222, P.L. 109–432, except sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432, P.L. 110–28, except sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–140, sections 2, 3, and 5 of P.L. 110–142, P.L. 110–166, sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–185, P.L. 110–234, section 301 of P.L. 110–245, P.L. 110–246, except sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, sections 3071, 3081, and 3082 of P.L. 110–289, section 9 (e) of P.L. 110–317, P.L. 110–343, except sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110–343, P.L. 111–5, except sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, section 201 of P.L. 111–147, P.L. 111–148, except sections 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of P.L. 111–148, P.L. 111–152, except section 1407 of P.L. 111–152, P.L. 111–203, except section 1601 of P.L. 111–203, P.L. 111–226, except sections 215 and 217 of P.L. 111–226, P.L. 111–240, except sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, and P.L. 111–312, <u>and as amended by section 902 of P.L. 112–240,</u> and as indirectly affected in the provisions applicable to this subchapter by P.L. 99–514, ~~P.L. 100–203, P.L. 100–647,~~ excluding sections 803 (d) (2) (B), 805 (d) (2), 812 (c) (2), 821 (b) (2), and 823 (c) (2) of P.L. 99–514 ~~and~~<u>, P.L. 100–203, P.L. 100–647, excluding</u> section 1008 (g) (5) of P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections

13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207, 503, and 513 of P.L. 109–222, P.L. 109–227, P.L. 109–280, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432, sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142, excluding sections 2, 3, and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–245, excluding section 301 of P.L. 110–245, sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, P.L. 110–289, excluding sections 3071, 3081, and 3082 of P.L. 110–289, P.L. 110–317, excluding section 9 (e)

of P.L. 110–317, sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110–343, P.L. 110–351, P.L. 110–458, sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, P.L. 111–92, P.L. 111–147, excluding section 201 of P.L. 111–147, sections 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of P.L. 111–148, section 1407 of P.L. 111–152, P.L. 111–192, section 1601 of P.L. 111–203, sections 215 and 217 of P.L. 111–226, sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, ~~and~~ P.L. 111–325, and section 902 of P.L. 112–240, except that section 1366 (f) (relating to pass–through of items to shareholders) is modified by substituting the tax under s. 71.35 for the taxes under sections 1374 and 1375. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes, except that changes made by section 209 of P.L. 109–222, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432, sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142, excluding sections 2, 3, and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, sections 110 and 113 of P.L. 110–245, sections 15312, 15313, 15314, and 15342 of P.L. 110–246, sections 3031, 3032, 3033, 3041, 3051, 3052, 3061, and 3092 of P.L. 110–289, P.L. 110–317, excluding section 9 (e) of P.L. 110–317, sections 116, 208, and 211 of division B and section 504 of division C of P.L. 110–343, section 14 of P.L. 111–92, sections 531, 532, and 533 of P.L. 111–147, sections 10908 and 10909 of P.L. 111–148, and section 2043 of P.L. 111–240 do not apply for taxable years beginning before January 1, 2011. Amendments to the federal Internal Revenue Code enacted after December 31, 2010, do not apply to this paragraph with respect to taxable years beginning after December 31, 2010, and before January 1, 2013, except that changes to the Internal Revenue Code made by section 902 of P.L. 112–240, and changes that

indirectly affect the provisions applicable to this subchapter made by section 902 of P.L. 112–240, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1409. 71.42 (2) (i) of the statutes is created to read:

71.42 **(2)** (i) For taxable years that begin after December 31, 2012, "Internal Revenue Code" means the federal Internal Revenue Code as amended to December 31, 2010, excluding sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, section 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301 of P.L. 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 503, and 513 of P.L. 109–222, P.L. 109–432, except sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432, P.L. 110–28, except sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–140, sections 2, 3, and 5 of P.L. 110–142, P.L. 110–166, sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–185, P.L. 110–234, section 301 of P.L. 110–245, P.L. 110–246, except sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, sections 3071, 3081, and 3082 of P.L. 110–289, section 9 (e) of P.L. 110–317, P.L. 110–343, except sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110–343, P.L. 111–5, except sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of

division B of P.L. 111–5, section 201 of P.L. 111–147, P.L. 111–148, except sections 1322, 1515, 9003, 9004, 9005, 9012, 9013, 9014, 9016, 9021, 9022, 10108, 10902, 10908, and 10909 of P.L. 111–148, P.L. 111–152, except sections 1403 and 1407 of P.L. 111–152, P.L. 111–203, except section 1601 of P.L. 111–203, P.L. 111–226, except sections 215 and 217 of P.L. 111–226, P.L. 111–240, except sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, and P.L. 111–312, and as amended by section 1858 of P.L. 112–10, section 1108 of P.L. 112–95, sections 40211, 40241, 40242, and 100121 of P.L. 112–141, and sections 101 and 902 of P.L. 112–240, and as indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 106–573, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.

109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207, 503, and 513 of P.L. 109–222, P.L. 109–227, P.L. 109–280, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432, sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142, excluding sections 2, 3, and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–245, excluding section 301 of P.L. 110–245, sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, P.L. 110–289, excluding sections 3071, 3081, and 3082 of P.L. 110–289, P.L. 110–317, excluding section 9 (e) of P.L. 110–317, sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110–343, P.L. 110–351, P.L. 110–458, sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, P.L. 111–92, P.L. 111–147, excluding section 201 of P.L. 111–147, sections 1322, 1515, 9003, 9004, 9005, 9012, 9013, 9014, 9016, 9021, 9022, 10108, 10902, 10908, and 10909 of P.L. 111–148, sections 1403 and 1407 of P.L. 111–152, P.L. 111–192, section 1601 of P.L. 111–203, sections 215 and 217 of P.L. 111–226, sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, P.L. 111–325, section 1858 of P.L. 112–10, section 1108 of P.L. 112–95, sections 40211, 40241, 40242, and 100121 of P.L. 112–141, and sections 101 and 902 of P.L. 112–240, except that "Internal Revenue Code" does not include section 847 of the federal Internal Revenue Code. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes, except that changes made by P.L. 106–573, sections 9004, 9005, 9012, 9013, 9014, 9016, and 10902 of P.L. 111–148, sections 1403 and 1407 of P.L. 111–152, section 1858 of P.L.

112–10, section 1108 of P.L. 112–95, and sections 40211, 40241, 40242, and 100121 of P.L. 112–141 do not apply for taxable years beginning before January 1, 2013. Amendments to the federal Internal Revenue Code enacted after December 31, 2010, do not apply to this paragraph with respect to taxable years beginning after December 31, 2010, except that changes to the Internal Revenue Code made by section 1858 of P.L. 112–10, section 1108 of P.L. 112–95, and sections 40211, 40241, 40242, and 100121 of P.L. 112–141, and changes that indirectly affect the provisions applicable to this subchapter made by section 1858 of P.L. 112–10, section 1108 of P.L. 112–95, and sections 40211, 40241, 40242, and 100121 of P.L. 112–141, do not apply for taxable years beginning before January 1, 2013, and changes to the Internal Revenue Code made by sections 101 and 902 of P.L. 112–240, and changes that indirectly affect the provisions applicable to this subchapter made by sections 101 and 902 of P.L. 112–240, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1410. 71.42 (2) (n) of the statutes is repealed.

SECTION 1411. 71.42 (2) (o) of the statutes is renumbered 71.42 (2) (a).

SECTION 1412. 71.42 (2) (p) of the statutes is renumbered 71.42 (2) (b).

SECTION 1413. 71.42 (2) (q) of the statutes is renumbered 71.42 (2) (c).

SECTION 1414. 71.42 (2) (r) of the statutes is renumbered 71.42 (2) (d).

SECTION 1415. 71.42 (2) (s) of the statutes is renumbered 71.42 (2) (e).

SECTION 1416. 71.42 (2) (t) of the statutes is renumbered 71.42 (2) (f).

SECTION 1417. 71.42 (2) (tm) of the statutes is renumbered 71.42 (2) (g).

SECTION 1418. 71.42 (2) (tn) of the statutes is renumbered 71.42 (2) (h) and amended to read:

71.42 **(2)** (h) For taxable years that begin after December 31, 2010, and before January 1, 2013, "Internal Revenue Code" means the federal Internal Revenue Code as amended to December 31, 2010, excluding sections 103, 104, and 110 of P.L. 102–227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, sections 1, 3, 4, and 5 of P.L. 106–519, sections 162 and 165 of P.L. 106–554, P.L. 106–573, section 431 of P.L. 107–16, sections 101 and 301 (a) of P.L. 107–147, sections 106, 201, and 202 of P.L. 108–27, section 1201 of P.L. 108–173, sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 109–1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, section 11146 of P.L. 109–59, section 301 of P.L. 109–73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, sections 101, 207, 503, and 513 of P.L. 109–222, P.L. 109–432, except sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432, P.L. 110–28, except sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–140, sections 2, 3, and 5 of P.L. 110–142, P.L. 110–166, sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–185, P.L. 110–234, section 301 of P.L. 110–245, P.L. 110–246, except sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, sections 3071, 3081, and 3082 of P.L. 110–289, section 9 (e) of P.L. 110–317, P.L. 110–343, except sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110–343, P.L. 111–5, except sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, section 201 of P.L. 111–147, P.L. 111–148, except sections 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of P.L. 111–148, P.L. 111–152, except section 1407 of P.L. 111–152, P.L. 111–203, except

section 1601 of P.L. 111–203, P.L. 111–226, except sections 215 and 217 of P.L. 111–226, P.L. 111–240, except sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, and P.L. 111–312, and as amended by section 902 of P.L. 112–240, and as indirectly affected by P.L. 99–514, P.L. 100–203, P.L. 100–647, P.L. 101–73, P.L. 101–140, P.L. 101–179, P.L. 101–239, P.L. 101–508, P.L. 102–227, excluding sections 103, 104, and 110 of P.L. 102–227, P.L. 102–318, P.L. 102–486, P.L. 103–66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103–66, P.L. 103–296, P.L. 103–337, P.L. 103–465, P.L. 104–7, P.L. 104–188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104–188, P.L. 104–191, P.L. 104–193, P.L. 105–33, P.L. 105–34, P.L. 105–178, P.L. 105–206, P.L. 105–277, P.L. 106–36, P.L. 106–170, P.L. 106–230, P.L. 106–554, excluding sections 162 and 165 of P.L. 106–554, P.L. 107–15, P.L. 107–16, excluding section 431 of P.L. 107–16, P.L. 107–22, P.L. 107–116, P.L. 107–134, P.L. 107–147, excluding sections 101 and 301 (a) of P.L. 107–147, P.L. 107–181, P.L. 107–210, P.L. 107–276, P.L. 107–358, P.L. 108–27, excluding sections 106, 201, and 202 of P.L. 108–27, P.L. 108–121, P.L. 108–173, excluding section 1201 of P.L. 108–173, P.L. 108–203, P.L. 108–218, P.L. 108–311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108–311, P.L. 108–357, excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108–357, P.L. 108–375, P.L. 108–476, P.L. 109–7, P.L. 109–58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109–58, P.L. 109–59, excluding section 11146 of P.L. 109–59, P.L. 109–73, excluding section 301 of P.L. 109–73, P.L. 109–135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109–135, P.L. 109–151, P.L. 109–222, excluding sections 101, 207, 503, and 513 of P.L. 109–222, P.L. 109–227, P.L. 109–280, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425

of division A and section 403 of division C of P.L. 109–432, sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142, excluding sections 2, 3, and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, P.L. 110–245, excluding section 301 of P.L. 110–245, sections 4, 15312, 15313, 15314, 15316, and 15342 of P.L. 110–246, P.L. 110–289, excluding sections 3071, 3081, and 3082 of P.L. 110–289, P.L. 110–317, excluding section 9 (e) of P.L. 110–317, sections 116, 208, 211, and 301 of division B and sections 313 and 504 of division C of P.L. 110–343, P.L. 110–351, P.L. 110–458, sections 1261, 1262, 1401, 1402, 1521, 1522, 1531, and 1541 of division B of P.L. 111–5, P.L. 111–92, P.L. 111–147, excluding section 201 of P.L. 111–147, sections 1322, 1515, 9003, 9021, 9022, 10108, 10908, and 10909 of P.L. 111–148, section 1407 of P.L. 111–152, P.L. 111–192, section 1601 of P.L. 111–203, sections 215 and 217 of P.L. 111–226, sections 2014, 2043, 2111, 2112, and 2113 of P.L. 111–240, ~~and~~ P.L. 111–325, and section 902 of P.L. 112–240, except that "Internal Revenue Code" does not include section 847 of the federal Internal Revenue Code. The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes, except that changes made by section 209 of P.L. 109–222, sections 117, 406, 409, 410, 412, 417, 418, 424, and 425 of division A and section 403 of division C of P.L. 109–432, sections 8215, 8231, 8232, 8234, and 8236 of P.L. 110–28, P.L. 110–141, P.L. 110–142, excluding sections 2, 3, and 5 of P.L. 110–142, P.L. 110–172, excluding sections 3 (b) and 11 (b), (e), and (g) of P.L. 110–172, sections 110 and 113 of P.L. 110–245, sections 15312, 15313, 15314, and 15342 of P.L. 110–246, sections 3031, 3032, 3033, 3041, 3051, 3052, 3061, and 3092 of P.L. 110–289, P.L. 110–317, excluding section 9 (e) of P.L. 110–317, sections 116, 208, and 211 of division B and section 504 of division C of P.L. 110–343, section 14 of P.L. 111–92, sections 531, 532, and 533 of P.L. 111–147,

sections 10908 and 10909 of P.L. 111–148, and section 2043 of P.L. 111–240 do not apply for taxable years beginning before January 1, 2011. Amendments to the federal Internal Revenue Code enacted after December 31, 2010, do not apply to this paragraph with respect to taxable years beginning after December 31, 2010, and before January 1, 2013, except that changes to the Internal Revenue Code made by section 902 of P.L. 112–240, and changes that indirectly affect the provisions applicable to this subchapter made by section 902 of P.L. 112–240, apply for Wisconsin purposes at the same time as for federal purposes.

SECTION 1419. 71.45 (1t) (L) of the statutes is created to read:

71.45 **(1t)** (L) Those issued under s. 231.03 (6), if the bonds or notes are issued for the benefit of a person who is eligible to receive the proceeds of bonds or notes from another entity for the same purpose for which the bonds or notes are issued under s. 231.03 (6) and the interest income received from the other bonds or notes is exempt from taxation under this subchapter.

SECTION 1420. 71.47 (1dj) (am) 4h. of the statutes is amended to read:

71.47 **(1dj)** (am) 4h. Modify section 51 (a) of the ~~internal revenue code~~ Internal Revenue Code so that the amount of the credit is 25% of the qualified first–year wages if the wages are paid to an applicant for a Wisconsin ~~works~~ Works employment position for service either in an unsubsidized position or in a trial job under s. 49.147 (3), 2011 stats., and so that the amount of the credit is 20% of the qualified first–year wages if the wages are not paid to such an applicant.

SECTION 1421. 71.47 (1dx) (a) 4. of the statutes is amended to read:

71.47 **(1dx)** (a) 4. "Full–time job" ~~means a regular, nonseasonal full–time position in which an individual, as a condition of employment, is required to work at least 2,080 hours per year, including paid leave and holidays, and for which the~~

~~individual receives pay that is equal to at least 150% of the federal minimum wage and receives benefits that are not required by federal or state law. "Full–time job" does not include initial training before an employment position begins~~ has the meaning given in s. 238.30 (2m).

SECTION 1422. 71.47 (1dx) (a) 5. of the statutes is amended to read:

71.47 **(1dx)** (a) 5. "Member of a targeted group" means a person who resides in an area designated by the federal government as an economic revitalization area, a person who is employed in an unsubsidized job but meets the eligibility requirements under s. 49.145 (2) and (3) for a Wisconsin Works employment position, a person who is employed in a trial job, as defined in s. 49.141 (1) (n), 2011 stats., or in a ~~real work, real pay project position under s. 49.147 (3m)~~ trial employment match program job, as defined in s. 49.141 (1) (n), a person who is eligible for child care assistance under s. 49.155, a person who is a vocational rehabilitation referral, an economically disadvantaged youth, an economically disadvantaged veteran, a supplemental security income recipient, a general assistance recipient, an economically disadvantaged ex–convict, a qualified summer youth employee, as defined in 26 USC 51 (d) (7), a dislocated worker, as defined in 29 USC 2801 (9), or a food stamp recipient, if the person has been certified in the manner under sub. (1dj) (am) 3. by a designated local agency, as defined in sub. (1dj) (am) 2.

SECTION 1423. 71.47 (1dx) (b) 2. of the statutes is amended to read:

71.47 **(1dx)** (b) 2. The amount determined by multiplying the amount determined under s. 238.385 (1) (b) or s. 560.785 (1) (b), 2009 stats., by the number of full–time jobs created in a development zone and filled by a member of a targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) ~~or the subsidies and reimbursements paid under s. 49.147 (3m) (c)~~ for those jobs.

SECTION 1424. 71.47 (1dx) (b) 3. of the statutes is amended to read:

71.47 **(1dx)** (b) 3. The amount determined by multiplying the amount determined under s. 238.385 (1) (c) or s. 560.785 (1) (c), 2009 stats., by the number of full–time jobs created in a development zone and not filled by a member of a targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) ~~or the subsidies and reimbursements paid under s. 49.147 (3m) (c)~~ for those jobs.

SECTION 1425. 71.47 (1dx) (b) 4. of the statutes is amended to read:

71.47 **(1dx)** (b) 4. The amount determined by multiplying the amount determined under s. 238.385 (1) (bm) or s. 560.785 (1) (bm), 2009 stats., by the number of full–time jobs retained, as provided in the rules under s. 238.385 or s. 560.785, 2009 stats., excluding jobs for which a credit has been claimed under sub. (1dj), in an enterprise development zone under s. 238.397 or s. 560.797, 2009 stats., and for which significant capital investment was made and by then subtracting the subsidies paid under s. 49.147 (3) (a) ~~or the subsidies and reimbursements paid under s. 49.147 (3m) (c)~~ for those jobs.

SECTION 1426. 71.47 (1dx) (b) 5. of the statutes is amended to read:

71.47 **(1dx)** (b) 5. The amount determined by multiplying the amount determined under s. 238.385 (1) (c) or s. 560.785 (1) (c), 2009 stats., by the number of full–time jobs retained, as provided in the rules under s. 238.385 or s. 560.785, 2009 stats., excluding jobs for which a credit has been claimed under sub. (1dj), in a development zone and not filled by a member of a targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) ~~or the subsidies and reimbursements paid under s. 49.147 (3m) (c)~~ for those jobs.

SECTION 1427. 71.47 (3w) (b) 1. a. of the statutes is amended to read:

71.47 **(3w)** (b) 1. a. The number of full–time employees whose annual wages are greater than ~~$20,000~~ the amount determined by multiplying 2,080 by 150 percent of the federal minimum wage in a tier I county or municipality or greater than $30,000 in a tier II county or municipality and who the claimant employed in the enterprise zone in the taxable year, minus the number of full–time employees whose annual wages were greater than ~~$20,000~~ the amount determined by multiplying 2,080 by 150 percent of the federal minimum wage in a tier I county or municipality or greater than $30,000 in a tier II county or municipality and who the claimant employed in the area that comprises the enterprise zone in the base year.

SECTION 1428. 71.47 (3w) (b) 1. b. of the statutes is amended to read:

71.47 **(3w)** (b) 1. b. The number of full–time employees whose annual wages are greater than ~~$20,000~~ the amount determined by multiplying 2,080 by 150 percent of the federal minimum wage in a tier I county or municipality or greater than $30,000 in a tier II county or municipality and who the claimant employed in the state in the taxable year, minus the number of full–time employees whose annual wages were greater than ~~$20,000~~ the amount determined by multiplying 2,080 by 150 percent of the federal minimum wage in a tier I county or municipality or greater than $30,000 in a tier II county or municipality and who the claimant employed in the state in the base year.

SECTION 1429. 71.47 (3w) (b) 2. of the statutes is amended to read:

71.47 **(3w)** (b) 2. Determine the claimant's average zone payroll by dividing total wages for full–time employees whose annual wages are greater than ~~$20,000~~ the amount determined by multiplying 2,080 by 150 percent of the federal minimum wage in a tier I county or municipality or greater than $30,000 in a tier II county or municipality and who the claimant employed in the enterprise zone in the taxable

year by the number of full–time employees whose annual wages are greater than ~~$20,000~~ the amount determined by multiplying 2,080 by 150 percent of the federal minimum wage in a tier I county or municipality or greater than $30,000 in a tier II county or municipality and who the claimant employed in the enterprise zone in the taxable year.

SECTION 1430. 71.47 (3w) (b) 3. of the statutes is amended to read:

71.47 **(3w)** (b) 3. For employees in a tier I county or municipality, subtract ~~$20,000~~ the amount determined by multiplying 2,080 by 150 percent of the federal minimum wage from the amount determined under subd. 2. and for employees in a tier II county or municipality, subtract $30,000 from the amount determined under subd. 2.

SECTION 1431. 71.47 (3w) (bm) 2. of the statutes is amended to read:

71.47 **(3w)** (bm) 2. In addition to the credits under par. (b) and subds. 1., 3., and 4., and subject to the limitations provided in this subsection and s. 238.399 or s. 560.799, 2009 stats., a claimant may claim as a credit against the tax imposed under s. 71.43 an amount equal to the percentage, as determined under s. 238.399 or s. 560.799, 2009 stats., not to exceed 7 percent, of the claimant's zone payroll paid in the taxable year to all of the claimant's full–time employees whose annual wages are greater than ~~$20,000~~ the amount determined by multiplying 2,080 by 150 percent of the federal minimum wage in a tier I county or municipality, not including the wages paid to the employees determined under par. (b) 1., or greater than $30,000 in a tier II county or municipality, not including the wages paid to the employees determined under par. (b) 1., and who the claimant employed in the enterprise zone in the taxable year, if the total number of such employees is equal to or greater than

the total number of such employees in the base year. A claimant may claim a credit under this subdivision for no more than 5 consecutive taxable years.

SECTION 1432. 71.47 (5i) (b) of the statutes is amended to read:

71.47 **(5i)** (b) *Filing claims.* Subject to the limitations provided in this subsection, for taxable years beginning after December 31, 2011, and before January 1, 2014, a claimant may claim as a credit against the taxes imposed under s. 71.43, up to the amount of those taxes, an amount equal to 50 percent of the amount the claimant paid in the taxable year for information technology hardware or software that is used to maintain medical records in electronic form, if the claimant is a health care provider, as defined in s. 146.81 (1) (a) to (p).

SECTION 1433. 71.47 (5r) (a) 2. of the statutes is amended to read:

71.47 **(5r)** (a) 2. "Course of instruction" has the meaning given in s. ~~38.50~~ 440.55 (1) (c).

SECTION 1434. 71.47 (5r) (a) 6. b. of the statutes is amended to read:

71.47 **(5r)** (a) 6. b. A school approved under s. ~~38.50~~ 440.55, if the delivery of education occurs in this state.

SECTION 1435. 71.613 (3) (f) of the statutes is renumbered 71.613 (3) (f) (intro.) and amended to read:

71.613 **(3)** (f) (intro.) The maximum amount of the credits that may be claimed under this section ~~in any fiscal year is $27,007,200~~ is an amount specified under this paragraph. If the total amount of eligible claims exceed this amount, the excess claims shall be paid in the next succeeding fiscal year to ensure that the limit specified in this paragraph is not exceeded. The maximum amount of the credits that may be claimed under this section in any fiscal year is one of the following:

SECTION 1436. 71.613 (3) (f) 1. of the statutes is created to read:

71.613 **(3)** (f) 1. For a fiscal year before the 2013–14 fiscal year, $27,007,200.

SECTION 1437. 71.613 (3) (f) 2. of the statutes is created to read:

71.613 **(3)** (f) 2. For the 2013–14 fiscal year, and for every succeeding fiscal year, $25,304,300.

SECTION 1438. 71.64 (9) (b) (intro.) of the statutes is amended to read:

71.64 **(9)** (b) (intro.) The department shall from time to time adjust the withholding tables to reflect any changes in income tax rates, any applicable surtax or any changes in dollar amounts in s. 71.06 (1), (1m), (1n), (1p), (1q), and (2) resulting from statutory changes, except as follows:

SECTION 1439. 71.67 (5) (a) of the statutes is amended to read:

71.67 **(5)** (a) *Wager winnings.* A person holding a license to sponsor and manage races under s. 562.05 (1) (b) or (c) shall withhold from the amount of any payment of pari–mutuel winnings under s. 562.065 (3) (a) or (3m) (a) an amount determined by multiplying the amount of the payment by the highest rate applicable to individuals under s. 71.06 (1) (a) to (c), (1m), (1n) ~~or~~, (1p), or (1q) if the amount of the payment is more than $1,000.

SECTION 1440. 71.67 (5m) of the statutes is amended to read:

71.67 **(5m)** WITHHOLDING FROM PAYMENTS TO PURCHASE ASSIGNMENT OF LOTTERY PRIZE. A person that purchases an assignment of a lottery prize shall withhold from the amount of any payment made to purchase the assignment the amount that is determined by multiplying the amount of the payment by the highest rate applicable to individuals under s. 71.06 (1) (a) to (c), (1m), (1n) ~~or~~, (1p), or (1q). Subsection (5) (b), (c) and (d), as it applies to the amounts withheld under sub. (5) (a), applies to the amount withheld under this subsection.

SECTION 1441. 71.83 (1) (a) 11. of the statutes is created to read:

71.83 **(1)** (a) 11. 'Negligently filed claims.' A person who negligently files an incorrect claim for refund of tax, or credits, under this chapter is subject to a penalty of 25 percent of the difference between the amount claimed and the amount that should have been claimed.

SECTION 1442. 71.83 (1) (b) 7. of the statutes is created to read:

71.83 **(1)** (b) 7. 'Fraudulently filed claims.' A person who fraudulently files an incorrect claim for refund of tax, or credits, under this chapter is subject to a penalty of 100 percent of the difference between the amount claimed and the amount that should have been claimed.

SECTION 1443. 71.83 (2) (b) 1. of the statutes is amended to read:

71.83 **(2)** (b) 1. 'False income tax return; fraud.' Any person, other than a corporation or limited liability company, who renders a false or fraudulent income tax return with intent to defeat or evade any assessment required by this chapter, or to obtain a refund or credit with fraudulent intent, is guilty of a Class H felony and may be assessed the cost of prosecution. In this subdivision, "return" includes a separate return filed by a spouse with respect to a taxable year for which a joint return is filed under s. 71.03 (2) (g) to (L) after the filing of that separate return, and a joint return filed by the spouses with respect to a taxable year for which a separate return is filed under s. 71.03 (2) (m) after the filing of that joint return.

SECTION 1444. 71.83 (5) of the statutes is created to read:

71.83 **(5)** INELIGIBILITY TO CLAIM CERTAIN CREDITS. (a) *Definitions*. In this subsection:

1. "Credit" means the earned income tax credit under s. 71.07 (9e) or the homestead credit under subch. VIII.

2. "Fraudulent claim" means a claim for a credit, filed by an individual, that is false or excessive and filed with fraudulent intent, as determined by the department.

3. "Reckless claim" means a claim for a credit, filed by an individual, that is improper, due to reckless or intentional disregard of the provisions in this chapter or of rules and regulations of the department, as determined by the department.

(b) *Disallowance period.* 1. An individual who files a fraudulent claim may not file a claim for a credit for 10 successive taxable years, beginning with the taxable year that begins immediately after the taxable year for which the department determined that the individual filed a fraudulent claim.

2. An individual who files a reckless claim may not file a claim for a credit for 2 successive taxable years, beginning with the taxable year that begins immediately after the taxable year for which the department determined that the individual filed a reckless claim.

(c) *Reinstatement*. After the period described under par. (b) during which an individual may not file a claim for a credit, he or she may file a claim for a credit, subject to any requirements that the department may impose on the individual to demonstrate that he or she is eligible to claim the credit.

SECTION 1445. 71.91 (6) (a) 1. of the statutes is renumbered 71.91 (6) (a) 1g.

SECTION 1446. 71.91 (6) (a) 1d. of the statutes is created to read:

71.91 **(6)** (a) 1d. "Continuous levy" means a levy that is in effect from the date on which it is served on a 3rd party until the liability out of which the levy arose is satisfied or until the levy is released, whichever occurs first.

SECTION 1447. 71.91 (6) (a) 2n. of the statutes is created to read:

71.91 **(6)** (a) 2n. "Noncontinuous levy" means a levy that is in effect on the date on which it is served on a 3rd party.

SECTION 1448. 71.91 (6) (b) of the statutes is amended to read:

71.91 **(6)** (b) *Powers of levy and distraint.* If any person who is liable for any tax administered by the department neglects or refuses to pay that tax within 10 days after that tax becomes delinquent, the department may collect that tax and the expenses of the levy by levy upon, and sale of, any property belonging to that person or any property on which there is a lien as provided by sub. (4) in respect to that delinquent tax. Whenever any property that has been levied upon under this section is not sufficient to satisfy the claim of the department, the department may levy upon any other property liable to levy of the person against whom that claim exists until the taxes and expenses of the levy are fully paid. A levy imposed under this paragraph may be continuous or noncontinuous, except that a levy on commissions, wages, or salaries is continuous ~~until the liability out of which it arose is satisfied~~.

SECTION 1449. 71.91 (6) (f) 1. of the statutes is amended to read:

71.91 **(6)** (f) 1. As soon as practicable after obtaining property, the department shall notify, in ~~writing~~ the manner prescribed by the department, the owner of any real or personal property, and, at the possessor's request, the possessor of any personal property, obtained by the department under this subsection. That notice may be left at the person's usual place of residence or business. If the owner cannot be located or has no dwelling or place of business in this state, or if the property is obtained as a result of a continuous levy on commissions, wages or salaries, the department may mail a notice to the owner's last–known address. That notice shall specify the sum demanded and shall contain, in the case of personal property, an

account of the property obtained and, in the case of real property, a description with reasonable certainty of the property seized.

SECTION 1450. 71.91 (6) (f) 2. of the statutes is amended to read:

71.91 **(6)** (f) 2. As soon as practicable after obtaining property, the department ~~shall notify the owner in the manner prescribed under subd. 1. and~~ shall cause a notice of the sale to be published in a newspaper published or generally circulated within the county where the property was obtained. If there is no newspaper published or generally circulated in that county, the department shall post that notice at the city, town or village hall nearest the place where the property was obtained and in at least 2 other public places. That notice shall specify the property to be sold and the time, place, manner and conditions of the sale.

SECTION 1451. 71.93 (3) (a) of the statutes is renumbered 71.93 (3) (a) (intro.) and amended to read:

71.93 **(3)** (a) (intro.) The department of revenue shall setoff any debt or other amount owed to the department, regardless of the origin of the debt or of the amount, its nature or its date. If after the setoff there remains a refund in excess of $10, the department shall set off the remaining refund against certified debts of other ~~state agencies.~~ entities in the following order:

(am) If more than one certified debt exists for any debtor for the same type of debt specified under par. (a) 1. to 9., the refund shall be first set off against the earliest debt certified, except that no child support or spousal support obligation submitted by an agency of another state may be set off until all debts owed to and certified by state agencies of this state have been set off. When all debts have been satisfied, any remaining refund shall be refunded to the debtor by the department.

Any legal action contesting a setoff under this paragraph shall be brought against the ~~state agency~~ entity that certified the debt ~~under sub. (2)~~.

SECTION 1452. 71.93 (3) (a) 1. to 9. of the statutes are created to read:

71.93 **(3)** (a) 1. Wisconsin child support debt certified by the department of children and families under sub. (2).

2. State agency debt collected pursuant to an agreement under sub. (8) and debt owed to the courts, the legislature, or an authority, as defined in s. 16.41 (4), collected pursuant to an agreement under sub. (8).

3. Debt owed to local units of government collected pursuant to an agreement under sub. (8).

4. Debt certified under sub. (2), other than child support debt certified by the department of children and families.

5. Child support or spousal support obligations submitted by an agency of another state.

6. Debt certified under s. 71.935 (2).

7. Federal tax obligations collected pursuant to an agreement under s. 73.03 (52) (a).

8. Tribal obligations collected pursuant to an agreement under s. 73.03 (52n).

9. Tax obligations of other states collected pursuant to an agreement under s. 73.03 (52m).

SECTION 1453. 71.93 (8) (b) 6. of the statutes is amended to read:

71.93 **(8)** (b) 6. If the debtor owes debt to the department and to other entities, payments shall first apply to debts owed to the department~~,~~ then to the ~~state agencies, the courts, the legislature, and authorities, as defined in s. 16.41 (4), in the order in which the debts were referred to the department, and then to local units of~~

~~government in the order in which the debts were referred to the department~~ other entities in the order determined under sub. (3) (a).

SECTION 1454. 73.03 (27) of the statutes is amended to read:

73.03 **(27)** ~~To~~ With regard to taxes and fees administered by the department, to write off from the records of the department ~~income, franchise, sales, use, withholding, motor fuel, gift, beverage and cigarette~~ tax, fee, and economic development surcharge liabilities, following a determination by the secretary of revenue that they are not collectible. Taxes written off under this subsection remain legal obligations.

SECTION 1455. 73.03 (52) (a) of the statutes is amended to read:

73.03 **(52)** (a) To enter into agreements with the Internal Revenue Service that provide for offsetting state tax refunds against federal tax obligations; and to charge a fee up to $25 per transaction for such offsets; and offsetting federal tax refunds against state tax obligations, and collecting the offset cost from the debtor, if the agreements provide that setoffs under ss. 71.93 and 71.935 occur before the setoffs under those agreements.

SECTION 1456. 73.03 (52m) of the statutes is amended to read:

73.03 **(52m)** To enter into agreements with other states that provide for offsetting state tax refunds against tax and nontax obligations of other states and offsetting tax refunds of other states against state tax and nontax obligations, if the agreements provide that setoffs under ss. 71.93 and 71.935 occur before the setoffs under those agreements.

SECTION 1457. 73.03 (63) of the statutes is amended to read:

73.03 **(63)** Notwithstanding the amount limitations specified under ~~s. 71.07 (5d) (c) 1. and s. 238.15 (3) (d) or~~ s. 560.205 (3) (d), 2009 stats., or s. 238.15 (3) (d), in

consultation with ~~the department of commerce or~~ the Wisconsin Economic Development Corporation, to carry forward to subsequent taxable years unclaimed credit amounts of the early stage seed investment credits under ss. 71.07 (5b), 71.28 (5b), 71.47 (5b), and 76.638 and the angel investment credit under s. 71.07 (5d). Annually, no later than July 1, the ~~department of commerce or the~~ Wisconsin Economic Development Corporation shall submit to the department of revenue its recommendations for the carry forward of credit amounts as provided under this subsection.

SECTION 1458. 73.03 (66) of the statutes is repealed.

SECTION 1459. 73.03 (69) of the statutes is created to read:

73.03 **(69)** (a) To, effective on January 1, 2014, implement a program to register businesses for purposes of s. 71.05 (25) and (26). A business shall register electronically with the department each year for which the business desires registration.

(b) A business may register under this subsection if, in the business's taxable year ending immediately before the date of the businesses registration, all of the following apply:

1. The business has at least 2 full–time employees and the amount of payroll compensation paid by the business in this state is equal to at least 50 percent of the amount of all payroll compensation paid by the business.

2. The value of real and tangible personal property owned or rented and used by the business in this state is equal to at least 50 percent of the value of all real and tangible personal property owned or rented and used by the business.

(c) The department may adopt rules for the administration of this subsection.

(d) For each year beginning after December 31, 2013, the department shall compile a list of businesses registered under this subsection and shall make the list available to the public at the department's Internet site.

SECTION 1460. 73.03 (70) of the statutes is created to read:

73.03 **(70)** In conjunction with the department of workforce development, to submit to the joint committee on finance, no later than June 30 of each year, a report describing the impact of the tax credits under ss. 71.07 (6n), 71.28 (6n), and 71.47 (6n) on unemployed veterans in this state. The report shall also specify the number and type of businesses that have claimed the credits under ss. 71.07 (6n), 71.28 (6n), and 71.47 (6n). Within 14 working days after the submittal date of the report, the cochairpersons of the committee shall notify the department of workforce development and the department of revenue that the committee has scheduled a meeting for the purpose of reviewing the report.

SECTION 1461. 73.0301 (1) (d) 6. of the statutes is amended to read:

73.0301 **(1)** (d) 6. A license or certificate of registration issued by the department of financial institutions, or a division of it, under ss. 138.09, 138.12, 138.14, <u>202.12 to 202.14, 202.22,</u> 217.06, 218.0101 to 218.0163, 218.02, 218.04, 218.05, 224.72, 224.725, 224.93 or under subch. IV of ch. 551.

SECTION 1462. 73.0301 (1) (d) 6m. of the statutes is created to read:

73.0301 **(1)** (d) 6m. A certificate or registration issued under 168.23 (3).

SECTION 1463. 73.0301 (1) (e) of the statutes is amended to read:

73.0301 **(1)** (e) "Licensing department" means the department of administration; <u>the department of agriculture, trade and consumer protection;</u> the board of commissioners of public lands; the department of children and families; the government accountability board; the department of financial institutions; the

department of health services; the department of natural resources; the department of public instruction; the department of safety and professional services; the department of workforce development; the office of the commissioner of insurance; or the department of transportation.

SECTION 1464. 73.16 (1) (a) of the statutes is repealed.

SECTION 1465. 73.16 (1) (ab) of the statutes is created to read:

73.16 **(1)** (ab) "Combined group" has the meaning given in s. 71.255 (1) (a).

SECTION 1466. 73.16 (3) of the statutes is created to read:

73.16 **(3)** RELYING ON PAST AUDITS. (a) A person who is subject to a determination by the department, including all other members of that person's combined group for purposes of determining the tax due under s. 71.23 for taxable years beginning after December 31, 2008, shall not be liable for any amount that the department asserts that the person owes if all of the following conditions are satisfied:

1. The liability asserted by the department is the result of a tax issue during the period associated with a prior determination for which the person is subject to and the tax issue is the same as the tax issue during the period associated with the current determination.

2. A department employee who was involved in the prior determination identified or reviewed the tax issue before completing the prior determination, as shown by any schedules, exhibits, audit reports, documents, or other written evidence pertaining to the determination, and the schedules, exhibits, reports, documents and other written evidence show that the department did not adjust the person's treatment of the tax issue.

3. The liability asserted by the department as described under subd. 1. was not asserted in the prior determination.

(b) This subsection does not apply to any period associated with a determination, if the period begins after the promulgation of a rule, dissemination of written guidance to the public or to the person who is subject to the determination, the effective date of a statute, or the date on which a tax appeals commission or court decision becomes final and conclusive and if the rule, guidance, statute, or decision imposes the liability as a result of the tax issue described in par. (a) 1. This subsection does not apply to any period associated with a determination if the taxpayer did not give the department employee adequate and accurate information or if the issue is settled by a written agreement between the department and the taxpayer.

SECTION 1467. 76.14 of the statutes is amended to read:

76.14 Remedies for nonpayment of taxes. All taxes levied under this subchapter upon the property of any company defined in s. 76.02, which are not paid at the time provided by law, shall thereupon become delinquent and bear interest at the rate of 1.5% per month until actually paid. Upon a showing by the department under s. 73.16 (4), the failure of any such company to pay the taxes and interest so required of the company within 60 days after the entry of final judgment dismissing in whole or in part any action of the company to restrain or set aside a tax, or the failure of the company within 60 days after the entry of final judgment in favor of the state for the taxes and interest to pay the judgment shall be cause for forfeiture of all the rights, privileges and franchises granted by special charter or obtained under general laws, by or under which the company is organized and its business is operated. The attorney general upon the showing by the department under s. 73.16 (4) shall proceed by action to have forfeiture of such rights, privileges and franchises of the company duly declared. Any such company, at any time before the final judgment for forfeiture of such rights, privileges and franchises is rendered, may be

permitted, absent a showing by the department under s. 73.16 (4), to pay the taxes, interest and the costs of the action upon special application to the court in which the action is pending upon such terms as the court directs. Section 71.91, as it applies to the collection of delinquent taxes under ch. 71, applies to the collection of delinquent taxes under this subchapter.

SECTION 1468. 76.636 (1) (d) of the statutes is amended to read:

76.636 **(1)** (d) "Full–time job" ~~means a regular, nonseasonal, full–time position in which an individual, as a condition of employment, is required to work at least 2,080 hours per year, including paid leave and holidays, and for which the individual receives pay that is equal to at least 150 percent of the federal minimum wage and receives benefits that are not required by federal or state law. "Full–time job" does not include initial training before an employment position begins~~ has the meaning given in s. 238.30 (2m).

SECTION 1469. 76.636 (1) (e) 3. of the statutes is amended to read:

76.636 **(1)** (e) 3. A person who is employed in a trial job, as defined in s. 49.141 (1) (n), 2011 stats., or in a ~~real work, real pay project position under s. 49.147 (3m)~~ trial employment match program job, as defined in s. 49.141 (1) (n).

SECTION 1470. 76.636 (2) (b) of the statutes is amended to read:

76.636 **(2)** (b) The amount determined by multiplying the amount determined under s. 238.385 (1) (b) or s. 560.785 (1) (b), 2009 stats., by the number of full–time jobs created in a development zone and filled by a member of a targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) ~~or the subsidies and reimbursements paid under s. 49.147 (3m) (c)~~ for those jobs.

SECTION 1471. 76.636 (2) (c) of the statutes is amended to read:

76.636 **(2)** (c) The amount determined by multiplying the amount determined under s. 238.385 (1) (c) or s. 560.785 (1) (c), 2009 stats., by the number of full–time jobs created in a development zone and not filled by a member of a targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) ~~or the subsidies and reimbursements paid under s. 49.147 (3m) (c)~~ for those jobs.

SECTION 1472. 76.636 (2) (d) of the statutes is amended to read:

76.636 **(2)** (d) The amount determined by multiplying the amount determined under s. 238.385 (1) (bm) or s. 560.785 (1) (bm), 2009 stats., by the number of full–time jobs retained, as provided in the rules under s. 238.385 or s. 560.785, 2009 stats., excluding jobs for which a credit has been claimed under s. 71.47 (1dj), in an enterprise development zone under s. 238.397 or s. 560.797, 2009 stats., and for which significant capital investment was made and by then subtracting the subsidies paid under s. 49.147 (3) (a) ~~or the subsidies and reimbursements paid under s. 49.147 (3m) (c)~~ for those jobs.

SECTION 1473. 76.636 (2) (e) of the statutes is amended to read:

76.636 **(2)** (e) The amount determined by multiplying the amount determined under s. 238.385 (1) (c) or s. 560.785 (1) (c), 2009 stats., by the number of full–time jobs retained, as provided in the rules under s. 238.385 or s. 560.785, 2009 stats., excluding jobs for which a credit has been claimed under s. 71.47 (1dj), in a development zone and not filled by a member of a targeted group and by then subtracting the subsidies paid under s. 49.147 (3) (a) ~~or the subsidies and reimbursements paid under s. 49.147 (3m) (c)~~ for those jobs.

SECTION 1474. 76.84 (5) of the statutes is created to read:

76.84 **(5)** Section 71.91, as it applies to the collection of delinquent taxes under ch. 71, applies to the collection of delinquent taxes under this subchapter.

SECTION 1475. 77.51 (2d) of the statutes is created to read:

77.51 **(2d)** "Custom farming services" include services performed by a veterinarian to animals that are farm livestock or work stock.

SECTION 1476. 77.51 (10f) of the statutes is amended to read:

77.51 **(10f)** "Prepaid wireless calling service" means a telecommunications service that provides the right to utilize mobile wireless service as well as other nontelecommunications services, including the download of digital products delivered electronically, content, and ancillary services, and that is paid for prior to use and sold in predetermined ~~dollar~~ units ~~whereby the number of units declines~~ or dollars that decrease with use in a known amount.

SECTION 1477. 77.51 (10m) (a) 3. (intro.) of the statutes is amended to read:

77.51 **(10m)** (a) 3. (intro.) Food and food ingredients sold with eating utensils that are provided by the retailer of the food and food ingredients, including plates, bowls, knives, forks, spoons, glasses, cups, napkins, or straws. In this subdivision, "plate" does not include a container or packaging used to transport food and food ingredients. For purposes of this subdivision, a retailer provides utensils if any of the following applies:

SECTION 1478. 77.51 (10m) (a) 3. b. of the statutes is amended to read:

77.51 **(10m)** (a) 3. b. For retailers not described under subd. 3. a., the retailer's customary practice is to physically give or hand the utensils to the purchaser, except that plates, bowls, glasses, or cups that are necessary for the purchaser to receive the food and food ingredients need only be made available to the purchaser.

SECTION 1479. 77.51 (11d) of the statutes is amended to read:

77.51 **(11d)** For purposes of subs. (1ag), (1f), (3pf), and (9p) and ss. 77.52 (20) and (21), 77.522, and 77.54 (51) ~~and~~, (52), and (60), "product" includes tangible

personal property, and items, property, and goods under s. 77.52 (1) (b), (c), and (d), and services.

SECTION 1480. 77.51 (11m) of the statutes is amended to read:

77.51 **(11m)** "Prosthetic device" means a replacement, corrective, or supportive device, including the repair parts and replacement parts for the device, that is placed in or worn on the body to artificially replace a missing portion of the body; to prevent or correct a physical deformity or malfunction; or to support a weak or deformed portion of the body.

SECTION 1481. 77.51 (12m) (a) 2. of the statutes is amended to read:

77.51 **(12m)** (a) 2. The cost of materials used, labor or service cost, interest, losses, all costs of transportation to the seller, all taxes imposed on the seller, except as provided in par. (b) 3m., and any other expense of the seller.

SECTION 1482. 77.51 (12m) (b) 3m. of the statutes is created to read:

77.51 **(12m)** (b) 3m. Taxes imposed on the seller that are separately stated on the invoice, bill of sale, or similar document that the seller gives to the purchaser if the law imposing or authorizing the tax provides that the seller may, but is not required to, pass on to and collect the tax from the user or consumer.

SECTION 1483. 77.51 (15b) (a) 2. of the statutes is amended to read:

77.51 **(15b)** (a) 2. The cost of materials used, labor or service cost, interest, losses, all costs of transportation to the seller, all taxes imposed on the seller, except as provided in par. (b) 3m., and any other expense of the seller.

SECTION 1484. 77.51 (15b) (b) 3m. of the statutes is created to read:

77.51 **(15b)** (b) 3m. Taxes imposed on the seller that are separately stated on the invoice, bill of sale, or similar document that the seller gives to the purchaser if

the law imposing or authorizing the tax provides that the seller may, but is not required to, pass on to and collect the tax from the user or consumer.

SECTION 1485. 77.52 (2) (a) 11. of the statutes is amended to read:

77.52 **(2)** (a) 11. The producing, fabricating, processing, printing, or imprinting of tangible personal property or items, property, or goods under ~~s. 77.52~~ sub. (1) (b), (c), or (d) for a consideration for consumers who furnish directly or indirectly the materials used in the producing, fabricating, processing, printing, or imprinting. This subdivision does not apply to the printing or imprinting of tangible personal property or items, property, or goods under ~~s. 77.52~~ sub. (1) (b), (c), or (d) that results in printed material, catalogs, or envelopes that are exempt under s. 77.54 (25) ~~or~~, (25m), or (59).

SECTION 1486. 77.52 (21) (b) of the statutes is amended to read:

77.52 **(21)** (b) ~~A~~ Except as provided in sub. (2m) (a), a person who provides a product that is not distinct and identifiable because it is provided free of charge to a purchaser who must also purchase another product that is subject to the tax imposed under this subchapter from that person in the same transaction may purchase the product provided free of charge without tax, for resale.

SECTION 1487. 77.522 (4) (a) 9. of the statutes is amended to read:

77.522 **(4)** (a) 9. "Place of primary use" means ~~place of primary use, as determined under 4 USC 116 to 126, as amended by P.L. 106–252~~ the residential street address or the primary business street address of the customer. In the case of mobile telecommunications services, "place of primary use" means a street address within the licensed service area of the home service provider.

SECTION 1488. 77.53 (16) of the statutes is amended to read:

77.53 **(16)** If the purchase, rental or lease of tangible personal property, or items, property, or goods under s. 77.52 (1) (b), (c), or (d), or service subject to the tax imposed by this section was subject to a sales tax by another state in which the purchase was made, the amount of sales tax paid the other state shall be applied as a credit against and deducted from the tax, to the extent thereof, imposed by this section, except no credit may be applied against and deducted from a sales tax paid on the purchase of advertising and promotional direct mail, if the advertising and promotional direct mail purchaser did not provide to the seller a direct pay permit, an exemption certificate claiming advertising and promotional direct mail, or other information that indicates the appropriate taxing jurisdiction to which the advertising and promotional direct mail is delivered to the ultimate recipients. In this subsection "sales tax" includes a use or excise tax imposed on the use of tangible personal property, or items, property, or goods under s. 77.52 (1) (b), (c), or (d), or taxable service by the state to which the sale was sourced and "state" includes the District of Columbia and the commonwealth of Puerto Rico but does not include the several territories organized by congress.

SECTION 1489. 77.54 (57) (a) 1f. of the statutes is renumbered 77.51 (1c).

SECTION 1490. 77.54 (57) (a) 1m. of the statutes is renumbered 77.51 (1d).

SECTION 1491. 77.54 (57) (a) 4. of the statutes is renumbered 77.51 (10rn).

SECTION 1492. 77.54 (57) (a) 5. of the statutes is repealed.

SECTION 1493. 77.54 (57) (b) 1. of the statutes is repealed.

SECTION 1494. 77.54 (57) (b) 2. of the statutes is repealed.

SECTION 1495. 77.54 (57) (b) 4. of the statutes is amended to read:

77.54 **(57)** (b) 4. The items listed in sub. (3m) (a) to (m), ~~medicines~~ drugs, semen for artificial insemination, fuel, and electricity that are used exclusively and directly

in raising animals that are sold primarily to a biotechnology business, a public or private institution of higher education, or a governmental unit for exclusive and direct use by any such entity in qualified research or manufacturing.

SECTION 1496. 77.54 (57d) of the statutes is created to read:

77.54 **(57d)** (a) In this subsection:

1. "Building" has the meaning given in s. 70.111 (10) (a) 1.

2. "Combined group" has the meaning given in s. 71.255 (1) (a).

3. "Machinery" has the meaning given in s. 70.11 (27) (a) 2.

4. "Qualified research" means qualified research as defined under section 41 (d) (1) of the Internal Revenue Code, except that it includes qualified research that is funded by a member of a combined group for another member of a combined group.

5. "Used exclusively" has the meaning given in sub. (3) (b) 3.

(b) The sales price from the sale of and the storage, use, or other consumption of machinery and equipment, including attachments, parts, and accessories, and other tangible personal property or items or property under s. 77.52 (1) (b) or (c) that are sold to any of the following and that are consumed or destroyed or lose their identities while being used exclusively and directly in qualified research:

1. A person engaged in manufacturing in this state at a building assessed under s. 70.995.

2. A person engaged primarily in biotechnology in this state.

3. A combined group member who is conducting qualified research for another combined group member and that other combined group member is a person described under subd. 1. or 2.

SECTION 1497. 77.54 (60) of the statutes is created to read:

77.54 **(60)** (a) In this subsection, "lump sum contract" means a contract to perform real property construction activities and to provide tangible personal property, items or property under s. 77.52 (1) (b) or (c), or taxable services and for which the contractor quotes the charge for labor, services of subcontractors, tangible personal property, items and property under s. 77.52 (1) (b) and (c), and taxable services as one price, including a contract for which the contractor itemizes the charges for labor, services of subcontractors, tangible personal property, items and property under s. 77.52 (1) (b) and (c), and taxable services as part of a schedule of values or similar document.

(b) The sales price from the sale of and the storage, use, or other consumption of tangible personal property, items and property under s. 77.52 (1) (b) and (c), and taxable services that are sold by a contractor as part of a lump sum contract, if the total sales price of all such taxable products is less than 10 percent of the total amount of the lump sum contract. Except as provided in par. (c), the contractor is the consumer of such taxable products and shall pay the tax imposed under this subchapter on the taxable products.

(c) If the lump sum contract is entered into with an entity that is exempt from taxation under sub. (9a), the contractor is the consumer of all taxable products used by the contractor in real property construction activities, but the contractor may purchase without tax, for resale, tangible personal property, items and property under s. 77.52 (1) (b) and (c), and taxable services that are sold by the contractor as part of the lump sum contract with the entity and that are not consumed by the contractor in real property construction activities.

SECTION 1498. 77.58 (1) (a) of the statutes is amended to read:

77.58 **(1)** (a) If the amount of tax for any calendar quarter exceeds ~~$600~~ $1,200, the department may require by written notice to the taxpayer that the taxes imposed on and after the date specified in the notice are due and payable on the last day of the month next succeeding the calendar month for which imposed.

SECTION 1499. 77.585 (10) of the statutes is created to read:

77.585 **(10)** A retailer who receives an exemption certificate after reporting a sale as taxable may either claim a deduction for the tax amount on a subsequent return or file an amended return for the period in which the transaction was originally reported.

SECTION 1500. 77.59 (4) (a) of the statutes is amended to read:

77.59 **(4)** (a) Except as provided in sub. (3m), at any time within 4 years after the due date~~, or in the case of buyers the unextended due date,~~ of a person's corresponding Wisconsin income or franchise tax return or, if exempt, within 4 years of the 15th day of the 4th month of the year following the close of the calendar or fiscal year for which that person files a claim, that person may, unless a determination by the department by office or field audit of a seller has been made and unless a determination by office audit of a buyer other than an audit in which the tax that is the subject of the refund claim was not adjusted has been made and unless a determination by field audit of the buyer has been made, file with the department a claim for refund of taxes paid to the department by that person. If the amount of the claim is at least $50 or if either the seller has ceased doing business, the buyer is being field audited or the seller may no longer file a claim, the buyer may, within the time period under this subsection, file a claim with the department for a refund of the taxes paid to the seller. A claim is timely if it fulfills the requirements under s. 77.61 (14). A buyer may claim a refund under this paragraph only on a form

prescribed by the department, only by signing that form and only if the seller signs the form unless the department waives that requirement. If both a buyer and a seller file a valid claim for the same refund, the department may pay either claim. The claim for refund shall be regarded as a request for determination. The determination thus requested shall be made by the department within one year after the claim for refund is received by it unless the taxpayer has consented in writing to an extension of the one–year time period prior to its expiration.

SECTION 1501. 77.62 (intro.) of the statutes is amended to read:

77.62 Collection of delinquent sales and use taxes. (intro.) The department of revenue may exercise the powers vested in it by ss. 71.80 (12), 71.82 (2), 71.91 (1) (a) and (c), (2) to ~~(5m) and~~ (7), 71.92 and 73.0301 in connection with collection of delinquent sales and use taxes including, without limitation because of enumeration, the power incorporated by reference in s. 71.91 (5) (j), and the power to:

SECTION 1502. 77.982 (2) of the statutes is amended to read:

77.982 **(2)** Sections 77.51 (1f), (3pf), (9p), (12m), (14), (14g), (15a), and (15b), 77.52 (1b), (3), (5), (13), (14), and (18) to (23), 77.54 (51) and (52), 77.58 (1) to (5), (6m), and (7), 77.522, 77.585, 77.59, 77.60, 77.61 (2), (3m), (5), (6), (8), (9), ~~and~~ (12) to (15), <u>and (19m),</u> and 77.62, as they apply to the taxes under subch. III, apply to the tax under this subchapter. Section 77.73, as it applies to the taxes under subch. V, applies to the tax under this subchapter.

SECTION 1503. 77.991 (2) of the statutes is amended to read:

77.991 **(2)** Sections 77.51 (12m), (14), (14g), (15a), and (15b), 77.52 (1b), (3), (5), (13), (14), (18), and (19), 77.58 (1) to (5), (6m), and (7), 77.522, 77.585, 77.59, 77.60, 77.61 (2), (3m), (5), (6), (8), (9), ~~and~~ (12) to (15), <u>and (19m),</u> and 77.62, as they apply

to the taxes under subch. III, apply to the tax under this subchapter. Section 77.73, as it applies to the taxes under subch. V, applies to the tax under this subchapter. The renter shall collect the tax under this subchapter from the person to whom the passenger car is rented.

SECTION 1504. 77.9951 (2) of the statutes is amended to read:

77.9951 **(2)** Sections 77.51 (3r), (12m), (14), (14g), (15a), and (15b), 77.52 (1b), (3), (5), (13), (14), (18), and (19), 77.58 (1) to (5), (6m), and (7), 77.522, 77.585, 77.59, 77.60, 77.61 (2), (3m), (5), (6), (8), (9), ~~and~~ (12) to (15), and (19m), and 77.62, as they apply to the taxes under subch. III, apply to the fee under this subchapter. The renter shall collect the fee under this subchapter from the person to whom the vehicle is rented.

SECTION 1505. 77.996 (6) of the statutes is amended to read:

77.996 **(6)** "Gross receipts" means the sales price, as defined in s. 77.51 (15b), except as provided in s. 77.585 (7), of tangible personal property and taxable services sold by a dry cleaning facility. "Gross receipts" does not include the license fee imposed under s. 77.9961 (1m) that is passed on to customers.

SECTION 1506. 78.07 (1) of the statutes is amended to read:

78.07 **(1)** ~~Motor~~ Except as provided in subs. (1a) and (3), motor vehicle fuel that is produced, refined, blended or manufactured, or imported for manufacturing, by any person at a refinery, marine terminal, pipeline terminal, pipeline tank farm or place of manufacture is received by a supplier when the motor vehicle fuel is removed from a refinery, marine terminal, pipeline terminal, pipeline tank farm or place of manufacture and placed in tank cars, tank trucks, tank wagons or other types of transportation equipment, containers or facilities at such refinery, marine terminal, pipeline terminal, pipeline tank farm or place of manufacture or when the motor

vehicle fuel is placed in any tank or other container from which sales or deliveries not involving transportation of the motor vehicle fuel are made directly.

SECTION 1507. 78.07 (1a) of the statutes is created to read:

78.07 **(1a)** Motor vehicle fuel shipped by pipeline spur to an airport hydrant system is received when the motor vehicle fuel is received from the main pipeline into the initial or primary storage facility or holding terminal by the owner of the storage facility or holding terminal.

SECTION 1508. 78.07 (3) of the statutes is amended to read:

78.07 **(3)** Except as provided in ~~sub.~~ subs. (1) and (1a), motor vehicle fuel imported is received at the time and place of unloading by the person for whose account that shipment or delivery is made.

SECTION 1509. 78.68 (10) of the statutes is amended to read:

78.68 **(10)** Except as provided in ss. 78.19, 78.20 (2) and 78.75 (1m) (b), s. 71.75 (2)~~,~~ and (4) to (7) ~~and (10)~~ as it applies to the taxes under ch. 71 applies to the taxes under this chapter. ~~Section~~ Sections 71.74 (13), 71.75 (9) and (10), 71.80 (3), 71.93, 71.935, and 73.03 (52), (52m), and (52n), as ~~it applies~~ they apply to refunds of the taxes under ch. 71 ~~applies~~ apply to the refund of the taxes under this chapter.

SECTION 1510. 79.05 (6) (a) of the statutes is amended to read:

79.05 **(6)** (a) If a municipality transfers to another governmental unit responsibility for providing any service that the municipality provided in the preceding year, its budget for the preceding year shall be decreased to reflect the cost that the municipality incurred to provide that service, as determined by the department of revenue, except that, if the municipality makes payments to the other governmental unit for providing the service, pursuant to a contract, the amount of

the payments are included in its budget for the year the payments are made for the purpose of determining eligibility under sub. (2) (c).

SECTION 1511. 79.05 (6) (b) of the statutes is amended to read:

79.05 **(6)** (b) If a municipality increases the services that it provides by adding responsibility for providing a service transferred to it from another governmental unit in any year, its budget for the preceding year shall be increased to reflect the cost of that service, as determined by the department of revenue, except that, if the municipality receives payments from the other governmental unit for providing the service, pursuant to a contract, the amount of the payments are not included in its budget for the year in which the payments are received for the purpose of determining eligibility under sub. (2) (c).

SECTION 1512. 79.095 (2) (a) of the statutes is amended to read:

79.095 **(2)** (a) On or before ~~May 1~~ the 2nd Monday in June, the value of the property that is exempt under s. 70.11 (39) and (39m) in each taxing jurisdiction for which the municipality assesses property.

SECTION 1513. 79.095 (4) of the statutes is amended to read:

79.095 **(4)** PAYMENT. The department shall calculate the payments due each taxing jurisdiction under this section by multiplying the full value as of the January 1 of the preceding year of the property that is exempt under s. 70.11 (39) and (39m) and that is located in the jurisdiction by the full–value gross tax rate of the jurisdiction for the preceding year. The department shall certify the amount of the payment due each taxing jurisdiction to the department of administration, which shall make the payments on or before ~~the first Monday in May except that, beginning in 2007, the department of administration shall make the payments on or before~~ the 4th Monday in July. For purposes of ch. 121, school districts shall treat the payments

made in July under this subsection as if they had been received in the previous school year.

SECTION 1514. 79.10 (4) of the statutes is amended to read:

79.10 **(4)** SCHOOL LEVY TAX CREDIT. Except as provided in sub. (5m), the ~~amounts~~ amount appropriated under s. 20.835 (3) (b) ~~and (qb)~~ shall be distributed to municipalities in proportion to their share of the sum of average school tax levies for all municipalities.

SECTION 1515. 83.015 (2) (b) of the statutes is amended to read:

83.015 **(2)** (b) In any county with a highway commissioner appointed under s. 83.01 (1) (b) or (c), the county highway committee shall be only a policy–making body determining the broad outlines and principles governing administration and the county highway commissioner shall have the administrative powers and duties prescribed for the county highway committee under par. (a), sub. (3) (a) and ss. 27.065 (4) (b) and (13), 32.05 (1) (a), 82.08, 83.01 (6), 83.013, 83.018, 83.025 (1) and (3), 83.026, 83.035, 83.04, 83.05 (1), 83.07 to 83.09, 83.12, 83.14 (6), 83.17, 83.18, 83.42 (3) and (4), 84.01 (5), 84.06 (3), 84.07 (1) and (2), 84.09 (1), (3) (a) to (c) and (4), 84.10 (1), 86.04 (1) and (2), 86.07 (2), 86.19 (3), 86.34 ~~(1)~~ (1m), 114.33 (5), 349.07 (2), 349.11 (4) and (10) and 349.15 (2). No statutory power, duty or function specified elsewhere for the county highway commissioner may be deemed impliedly repealed for the sole reason that reference to it has been omitted in this paragraph.

SECTION 1516. 84.01 (30) (g) 3. of the statutes is amended to read:

84.01 **(30)** (g) 3. Notwithstanding any other statute except ss. 13.48 (14) (am) and 16.848 (1), the department may sell, at the appraised value, the real estate upon which a park–and–ride facility is or may be located, if the department determines that the sale is in the best interests of the public and the department determines that

the real estate will be used in a manner consistent with the state's transportation interests.

SECTION 1517. 84.01 (33) (intro.) of the statutes is amended to read:

84.01 **(33)** HIGHWAY PROJECT DESIGN INVENTORY. (intro.) By July 1, 2014, and continuously thereafter, the department shall maintain an inventory of completed designs for highway projects such that the estimated costs of the inventory of projects for each program is not less than ~~65~~ 20 percent of the annual amount of funding provided to each program. The department shall maintain an inventory for each of the following:

SECTION 1518. 84.01 (36) of the statutes is created to read:

84.01 **(36)** SPONSORSHIP AND PARTNERSHIP AGREEMENTS. (a) In this subsection:

1. "Partner" means any person, whether public or private, that enters into an agreement with the department under par. (c).

2. "Sponsor" means any person, whether public or private, that enters into an agreement with the department under par. (b).

(b) Notwithstanding ss. 86.19 (1) and 86.191 (1), the department may enter into sponsorship agreements under which the department displays advertising, promotional, or sponsorship material, or other information, associated with the sponsor at locations owned or controlled by the department in exchange for the sponsor's payment of fees or provision of services to the department.

(c) Notwithstanding s. 84.25 (11), the department may enter into partnership agreements under which the department authorizes a partner to engage in commercial activity at locations owned or controlled by the department in exchange for the partner's payment of fees or provision of services to the department.

(d) All fees received under this subsection shall be deposited in the general fund and credited to the appropriation account under s. 20.395 (3) (eg).

(e) For each agreement under par. (b) or (c), the contract shall be awarded on the basis of competitive proposals in accordance with procedures established by the department. Requests for proposals shall be advertised in the manner determined by the department. Each contract shall be awarded to the person submitting the most advantageous competitive proposal as determined by the department. If the proposal of the person submitting the most advantageous competitive proposal is determined by the department to be less than the estimated reasonable value to the department or not in the public interest, the department may reject all proposals. The secretary shall enter into each contract on behalf of the state. Every such contract is exempted from ss. 16.70 to 16.75, 16.755 to 16.82, 16.87, and 16.89, but ss. 16.528, 16.752, 16.753, and 16.754 apply to the contract.

****NOTE: This draft omits reconciled s. 84.07 (1). The treatment of s. 84.07 (1) that previously appeared in LRB–0161 has been added to LRB–0254.

SECTION 1519. 84.013 (3) (ak) of the statutes is repealed.

SECTION 1520. 84.013 (3) (dm) of the statutes is repealed.

SECTION 1521. 84.013 (3) (kb) of the statutes is repealed.

SECTION 1522. 84.013 (3) (pe) of the statutes is repealed.

SECTION 1523. 84.013 (3) (rg) of the statutes is repealed.

SECTION 1524. 84.013 (3) (rp) of the statutes is repealed.

SECTION 1525. 84.013 (3) (te) of the statutes is repealed.

SECTION 1526. 84.013 (3) (tg) of the statutes is repealed.

SECTION 1527. 84.013 (3) (tm) of the statutes is repealed.

SECTION 1528. 84.013 (3) (tp) of the statutes is repealed.

SECTION 1529. 84.013 (3) (tv) of the statutes is repealed.

SECTION 1530. 84.013 (3) (tx) of the statutes is repealed.

SECTION 1531. 84.013 (3) (wg) of the statutes is repealed.

SECTION 1532. 84.013 (3) (yd) of the statutes is repealed.

SECTION 1533. 84.013 (3m) (a) of the statutes is repealed.

SECTION 1534. 84.013 (3m) (b) of the statutes is repealed.

SECTION 1535. 84.014 (5r) of the statutes is repealed.

SECTION 1536. 84.0145 (2) of the statutes is amended to read:

84.0145 **(2)** Subject to sub. (3) and s. 86.255, any southeast Wisconsin freeway megaproject may be funded only from the appropriations under ss. 20.395 (3) (aq), (av), (ax), and (ct) and 20.866 (2) (uup) and (uur).

SECTION 1537. 84.017 (2) of the statutes is amended to read:

84.017 **(2)** Subject to sub. (3) and s. 86.255, any high–cost state highway bridge project may be funded only from the appropriations under ~~s.~~ ss. 20.395 (3) (dr), (dw), and (dy) and 20.866 (2) (uup).

****NOTE: This draft omits reconciled s. 84.555 (1m). The treatment of s. 84.555 (1m) that previously appeared in LRB–0612 has been added to LRB–1169.

SECTION 1538. 84.02 (5) (a) of the statutes is amended to read:

84.02 **(5)** (a) As often as it deems necessary, the department shall publish highway service maps showing the state trunk highway system and such other main highways and other features as may seem desirable. Such highway service maps shall be sold by the department at a price to be fixed by it, which shall be not less than cost. The department may permit the use of ~~the base plates~~ its digital base map data for other maps and publications ~~in consideration of~~ and may charge a fair fee for such use. The department shall make and publish or duplicate such highway service

maps as are required for its use, and~~, in only one fiscal year of each fiscal biennium,~~ shall publish folded highway maps of Wisconsin for free distribution to the public. The department shall ensure that the folded highway maps bear information regarding the requirements of s. 347.48 (4).

SECTION 1539. 84.06 (1) of the statutes is renumbered 84.06 (1) (intro.) and amended to read:

84.06 **(1)** DEFINITIONS. (intro.) In this section~~,~~:

(a) Subject to par. (b), "improvement" or "highway improvement" includes ~~construction,~~ all of the following:

1. Construction, reconstruction, rehabilitation, and processes incidental to building, fabricating, or bettering a highway or street~~, but not maintenance. The terms do not include the~~.

(b) 2. The installation, replacement, rehabilitation, or maintenance of highway signs, ~~traffic control signals,~~ highway lighting, or pavement markings~~,~~ or the maintenance of traffic control signals or intelligent transportation systems, unless incidental to building, fabricating, or bettering a highway or street.

SECTION 1540. 84.06 (1) (a) 2. of the statutes is created to read:

84.06 **(1)** (a) 2. Highway operations or activities that are life–cycle or investment driven and that are based on an asset management philosophy in which taking action adds service life by preventing or delaying deterioration of highway system functionality.

SECTION 1541. 84.06 (1) (b) (intro.) and 1. of the statutes are created to read:

84.06 **(1)** (b) (intro.) "Improvement" or "highway improvement" does not include any of the following:

1. Maintenance activities described in s. 84.07 (1).

SECTION 1542. 84.06 (13) of the statutes is created to read:

84.06 **(13)** CERTAIN EXPENDITURES LIMITED. The department may not encumber or expend, from the appropriations under s. 20.395 (3) (aq), (cq), and (cr), more than a total of $20,000,000 in any fiscal year for the installation, replacement, or rehabilitation, not incidental to another highway improvement, of traffic control signals and intelligent transportation systems.

SECTION 1543. 84.07 (1) of the statutes is amended to read:

84.07 **(1)** ~~STATE EXPENSE; WHEN DONE BY COUNTY OR MUNICIPALITY~~ ROUTINE MAINTENANCE. ~~The~~ Subject to sub. (1r), the state trunk highway system shall be maintained by the state at state expense. The department shall prescribe by rule specifications for such maintenance and may contract with any county highway committee or municipality to have all or certain parts of the work of maintaining the state trunk highways within or beyond the limits of the county or municipality, including interstate bridges, performed by the county or municipality, and any county or municipality may enter into such contract. ~~General maintenance~~ Maintenance activities include the application of protective coatings, the removal and control of snow, the removal, treatment and sanding of ice, interim repair of highway surfaces and adjacent structures, and all other operations, activities and processes required on a regular, continuing basis for the preservation of the highways on the state trunk system, and including the care and protection of trees and other roadside vegetation and suitable planting to prevent soil erosion or to beautify highways pursuant to s. 66.1037, and all routine measures deemed necessary to provide adequate traffic service. ~~Special maintenance activities include the restoration, reinforcement, complete repair or other activities which the department deems are necessary on an individual basis for specified portions of the~~

~~state trunk system.~~ Maintenance activities also include the installation, replacement, rehabilitation, or maintenance of highway signs, ~~traffic control signals,~~ highway lighting, and pavement markings, and the maintenance of traffic control signals and intelligent transportation systems. The department may contract with a private entity for services or materials or both associated with the installation, replacement, rehabilitation, or maintenance of highway signs, ~~traffic control signals,~~ highway lighting, and pavement markings~~,~~ and the maintenance of traffic control signals and intelligent transportation systems.

****NOTE: This is reconciled s. 84.07 (1). This SECTION has been affected by drafts with the following LRB numbers: LRB–0254 and LRB–0161. In this draft, I added text from LRB–0161.

SECTION 1544. 84.07 (1r) of the statutes is created to read:

84.07 **(1r)** SPONSORSHIP AND PARTNERSHIP AGREEMENTS. The department may enter into sponsorship and partnership agreements under s. 84.01 (36) that require the sponsor or partner to perform maintenance activities, in accordance with the department's standards, for the benefit of the department.

SECTION 1545. 84.07 (2) of the statutes is renumbered 84.07 (2) (a) and amended to read:

84.07 **(2)** (a) ~~When~~ Except as provided in par. (b), when any county or municipality maintains the state trunk highways within or beyond the limits of the county or municipality, including interstate bridges, in compliance with the arrangement with the department, the department shall pay the actual cost of the maintenance, including the allowance for materials and the use of county or municipal machinery and overhead expenses agreed upon in advance. ~~The~~ Except as provided in par. (b), the payments shall be made upon presentation by the county highway committee or municipal clerk of a properly itemized and verified account.

~~The~~ For payments made under this paragraph, the county highway committee or municipal clerk shall present the itemized accounts for ~~general~~ maintenance work no later than one month following the period during which the work is performed.

SECTION 1546. 84.07 (2) (b) of the statutes is created to read:

84.07 **(2)** (b) When any county or municipality maintains the state trunk highways within or beyond the limits of the county or municipality, including interstate bridges, in compliance with the arrangement with the department, the department and the county or municipality may agree to a payment method and terms other than that specified in par. (a), including payment according to a contract price for maintenance services rather than payment of the actual cost of the maintenance.

SECTION 1547. 84.09 (1) of the statutes is amended to read:

84.09 **(1)** The department may acquire by gift, devise, purchase or condemnation any lands for establishing, laying out, widening, enlarging, extending, constructing, reconstructing, improving and maintaining highways and other transportation related facilities, or interests in lands in and about and along and leading to any or all of the same; and after establishment, layout and completion of such improvements, the department may, subject to any prior action under s. 13.48 (14) (am) or 16.848 (1), convey such lands thus acquired and not necessary for such improvements, with reservations concerning the future use and occupation of such lands so as to protect such public works and improvements and their environs and to preserve the view, appearance, light, air and usefulness of such public works. Whenever the department deems it necessary to acquire any such lands or interests therein for any transportation related purpose, it shall so order and in such order or on a map or plat show the old and new locations and the lands and interests required,

and shall file a copy of the order and map with the county clerk and county highway committee of each county in which such lands or interests are required or, in lieu of filing a copy of the order and map, may file or record a plat in accordance with s. 84.095. For the purposes of this section the department may acquire private or public lands or interests in such lands. When so provided in the department's order, such land shall be acquired in fee simple. Unless it elects to proceed under sub. (3), the department shall endeavor to obtain easements or title in fee simple by conveyance of the lands or interests required at a price, including any damages, deemed reasonable by the department. The instrument of conveyance shall name the state as grantee and shall be recorded in the office of the register of deeds. The purchase or acquisition of lands or interests therein under this section is excepted and exempt from s. 20.914 (1). The department may purchase or accept donations of remnants of tracts or parcels of land existing at the time or after it has acquired portions of such tracts or parcels by purchase or condemnation for transportation purposes where in the judgment of the department such action would assist in making whole the landowner, a part of whose lands have been taken for transportation purposes and would serve to minimize the overall costs of such taking by the public. ~~This subsection does not apply to lands that are sold under s. 16.848.~~

SECTION 1548. 84.09 (5) (a) of the statutes is amended to read:

84.09 **(5)** (a) Subject to pars. (b) and (c) <u>and any prior action under s. 13.48 (14) (am) or 16.848 (1),</u> and <u>subject</u> to the approval of the governor, the department may sell at public or private sale property of whatever nature owned by the state and under the jurisdiction of the department when the department determines that the property is no longer necessary for the state's use for transportation purposes and, if real property, the real property is not the subject of a petition under s. 16.310 (2).

The department shall present to the governor a full and complete report of the property to be sold, the reason for the sale, and the minimum price for which the same should be sold, together with an application for the governor's approval of the sale. The governor shall thereupon make such investigation as he or she may deem necessary and approve or disapprove the application. Upon such approval and receipt of the full purchase price, the department shall by appropriate deed or other instrument transfer the property to the purchaser. The approval of the governor is not required for public or private sale of property having an appraised value at the time of sale of not more than $15,000, for the transfer of surplus state real property to the department of administration under s. 16.310, or for the transfer of surplus state personal property to the department of tourism under sub. (5s). The funds derived from sales under this subsection shall be deposited in the transportation fund, and the expense incurred by the department in connection with the sale shall be paid from such fund.

SECTION 1549. 84.09 (5) (c) 1. (intro.) of the statutes is amended to read:

84.09 **(5)** (c) 1. (intro.) ~~Prior~~ Subject to any prior action under s. 13.48 (14) (am) or 16.848 (1), prior to conducting a public sale on a generally marketable surplus land parcel under par. (b), the department shall contact the county, municipality, and the local school district where the land parcel is located and the department of natural resources to solicit interest in acquiring the parcel for public use. Upon notification from the department, the county, municipality, local school district, and department of natural resources must respond to the department, stating their interest in the land for public use, within 60 days. Failure to respond within 60 days constitutes noninterest in the land parcel.

SECTION 1550. 84.09 (5) (c) 2. (intro.) of the statutes is amended to read:

84.09 **(5)** (c) 2. (intro.) Except as provided in subd. 2m. and subject to any prior action under s. 13.48 (14) (am) or 16.848 (1), if a county, a municipality, a local school district, or the department of natural resources expresses interest in acquiring the land for public use, the department shall offer the county, municipality, local school district, or department of natural resources the property at its appraised value if all of the following are true:

SECTION 1551. 84.09 (5) (c) 2m. (intro.) of the statutes is amended to read:

84.09 **(5)** (c) 2m. (intro.) If a county, municipality, or a local school district expresses interest in acquiring the land for public use related to transportation or infrastructure, the department may, subject to any prior action under s. 13.48 (14) (am) or 16.848 (1), offer the county, municipality, or the local school district the property, for less than the appraised value of the property, if all of the following are true:

SECTION 1552. 84.09 (5m) of the statutes is amended to read:

84.09 **(5m)** Subject to the approval of the governor in the manner, scope, and form provided by sub. (5) (a), and subject to any prior action under s. 13.48 (14) (am) or 16.848 (1), the department may convey lands or interests therein acquired pursuant to this section and improvements installed thereon to municipalities within whose limits such lands or interests therein are located. The conveyance of said lands or interests therein and improvements shall restrict the use of the premises by the municipality to the uses for which they were acquired, except that said lands or interests therein declared by the department to be excess may be so conveyed without restrictions as to use. This subsection shall apply only to the sale of property acquired by the department for a project that is completed before May 25, 2006. The department may sell property that is acquired by the department for a

project that is completed after May 25, 2006, to a municipality under sub. (5) (c), as applicable.

SECTION 1553. 84.09 (6) of the statutes is amended to read:

84.09 **(6)** ~~Lands~~ Subject to any prior action under s. 13.48 (14) (am) or 16.848 (1), lands held by any other state department or independent agency may, with the approval of the governor, be conveyed to the department in the manner prescribed by statute and, if none is prescribed, then by a conveyance authorized by appropriate order or resolution of the head of the department or independent agency concerned.

SECTION 1554. 84.09 (9) of the statutes is repealed.

SECTION 1555. 84.29 (5) of the statutes is amended to read:

84.29 **(5)** CONSTRUCTION OF GRADE SEPARATIONS AT INTERSECTIONS. In the furtherance of the public interest and general welfare of the state and the traveling public in the development of the interstate system, the department is authorized and empowered to construct grade separations at intersections of any interstate highway with other public highways and railroads and to change and adjust the lines of public highways and if necessary combine or relocate the same to adjust traffic service to grade separation structures. The entire cost of grade separations and relocations and alterations of local roads as so determined by the department shall be a part of the construction of and financed as a part of the cost of the interstate highway. The department may by agreement with a county or municipality or by order summarily vacate or relocate any town, county, city or village highway as part of the construction of an interstate highway but shall pay any damage legally payable under existing law to any property owner directly injured by the vacation or relocation of such street or highway. The department is empowered to enter into agreement with the unit of government having jurisdiction over the local highway relocated or altered as a part

of the interstate highway improvement with respect to maintenance thereof, and in the absence of mutual agreement to the contrary, such relocated or altered highway shall be maintained by the unit of government having jurisdiction thereof before it was so relocated or altered, except any parts thereof which the department determines to be useful in the operation of or for access to the interstate highway, which parts shall be maintained by the state, subject to s. 84.07 (1r), as a part of the interstate highway. The action by the department relative to vacation and relocation or combining a public highway under jurisdiction of any county, town, city or village shall be conclusive.

SECTION 1556. 84.295 (6) of the statutes is amended to read:

84.295 **(6)** CONSTRUCTION OF GRADE SEPARATIONS AT INTERSECTIONS. In the furtherance of the public interest and general welfare of the state and the traveling public in the development of freeways or expressways, the department is authorized and empowered to construct grade separations at intersections of any freeway or expressway with other public highways and railroads and to change and adjust the lines of public highways and if necessary combine, relocate or extend the same to adjust traffic service to grade separation structures. The entire cost of grade separations and relocations, alterations or extensions of local roads as so determined by the department shall be a part of the construction of and financed as a part of the cost of the freeway or expressway. The department may by agreement with a county or municipality or by order summarily vacate or relocate any town, county, city or village highway as part of the construction of a freeway or expressway but shall pay any damage legally payable under existing law to any property owner directly injured by the vacation or relocation of such street or highway. The department is empowered to enter into agreement with the units of government having jurisdiction

over a local highway relocated, altered or extended as a part of the freeway or expressway improvement with respect to maintenance thereof, and in the absence of mutual agreement to the contrary, such relocated, altered or extended highway shall be maintained by the unit of government having jurisdiction thereof before it was so relocated, altered or extended, except any parts thereof which the department determines to be useful in operation of or for access to the freeway or expressway, including structures over the freeway or expressway, which parts shall be maintained by the state, subject to s. 84.07 (1r), as a part of the freeway or expressway. The action by the department relative to vacation, relocation, extension or combining of a public highway under jurisdiction of any county, town, city or village shall be conclusive.

SECTION 1557. 84.40 (2) (a) of the statutes is amended to read:

84.40 **(2)** (a) ~~May~~ Subject to any prior action under s. 13.48 (14) (am) or 16.848 (1), may sell and convey to a nonprofit–sharing corporation any public right–of–way available for highway purposes and any existing highways or other improvements thereon owned by the state or under the jurisdiction of the department for such consideration and upon such terms and conditions as the department deems in the public interest.

SECTION 1558. 84.555 (1m) of the statutes is amended to read:

84.555 **(1m)** Notwithstanding sub. (1) and ss. 84.51 and 84.59, the proceeds of general obligation bonds issued under s. 20.866 (2) (uum) are allocated for expenditure obligations under s. 84.95 and s. 84.014 ~~and~~, the proceeds of general obligation bonds issued under s. 20.866 (2) (uup) may be used to fund expenditure obligations for the Marquette interchange reconstruction project under s. 84.014, for the reconstruction of the I 94 north–south corridor, as defined in s. 84.014 (5m) (ag)

1., for the reconstruction of the Zoo interchange, as defined in s. 84.014 (5m) (ag) 2., ~~and~~ for southeast Wisconsin freeway megaprojects under s. 84.0145, and for high–cost state highway bridge projects under s. 84.017, and the proceeds of general obligation bonds issued under s. 20.866 (2) (uur) may be used to fund expenditure obligations for southeast Wisconsin freeway megaprojects under s. 84.0145.

****NOTE: This is reconciled s. 84.555 (1m). This SECTION has been affected by drafts with the following LRB numbers: LRB–1169 and LRB–0612. In this draft, I added text from LRB–0612.

SECTION 1559. 84.59 (6) of the statutes is amended to read:

84.59 **(6)** The building commission may contract revenue obligations when it reasonably appears to the building commission that all obligations incurred under this section can be fully paid from moneys received or anticipated and pledged to be received on a timely basis. Except as provided in this subsection, the principal amount of revenue obligations issued under this section may not exceed ~~$3,351,547,300~~ $3,768,059,300, excluding any obligations that have been defeased under a cash optimization program administered by the building commission, to be used for transportation facilities under s. 84.01 (28) and major highway projects for the purposes under ss. 84.06 and 84.09. In addition to the foregoing limit on principal amount, the building commission may contract revenue obligations under this section as the building commission determines is desirable to refund outstanding revenue obligations contracted under this section, to make payments under agreements or ancillary arrangements entered into under s. 18.55 (6) with respect to revenue obligations issued under this section, and to pay expenses associated with revenue obligations contracted under this section.

SECTION 1560. 85.021 of the statutes is created to read:

85.021 Transportation alternatives program. (1) DEFINITIONS. In this section:

(a) "Political subdivision" means any city, village, town, or county.

(b) "Transportation alternatives" has the meaning given in 23 USC 101 (a).

(2) PROGRAM. (a) The department may administer a program to award grants of assistance to any political subdivision for transportation alternatives activities consistent with federal regulations promulgated under 23 USC 213. The grants shall be awarded from the appropriations under s. 20.395 (2) (js), (jv), and (jx).

(b) Any project for which a grant is awarded under par. (a) shall be commenced within 4 years from the date that the grant is awarded. For purposes of this paragraph, a planning project is commenced when a planning study is begun and an infrastructure project is commenced when construction is begun.

SECTION 1561. 85.024 of the statutes is repealed.

SECTION 1562. 85.026 of the statutes is repealed.

SECTION 1563. 85.027 of the statutes is repealed.

SECTION 1564. 85.029 of the statutes is repealed.

SECTION 1565. 85.09 (2) (a) of the statutes is amended to read:

85.09 **(2)** (a) The department of transportation shall have the first right to acquire, for present or future transportational or recreational purposes, any property used in operating a railroad or railway, including land and rails, ties, switches, trestles, bridges, and the like located on that property, that has been abandoned. The department of transportation may, in connection with abandoned rail property, assign this right to a state agency, the board of regents of the University of Wisconsin System, any county or municipality, or any transit commission. Acquisition by the department of transportation may be by gift, purchase, or

condemnation in accordance with the procedure under s. 32.05. In addition to its property management authority under s. 85.15, the department of transportation may, subject to any prior action under s. 13.48 (14) (am) or 16.848 (1), lease and collect rents and fees for any use of rail property pending discharge of the department's duty to convey property that is not necessary for a public purpose. No person owning abandoned rail property, including any person to whom ownership reverts upon abandonment, may convey or dispose of any abandoned rail property without first obtaining a written release from the department of transportation indicating that the first right of acquisition under this subsection will not be exercised or assigned. No railroad or railway may convey any rail property prior to abandonment if the rail property is part of a rail line shown on the railroad's system map as in the process of abandonment, expected to be abandoned, or under study for possible abandonment unless the conveyance or disposal is for the purpose of providing continued rail service under another company or agency. Any conveyance made without obtaining such release is void. The first right of acquisition of the department of transportation under this subsection does not apply to any rail property declared by the department to be abandoned before January 1, 1977. The department of transportation may acquire any abandoned rail property under this section regardless of the date of its abandonment.

SECTION 1566. 85.09 (4) of the statutes is amended to read:

85.09 **(4)** ACQUISITION AND CONVEYANCE. Upon its own initiative, the department may determine at any time whether the rail property is abandoned, and whether it is in the best interest of the state to acquire the rail property. Within 90 days after being requested by any state agency, any railroad or any county or municipality in which the rail property is located, the department shall, subject to sub. (5) (b), make

a determination of the abandonment status and, if found to be abandoned, shall determine whether it is in the best interest of the public to acquire the rail property. If it is determined to acquire the rail property or any part or interest therein, the department shall, within 180 days of the determination of its abandoned status, or the interstate commerce commission's final order permitting the abandonment, or the termination of any efforts to negotiate an agreement for continual operation of rail service on the line, whichever occurs last, determine the fair market value of the rail property and acquire the rail property at a price deemed reasonable by the department or make a relocation order under s. 32.05. In making its determination, the department shall consider long–range potential for use of the rail property for restoration of railroad service and for other transportation related purposes. The department shall solicit the opinions of appropriate state agencies, affected counties and municipalities and other interested persons. The department shall give due consideration to an expressed desire by a state agency or an affected county or municipality to acquire, in whole or in part, the rail property under consideration. Subject <u>to any prior action under s. 13.48 (14) (am) or 16.848 (1) and subject</u> to sub. (6), all or part of any interest in abandoned rail property acquired by the department under this section or under s. 66.941 (7), 1975 stats., may be subsequently conveyed to another state agency or a county or municipality for transportational purposes, recreational purposes, scenic purposes or for the purpose of constructing a correctional institution, or to a railroad for continued railroad transportation operations when the railroad has operated on the rail property for 5 years and the department may make such conveyances for such purposes. Any determination of the department under this section that rail property is not abandoned shall not preclude the undertaking of a subsequent investigation and determination

concerning the same rail property or any portion thereof. If at any time subsequent to the acquisition of rail property under this section the department determines that the rail property is not suitable for transportational purposes, recreational purposes, scenic purposes or for the purpose of constructing a correctional institution, or that the rail property or any interest therein may be conveyed to any other person on terms which are not inconsistent with the potential use of the rail property for transportational purposes, recreational purposes, scenic purposes or for the purpose of constructing a correctional institution or which yield a benefit, including financial benefits, to the state which outweighs the benefit derived from the rail property if used for transportational purposes, recreational purposes, scenic purposes or for the purpose of constructing a correctional institution, the department may convey the rail property or such interest therein, subject to any prior action under s. 13.48 (14) (am) or 16.848 (1) and subject to sub. (6). The department shall give notice of its intention to make the conveyance, and state and local units of government shall have the first 6 months in which to exercise their opportunity to acquire the rail property or interest therein. The railroad from which the rail property was acquired shall have the next 6 months in which to exercise its opportunity to reacquire the rail property or interest therein.

SECTION 1567. 85.09 (4i) of the statutes is amended to read:

85.09 **(4i)** DISPOSAL OF RAIL PROPERTY. The department, subject to any prior action under s. 13.48 (14) (am) or 16.848 (1), shall sell at public or private sale rail property acquired under sub. (4) when the department determines that the rail property is not necessary for a public purpose and, if real property, the real property is not the subject of a petition under s. 16.310 (2). Upon receipt of the full purchase price, the department shall, by appropriate ~~deed or other~~ instrument, transfer the

rail property to the purchaser. The funds derived from sales under this subsection shall be deposited in the transportation fund, and the expense incurred by the department in connection with the sale shall be paid from the appropriation under s. 20.395 (2) (bq). ~~This subsection does not apply to real property that is sold under s. 16.848.~~

SECTION 1568. 85.15 (1) of the statutes is amended to read:

85.15 **(1)** ~~The~~ Subject to any prior action under s. 13.48 (14) (am) or 16.848 (1), the department may improve, use, maintain or lease any property acquired for highway, airport or any other transportation purpose until the property is actually needed for any such purpose and may permit use of the property for purposes and upon such terms and conditions as the department deems in the public interest.

SECTION 1569. 85.20 (4m) (a) 6. cm. of the statutes is amended to read:

85.20 **(4m)** (a) 6. cm. From the appropriation under s. 20.395 (1) (ht), the department shall pay $66,585,600 for aid payable for calendar year 2010, $68,583,200 for aid payable for calendar year 2011, and $61,724,900 for aid payable for calendar ~~year~~ years 2012 and ~~thereafter~~ 2013 and, prorated, for the 1st quarter of calendar year 2014, to the eligible applicant that pays the local contribution required under par. (b) 1. for an urban mass transit system that has annual operating expenses of $80,000,000 or more. From the appropriation under s. 20.395 (1) (hc), the department shall pay $61,724,900 for aid payable for calendar year 2015 and thereafter and, prorated, for the 2nd, 3rd, and 4th quarters of calendar year 2014, to the eligible applicant that pays the local contribution required under par. (b) 1. for an urban mass transit system that has annual operating expenses of $80,000,000 or more. If the eligible applicant that receives aid under this subd. 6. cm. is served by more than one urban mass transit system, the eligible applicant may allocate the aid

between the urban mass transit systems in any manner the eligible applicant considers desirable.

SECTION 1570. 85.20 (4m) (a) 6. cm. of the statutes, as affected by 2013 Wisconsin Act .... (this act), is amended to read:

85.20 **(4m)** (a) 6. cm. ~~From the appropriation under s. 20.395 (1) (ht), the department shall pay $66,585,600 for aid payable for calendar year 2010, $68,583,200 for aid payable for calendar year 2011, and $61,724,900 for aid payable for calendar years 2012 and 2013 and, prorated, for the 1st quarter of calendar year 2014, to the eligible applicant that pays the local contribution required under par. (b) 1. for an urban mass transit system that has annual operating expenses of $80,000,000 or more.~~ From the appropriation under s. 20.395 (1) (hc), the department shall pay $61,724,900 for aid payable for calendar year 2015 and thereafter and, prorated, for the 2nd, 3rd, and 4th quarters of calendar year 2014, to the eligible applicant that pays the local contribution required under par. (b) 1. for an urban mass transit system that has annual operating expenses of $80,000,000 or more. If the eligible applicant that receives aid under this subd. 6. cm. is served by more than one urban mass transit system, the eligible applicant may allocate the aid between the urban mass transit systems in any manner the eligible applicant considers desirable.

SECTION 1571. 85.20 (4m) (a) 6. d. of the statutes is amended to read:

85.20 **(4m)** (a) 6. d. From the appropriation under s. 20.395 (1) (hu), the department shall pay $17,496,400 for aid payable for calendar year 2010, $18,021,300 for aid payable for calendar year 2011, and $16,219,200 for aid payable for calendar ~~year~~ <u>years</u> 2012 and ~~thereafter~~ <u>2013 and, prorated, for the 1st quarter of calendar year 2014</u>, to the eligible applicant that pays the local contribution

required under par. (b) 1. for an urban mass transit system that has annual operating expenses in excess of $20,000,000 but less than $80,000,000. From the appropriation under s. 20.395 (1) (hd), the department shall pay $16,219,200 for aid payable for calendar year 2015 and thereafter, and, prorated, for the 2nd, 3rd, and 4th quarters of calendar year 2014, to the eligible applicant that pays the local contribution required under par. (b) 1. for an urban mass transit system that has annual operating expenses in excess of $20,000,000 but less than $80,000,000. If the eligible applicant that receives aid under this subd. 6. d. is served by more than one urban mass transit system, the eligible applicant may allocate the aid between the urban mass transit systems in any manner the eligible applicant considers desirable.

SECTION 1572. 85.20 (4m) (a) 6. d. of the statutes, as affected by 2013 Wisconsin Act .... (this act), is amended to read:

85.20 **(4m)** (a) 6. d. ~~From the appropriation under s. 20.395 (1) (hu), the department shall pay $17,496,400 for aid payable for calendar year 2010, $18,021,300 for aid payable for calendar year 2011, and $16,219,200 for aid payable for calendar years 2012 and 2013 and, prorated, for the 1st quarter of calendar year 2014, to the eligible applicant that pays the local contribution required under par. (b) 1. for an urban mass transit system that has annual operating expenses in excess of $20,000,000 but less than $80,000,000.~~ From the appropriation under s. 20.395 (1) (hd), the department shall pay $16,219,200 for aid payable for calendar year 2015 and thereafter, and, prorated, for the 2nd, 3rd, and 4th quarters of calendar year 2014, to the eligible applicant that pays the local contribution required under par. (b) 1. for an urban mass transit system that has annual operating expenses in excess of $20,000,000 but less than $80,000,000. If the eligible applicant that receives aid under this subd. 6. d. is served by more than one urban mass transit system, the

eligible applicant may allocate the aid between the urban mass transit systems in any manner the eligible applicant considers desirable.

SECTION 1573. 85.20 (4m) (a) 6. e. of the statutes is amended to read:

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

SECTION 1574. 85.20 (4m) (a) 7. a. of the statutes is amended to read:

85.20 **(4m)** (a) 7. a. From the appropriation under s. 20.395 (1) (hr), beginning with aid payable for calendar year 2002 and for each calendar year thereafter, the uniform percentage for each eligible applicant served by an urban mass transit system operating within an urbanized area having a population as shown in the ~~2000~~ 2010 federal decennial census of at least 50,000 or receiving federal mass transit aid for such area, and not specified in subd. 6.

****NOTE: This is reconciled s. 85.20 (4m) (a) 7. a. This SECTION has been affected by drafts with the following LRB numbers: LRB–0661, LRB–1115.

SECTION 1575. 85.20 (4m) (a) 7. a. of the statutes, as affected by 2013 Wisconsin Act .... (this act), is amended to read:

85.20 **(4m)** (a) 7. a. From the appropriation under s. 20.395 (1) ~~(hr)~~ (ha), beginning with aid payable for calendar year 2002 and for each calendar year thereafter, the uniform percentage for each eligible applicant served by an urban mass transit system operating within an urbanized area having a population as shown in the 2010 federal decennial census of at least 50,000 or receiving federal mass transit aid for such area, and not specified in subd. 6.

****NOTE: This is reconciled s. 85.20 (4m) (a) 7. a. This SECTION has been affected by drafts with the following LRB numbers: LRB–0661, LRB–1115.

SECTION 1576. 85.20 (4m) (a) 7. b. of the statutes is amended to read:

85.20 **(4m)** (a) 7. b. For the purpose of making allocations under subd. 7. a., the amounts for aids are ~~$25,099,500 in calendar year 2010, $25,852,500 in calendar year 2011, and~~ $23,267,200 in calendar ~~year~~ years 2012 and 2013 and $23,544,900 in calendar year 2014 and thereafter. These amounts, to the extent practicable, shall be used to determine the uniform percentage in the particular calendar year.

SECTION 1577. 85.20 (4m) (a) 8. a. of the statutes is amended to read:

85.20 **(4m)** (a) 8. a. From the appropriation under s. 20.395 (1) (hs), beginning with aid payable for calendar year 2002 and for each calendar year thereafter, the uniform percentage for each eligible applicant served by an urban mass transit system operating within an area having a population as shown in the ~~2000~~ 2010 federal decennial census of less than 50,000 or receiving federal mass transit aid for such area.

****NOTE: This is reconciled s. 85.20 (4m) (a) 8. a. This SECTION has been affected by drafts with the following LRB numbers: LRB–0661, LRB–1115.

SECTION 1578. 85.20 (4m) (a) 8. a. of the statutes, as affected by 2013 Wisconsin Act .... (this act), is amended to read:

85.20 **(4m)** (a) 8. a. From the appropriation under s. 20.395 (1) ~~(hs)~~ (hb), beginning with aid payable for calendar year 2002 and for each calendar year thereafter, the uniform percentage for each eligible applicant served by an urban mass transit system operating within an area having a population as shown in the 2010 federal decennial census of less than 50,000 or receiving federal mass transit aid for such area.

****NOTE: This is reconciled s. 85.20 (4m) (a) 8. a. This SECTION has been affected by drafts with the following LRB numbers: LRB–0661, LRB–1115.

SECTION 1579. 85.20 (4m) (a) 8. b. of the statutes is amended to read:

85.20 **(4m)** (a) 8. b. For the purpose of making allocations under subd. 8. a., the amounts for aids are ~~$5,681,600 in calendar year 2010, $5,852,200 in calendar year 2011, and~~ $5,267,000 in calendar ~~year~~ years 2012 and 2013 and $4,989,300 in calendar year 2014 and thereafter. These amounts, to the extent practicable, shall be used to determine the uniform percentage in the particular calendar year.

SECTION 1580. 85.20 (4s) of the statutes is amended to read:

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

SECTION 1581. 85.63 of the statutes is created to read:

85.63 Surveying reference station system. (1) The department shall administer a surveying reference station system consisting of all of the following:

(a) A passive system consisting of a network of monuments located throughout the state that are used to generate latitude, longitude, and elevation data.

(b) An active surveying reference station system consisting of reference stations statewide that continuously transmit global positioning system data to a system server, and the server that receives and processes the data received from the reference stations.

(2) The department may charge a fee for providing access to the system under sub. (1) in an amount to be established by rule. All fees received under this subsection shall be deposited in the general fund and credited to the appropriation account under s. 20.395 (3) (jg).

SECTION 1582. 86.34 (title) of the statutes is amended to read:

86.34 (title) **~~Flood~~ Disaster damage aids.**

SECTION 1583. 86.34 (1) of the statutes is renumbered 86.34 (1m), and 86.34 (1m) (a) and (b), as renumbered, are amended to read:

86.34 **(1m)** (a) When any ~~public~~ highway~~, street, alley or bridge not on the state trunk highway system~~ is damaged by ~~flood~~ a disaster, the county highway committee, or the governing body of the municipality having jurisdiction over the maintenance ~~thereof~~ of the highway, may adopt a petition for aid under this section and file a certified copy ~~thereof~~ of the petition with the department. To be eligible for aid the petition shall be filed not later than 2 months after the occurrence of the ~~flood~~ disaster damage, except as provided in par. (b). All such petitions shall state the dates on which the ~~flood~~ disaster damage occurred and as nearly as practical state the location, nature, and extent of the damage.

(b) The department may extend the filing deadline under par. (a) if it appears reasonably likely that federal disaster aid may be forthcoming or when widespread or continuous ~~flooding~~ disaster damage makes an evaluation of ~~flood~~ damage difficult.

SECTION 1584. 86.34 (1g) of the statutes is created to read:

86.34 **(1g)** In this section:

(a) "Catastrophic highway failure" means the sudden failure of a major element or segment of the highway system due to a cause that is external to a highway, but does not include any failure primarily attributable to gradual and progressive deterioration or lack of proper maintenance of a highway.

(b) "Disaster" means any of the following:

1. A severe storm, flood, fire, tornado, mudslide, or other natural event external to a highway or a catastrophic highway failure.

2. An event or recurring damage caused by any governmental unit or person acting under the direction or approval of, or permit issued by, any governmental unit and in response to an event described in subd. 1.

(c) "Governmental unit" means the state or any state agency, as defined in s. 20.001 (1); any county, city, village, town, or other political subdivision of the state; or the federal government or any of its agencies.

(d) "Highway" means a highway, as defined in s. 340.01 (22), that is not on the state trunk highway system.

SECTION 1585. 86.34 (2) of the statutes is amended to read:

86.34 **(2)** The department shall make such investigation as it deems necessary and within 6 months from the date of filing the petition shall make its determination as to the granting of aid, the amount thereof, and the conditions under which it is granted. In making its determination the department shall cause an estimate to be made of the cost of repairing or replacing the facilities damaged or destroyed ~~by the flood~~ to standards and efficiency similar to those ~~previously~~ existing immediately before the damage or destruction, and also an estimate of the cost of reconstructing the facilities to a higher type or improving any such facilities if determined to be warranted and advisable. Except as provided in ~~sub.~~ subs. (2m) and (6), the amount of aid payable for damage caused by a disaster described in sub. (1g) (b) 1. shall be ~~three–fourths~~ 75 percent of the cost of repair or replacement to standards similar to those ~~previously~~ existing immediately before the damage or destruction, plus 50% of the increased cost of the reconstruction to a higher type or the improvement of any of the facilities. Except as provided in subs. (2m) and (6), the amount of aid payable

for damage caused by a disaster described in sub. (1g) (b) 2. shall be 70 percent of the cost of repair or replacement to standards similar to those existing immediately before the damage or destruction. The department may revise estimates on the basis of additional facts. The county, town, village, or city shall pay the remainder of the cost not allowed as aid, but this shall not invalidate any other provision of the statutes whereby the cost may be shared by the county and the town, village, or city.

SECTION 1586. 86.34 (2m) of the statutes is amended to read:

86.34 **(2m)** ~~If~~ Subject to sub. (6), if the department's estimate under sub. (2) of the cost of repair or improvement of the facilities determined by the department to be eligible for aid is $15,000 or less, the department shall offer the petitioner an amount of aid equal to 75% of the total amount of the department's estimate for damage caused by a disaster described in sub. (1g) (b) 1. or 70 percent of the total amount of the department's estimate for damage caused by a disaster described in sub. (1g) (b) 2. If the petitioner accepts aid under this subsection, the aid shall be paid to the petitioner or, subject to sub. (5), the county, and no other form of aid is available under this section for the repair or improvement of such facilities.

SECTION 1587. 86.34 (6) of the statutes is created to read:

86.34 **(6)** The department may not pay aid under this section in excess of $1,000,000, in connection with disaster damage resulting from a single disaster, unless the payment of aid is approved by the governor.

SECTION 1588. 93.02 of the statutes is amended to read:

93.02 Staff. The secretary shall appoint all staff necessary for the carrying out of the duties of the department, all of whom shall be under the classified service except the deputy secretary, the ~~executive~~ assistant deputy secretary, and, subject to s. 230.08 (4) (a), the administrators of divisions. Each such deputy secretary,

~~executive~~ assistant deputy secretary, or administrator shall be appointed by the secretary with the approval of the board.

SECTION 1589. 93.135 (title) of the statutes is amended to read:

93.135 (title) **License denial, nonrenewal, suspension or restriction based on failure to pay support or taxes.**

SECTION 1590. 93.135 (1) (rg) of the statutes is created to read:

93.135 **(1)** (rg) A certification or registration under s. 168.23 (3).

SECTION 1591. 93.135 (4) of the statutes is created to read:

93.135 **(4)** The department shall deny an application for the issuance or renewal of certification or registration under s. 168.23 (3), or shall suspend or restrict such a certification or registration, if the department of revenue certifies under s. 73.0301 that the holder of the certification or registration is liable for delinquent taxes.

SECTION 1592. 93.40 (1) (g) of the statutes is amended to read:

93.40 **(1)** (g) Promote the growth of the dairy industry through research, planning, and assistance, including grants and loans to dairy producers and grants to persons operating processing plants.

SECTION 1593. 93.60 of the statutes is repealed.

SECTION 1594. 98.246 (1) of the statutes is amended to read:

98.246 **(1)** In this section, "petroleum products" has the meaning given under s. ~~168.03~~ 168.01 (3).

SECTION 1595. 101.02 (18m) of the statutes is renumbered 93.06 (1pm) and amended to read:

93.06 **(1pm)** TESTING OF PETROLEUM PRODUCTS. The department may perform, or contract for the performance of, testing of petroleum products other than testing

provided under ch. 168. The department may establish a schedule of fees for such petroleum product testing services. The department shall credit all revenues received from fees established under this subsection to the appropriation account under s. ~~20.165 (2) (ga)~~ 20.115 (1) (gc). Revenues from fees established under this subsection may be used by the department to pay for testing costs, including laboratory supplies and equipment amortization, for such products.

SECTION 1596. 101.02 (18r) of the statutes is created to read:

101.02 **(18r)** The department shall promulgate a rule specifying fees for plan reviews relating to the storage, handling, or use of flammable or combustible liquids or federally regulated hazardous substances, as defined in s. 168.21 (3).

SECTION 1597. 101.02 (20) (a) of the statutes is amended to read:

101.02 **(20)** (a) For purposes of this subsection, "license" means a license, permit, or certificate of certification or registration issued by the department for an occupation or profession under s. ~~101.09 (3) (c),~~ 101.122 (2) (c), ~~101.143 (2) (g),~~ 101.147, 101.15 (2) (e), 101.16 (3g), 101.17, 101.178 (2) or (3) (a), 101.63 (2) or (2m), 101.653, 101.73 (5) or (6), 101.82 (1m), (1v), and (2), 101.935, 101.95, 101.951, 101.952, 101.96 (2), 101.985 (1) to (3), 145.02 (4), 145.035, 145.045, 145.15, 145.16, 145.165, 145.17, 145.175, 145.18, or 167.10 (6m) or under rules promulgated under ch. 101 or 145.

****NOTE: This is reconciled s. 101.02 (20) (a). This SECTION has been affected by drafts with the following LRB numbers: –0387 and –1092.

SECTION 1598. 101.02 (21) (a) of the statutes is amended to read:

101.02 **(21)** (a) In this subsection, "license" means a license, permit, or certificate of certification or registration issued by the department for an occupation or profession under s. ~~101.09 (3) (c)~~, 101.122 (2) (c), ~~101.143 (2) (g),~~ 101.147, 101.15

(2) (e), 101.16 (3g), 101.17, 101.178 (2) or (3) (a), 101.63 (2) or (2m), 101.653, 101.73 (5) or (6), 101.82 (1m), (1v), and (2), 101.935, 101.95, 101.951, 101.952, 101.96 (2), 101.985 (1) to (3), 145.02 (4), 145.035, 145.045, 145.15, 145.16, 145.165, 145.17, 145.175, 145.18, or 167.10 (6m) or under rules promulgated under ch. 101 or 145.

****NOTE: This is reconciled s. 101.02 (21) (a). This SECTION has been affected by drafts with the following LRB numbers: –0387 and –1092.

SECTION 1599. 101.02 (24) (a) 2. of the statutes is amended to read:

101.02 **(24)** (a) 2. "License" means a license, permit, or certificate of certification or registration issued by the department for an occupation or profession under s. ~~101.09 (3) (c)~~, 101.122 (2) (c), ~~101.143 (2) (g),~~ 101.147, 101.15 (2) (e), 101.16 (3g), 101.17, 101.177 (4) (a), 101.178 (2) or (3) (a), 101.63 (2) or (2m), 101.653, 101.654, 101.73 (5) or (6), 101.82 (1m), (1v), and (2), 101.935, 101.95, 101.951, 101.952, 101.985 (1) to (3), 145.02 (4), 145.035, 145.045, 145.15, 145.16, 145.165, 145.17, 145.175, 145.18, or 167.10 (6m) or under rules promulgated under ch. 101 or 145.

****NOTE: This is reconciled s. 101.02 (24) (a) 2. This SECTION has been affected by drafts with the following LRB numbers: –0387 and –1092.

SECTION 1600. 101.09 (title) of the statutes is repealed.

SECTION 1601. 101.09 (1) (intro.) of the statutes is renumbered 168.21 (intro.) and amended to read:

168.21 Definitions. (intro.) In this ~~section~~ subchapter:

SECTION 1602. 101.09 (1) (a) of the statutes is renumbered 168.21 (1).

SECTION 1603. 101.09 (1) (am) of the statutes is renumbered 168.21 (3).

SECTION 1604. 101.09 (1) (b) of the statutes is renumbered 168.21 (4).

SECTION 1605. 101.09 (1) (c) of the statutes is renumbered 168.21 (5).

SECTION 1606. 101.09 (1) (cm) of the statutes is renumbered 168.21 (6).

SECTION 1607. 101.09 (1) (d) of the statutes is renumbered 168.21 (7).

SECTION 1608. 101.09 (2) (title) of the statutes is renumbered 168.22 (title).

SECTION 1609. 101.09 (2) (a) of the statutes is renumbered 168.22 (1) and amended to read:

168.22 **(1)** Except as provided under ~~pars. (b) to (d)~~ subs. (2) to (5), every person who constructs, owns or controls a tank for the storage, handling or use of liquid that is flammable or combustible or a federally regulated hazardous substance shall comply with the standards adopted under ~~sub. (3)~~ s. 168.23.

SECTION 1610. 101.09 (2) (b) of the statutes is renumbered 168.22 (2) and amended to read:

168.22 **(2)** This ~~section~~ subchapter does not apply to storage tanks which require a hazardous waste license under s. 291.25.

SECTION 1611. 101.09 (2) (c) of the statutes is renumbered 168.22 (3) and amended to read:

168.22 **(3)** This ~~section~~ subchapter does not apply to storage tanks which are installed above ground level and which are less than 5,000 gallons in capacity.

SECTION 1612. 101.09 (2) (cm) (intro.) of the statutes is renumbered 168.22 (4) (intro.) and amended to read:

168.22 **(4)** (intro.) Any rules promulgated under ~~sub. (3)~~ s. 168.23 requiring an owner to test the ability of a storage tank, connected piping or ancillary equipment to prevent an inadvertent release of a stored substance do not apply to storage tanks that satisfy all of the following:

SECTION 1613. 101.09 (2) (cm) 1. to 3. of the statutes are renumbered 168.22 (4) (a) to (c).

SECTION 1614. 101.09 (2) (d) of the statutes is renumbered 168.22 (5) and amended to read:

168.22 **(5)** This ~~section~~ subchapter does not apply to a pressurized natural gas pipeline system regulated under 49 CFR 192 and 193.

SECTION 1615. 101.09 (3) (title) of the statutes is renumbered 168.23 (title).

SECTION 1616. 101.09 (3) (a) of the statutes is renumbered 168.23 (1).

SECTION 1617. 101.09 (3) (b) of the statutes is renumbered 168.23 (2) and amended to read:

168.23 **(2)** The department may transfer any information which the department receives under ~~par. (a)~~ sub. (1) to any other agency or governmental unit. The department and any such agency shall treat the name of the owner and the location of any noncommercial storage tank which stores heating oil for consumptive use on the premises, required to be submitted to the department under ~~par. (a)~~ sub. (1), as confidential and shall not permit inspection or copying under s. 19.35 of any record containing the information.

SECTION 1618. 101.09 (3) (c) of the statutes is renumbered 168.23 (3) and amended to read:

168.23 **(3)** The rule promulgated under ~~par. (a)~~ sub. (1) may require the certification or registration of persons who install, remove, clean, line, perform tightness testing on and inspect tanks and persons who perform site assessments. Any rule requiring certification or registration shall also authorize the revocation or suspension of the certification or registration. The department may not require an individual who is eligible for the veterans fee waiver program under s. 45.44 to pay any fee that may be charged pursuant to such a rule.

SECTION 1619. 101.09 (3) (d) of the statutes is renumbered 168.23 (4) and amended to read:

168.23 **(4)** The department shall promulgate a rule specifying fees for ~~plan review and~~ inspection of tanks for the storage, handling, or use of flammable or combustible liquids and for any certification or registration required under ~~par. (c)~~ sub. (3).

SECTION 1620. 101.09 (3m) (title) of the statutes is renumbered 168.24 (title).

SECTION 1621. 101.09 (3m) (a) of the statutes is renumbered 168.24 (1) and amended to read:

168.24 **(1)** In this ~~subsection~~ section, "hazardous substance" means a combustible liquid, a flammable liquid, or a federally regulated hazardous substance.

SECTION 1622. 101.09 (3m) (b) of the statutes is renumbered 168.24 (2) and amended to read:

168.24 **(2)** The department may not impose any requirement that specifies that pipe connections at the top of a storage tank and beneath all freestanding pumps and dispensers that routinely contain a hazardous substance be placed within secondary containment sumps, if the pipe connections were installed or in place on or before February 1, 2009. This ~~subsection~~ section does not apply after December 31, 2020.

SECTION 1623. 101.09 (4) (title) of the statutes is renumbered 168.25 (title).

SECTION 1624. 101.09 (4) (a) of the statutes is renumbered 168.25 (1) and amended to read:

168.25 **(1)** The department shall enforce this ~~section~~ subchapter.

SECTION 1625. 101.09 (4) (b) of the statutes is renumbered 168.25 (2) and amended to read:

168.25 **(2)** The department shall issue orders directing and requiring compliance with the rules and standards of the department adopted under this

~~section~~ subchapter whenever, in the judgment of the department, the rules or standards are threatened with violation, are being violated or have been violated.

SECTION 1626. 101.09 (4) (c) of the statutes is renumbered 168.25 (3).

SECTION 1627. 101.09 (5) of the statutes is renumbered 168.26 and amended to read:

168.26 Penalties. Any person who violates this ~~section~~ subchapter or any rule or order adopted under this ~~section~~ subchapter shall forfeit not less than $10 nor more than $5,000 for each violation. Each violation of this ~~section~~ subchapter or any rule or order under this ~~section~~ subchapter constitutes a separate offense and each day of continued violation is a separate offense.

SECTION 1628. 101.1206 (1) of the statutes is amended to read:

101.1206 **(1)** The department shall establish statewide standards for erosion control at building sites that have a land disturbance that is less than one acre in area and that are for the construction of public buildings~~, as defined in s. 101.01 (12),~~ and buildings that are places of employment~~, as defined in s. 101.01 (11)~~.

SECTION 1629. 101.14 (5) (a) of the statutes is amended to read:

101.14 **(5)** (a) Subject to par. (b), in addition to any fee charged by the department by rule for plan review and approval for the construction of a new or additional installation or change in operation of a previously approved installation for the storage, handling or use of a liquid that is flammable or combustible or a federally regulated hazardous substance, as defined in s. ~~101.09 (1) (am)~~ 168.21 (3), the department shall collect a groundwater fee of $100 for each plan review submittal. The moneys collected under this subsection shall be credited to the environmental fund for environmental management.

SECTION 1630. 101.14 (5) (b) of the statutes is amended to read:

101.14 **(5)** (b) Notwithstanding par. (a), an installation for the storage, handling or use of a liquid that is flammable or combustible or a federally regulated hazardous substance, as defined in s. ~~101.09 (1) (am)~~ 168.21 (3), that has a capacity of less than 1,000 gallons is not subject to the groundwater fee under par. (a).

SECTION 1631. 101.142 (title) and (1) (intro.) of the statutes are renumbered 168.28 (title) and (1) (intro.).

SECTION 1632. 101.142 (1) (a) of the statutes is renumbered 168.28 (1) (a) and amended to read:

168.28 **(1)** (a) ~~"Petroleum~~ Notwithstanding s. 168.01 (3), "petroleum product" means materials derived from petroleum, natural gas, or asphalt deposits and includes gasoline, diesel and heating fuels, liquefied petroleum gases, lubricants, waxes, greases, and petrochemicals.

SECTION 1633. 101.142 (1) (b) and (2) of the statutes are renumbered 168.28 (1) (b) and (2).

SECTION 1634. 101.143 (title) and (1) (intro.) and (ad) of the statutes are renumbered 292.63 (title) and (1) (intro.) and (ad).

SECTION 1635. 101.143 (1) (am) of the statutes is repealed.

SECTION 1636. 101.143 (1) (b) of the statutes is repealed.

SECTION 1637. 101.143 (1) (bm) to (i) of the statutes are renumbered 292.63 (1) (bm) to (i).

SECTION 1638. 101.143 (1m) of the statutes is renumbered 292.63 (1m).

SECTION 1639. 101.143 (2) (title) and (b) and (c) of the statutes are renumbered 292.63 (2) (title) and (b) and (c).

SECTION 1640. 101.143 (2) (d) of the statutes is renumbered 292.63 (2) (d) and amended to read:

292.63 **(2)** (d) The department shall reserve a portion, not to exceed 20%, of the amount annually appropriated under s. ~~20.165 (2) (v)~~ 20.370 (2) (eu) for awards under this section to be used to fund emergency remedial action and claims that exceed the amount initially anticipated.

SECTION 1641. 101.143 (2) (e) to (g) of the statutes are renumbered 292.63 (2) (e) to (g).

SECTION 1642. 101.143 (2) (h) of the statutes is renumbered 292.63 (2) (h), and 292.63 (2) (h) (intro.) and 3., as renumbered, are amended to read:

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

3. Review procedures that must be followed by employees of the department ~~of natural resources and the department of commerce~~ in reviewing the information submitted under subd. 1.

SECTION 1643. 101.143 (2) (i) of the statutes is renumbered 292.63 (2) (i), and 292.63 (2) (i) (intro.) and 1., as renumbered, are amended to read:

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

1. Annual reviews that include application of the method in the rules promulgated under sub. (2e) ~~(b)~~ (a) to determine the risk posed by discharges that are the subject of the remedial actions.

SECTION 1644. 101.143 (2) (j) of the statutes is renumbered 292.63 (2) (j), and 292.63 (2) (j) (intro.) and 1., as renumbered, are amended to read:

292.63 **(2)** (j) (intro.) The department ~~of safety and professional services and the department of natural resources, jointly,~~ shall promulgate rules specifying all of the following:

1. The conditions under which employees of the department ~~of commerce and the department of natural resources~~ must issue approvals under sub. (3) (c) 4.

SECTION 1645. 101.143 (2) (k) of the statutes is repealed.

SECTION 1646. 101.143 (2) (L) of the statutes is renumbered 292.63 (2) (L) and amended to read:

292.63 **(2)** (L) The department may promulgate rules for the assessment and collection of fees to recover its costs for providing approval under sub. (3) (c) 4. and for providing other assistance requested by applicants under this section. Any moneys collected under this paragraph shall be credited to the appropriation account under s. ~~20.165 (2) (Lm)~~ 20.370 (2) (ej).

SECTION 1647. 101.143 (2e) (title) of the statutes is renumbered 292.63 (2e) (title).

SECTION 1648. 101.143 (2e) (a) of the statutes is renumbered 292.63 (2e) (a) and amended to read:

292.63 **(2e)** (a) The department ~~of safety and professional services and the department of natural resources~~ shall ~~attempt to agree on~~ promulgate rules that specify a method, which shall include individualized consideration of the routes for

migration of petroleum product contamination at each site, for determining the risk to public health, safety and welfare and to the environment posed by discharges for which the department ~~of safety and professional services~~ receives notification under sub. (3) (a) 3.

SECTION 1649. 101.143 (2e) (b) of the statutes is repealed.

SECTION 1650. 101.143 (2e) (c) of the statutes is renumbered 292.63 (2e) (c) and amended to read:

292.63 **(2e)** (c) The department ~~of natural resources or, if the discharge is covered under s. 101.144 (2) (b), the department of safety and professional services~~ shall apply the method in the rules promulgated under par. ~~(b)~~ (a) to determine the risk posed by a discharge for which the department ~~of safety and professional services~~ receives notification under sub. (3) (a) 3.

SECTION 1651. 101.143 (2m) of the statutes is repealed.

SECTION 1652. 101.143 (3) (title) and (a) of the statutes are renumbered 292.63 (3) (title) and (a), and 292.63 (3) (a) 4., 5. and 9., as renumbered, are amended to read:

292.63 **(3)** (a) 4. The owner or operator registers the petroleum product storage system or the home oil tank system is registered with the department of agriculture, trade and consumer protection under s. ~~101.09~~ 168.23.

****NOTE: This is reconciled s. 101.143 (3) (a) 4. This SECTION has been affected by drafts with the following LRB numbers: –0387 and –1092.

5. The owner or operator or the person reports the discharge in a timely manner to the division of emergency management in the department of military affairs or to the department ~~of natural resources~~, according to the requirements under s. 292.11.

9. The owner or operator or the person follows standards for groundwater restoration in the groundwater standards in the rules promulgated by the

department ~~of natural resources~~ under ss. 160.07 and 160.09 and restores the environment, to the extent practicable, according to those standards at the site of the discharge from a petroleum product storage system or home oil tank system.

SECTION 1653. 101.143 (3) (ae) of the statutes is renumbered 292.63 (3) (ae) and amended to read:

292.63 **(3)** (ae) *New systems.* An owner or operator or a person owning a home oil tank system is not eligible for an award under this section for costs incurred because of a petroleum product discharge from an underground petroleum product storage tank system or a home oil tank system that meets the performance standards in 40 CFR 280.20 or in rules ~~promulgated by~~ of the department of agriculture, trade and consumer protection relating to underground petroleum product storage tank systems installed after December 22, 1988, if the discharge is confirmed after December 31, 1995.

****NOTE: This is reconciled s. 101.143 (3) (ae). This SECTION has been affected by drafts with the following LRB numbers: –0387 and –1092.

SECTION 1654. 101.143 (3) (ah) of the statutes is renumbered 292.63 (3) (ah) and amended to read:

292.63 **(3)** (ah) *New aboveground systems.* An owner or operator is not eligible for an award under this section for costs incurred because of a petroleum product discharge from a petroleum product storage system that is not an underground petroleum product storage tank system and that meets the performance standards in rules ~~promulgated by~~ of the department of agriculture, trade and consumer protection relating to petroleum product storage systems that are not underground petroleum product storage tank systems and that are installed after April 30, 1991, if the discharge is confirmed after December 22, 2001.

****NOTE: This is reconciled s. 101.143 (3) (ah). This SECTION has been affected by drafts with the following LRB numbers: –0387 and –1092.

SECTION 1655. 101.143 (3) (am) of the statutes is renumbered 292.63 (3) (am) and amended to read:

292.63 **(3)** (am) *Upgraded underground systems.* 1. An owner or operator or a person owning a home oil tank system is not eligible for an award under this section for costs incurred because of a petroleum product discharge from an underground petroleum product storage tank system or a home oil tank system if the discharge is confirmed after December 31, 1995, and the discharge is confirmed, or activities under par. (c) or (g) are begun with respect to that discharge, after the day on which the underground petroleum product storage tank system or home oil tank system first meets the upgrading requirements in 40 CFR 280.21 (b) to (d) or in rules ~~promulgated by~~ of the department of agriculture, trade and consumer protection relating to the upgrading of existing underground petroleum product storage tank systems, except as provided in subd. 2.

****NOTE: This is reconciled s. 101.143 (3) (am) 1. This SECTION has been affected by drafts with the following LRB numbers: –0387 and –1092.

2. If an underground petroleum product storage tank system or home oil tank system first meets the upgrading requirements in 40 CFR 280.21 (b) to (d) or in rules ~~promulgated by~~ of the department of agriculture, trade and consumer protection relating to the upgrading of existing underground petroleum product storage tank systems, after December 31, 1993, and the owner or operator or person owning the home oil tank system applies for private pollution liability insurance covering the underground petroleum product storage tank system or home oil tank system within 30 days after the day on which the underground petroleum product storage tank system or home oil tank system first meets those upgrading requirements, then the

owner or operator or person remains eligible for an award for costs incurred because of a petroleum product discharge, from that underground petroleum product storage tank system or home oil tank system, which is confirmed, and with respect to which activities under par. (c) or (g) are begun, before the 91st day after the day on which the underground petroleum product storage tank system or home oil tank system first meets those upgrading requirements.

****NOTE: This is reconciled s. 101.143 (3) (am) 2. This SECTION has been affected by drafts with the following LRB numbers: –0387 and –1092.

SECTION 1656. 101.143 (3) (ap) of the statutes is renumbered 292.63 (3) (ap) and amended to read:

292.63 **(3)** (ap) *Upgraded aboveground systems.* An owner or operator is not eligible for an award under this section for costs incurred because of a petroleum product discharge from a petroleum product storage system that is not an underground petroleum product storage tank system if the discharge is confirmed after December 22, 2001, and the discharge is confirmed, or activities under par. (c) or (g) are begun with respect to that discharge, after the day on which the petroleum product storage system first meets the upgrading requirements in rules ~~promulgated by~~ of the department of agriculture, trade and consumer protection relating to the upgrading of existing petroleum product storage systems that are not underground petroleum product storage tank systems.

****NOTE: This is reconciled s. 101.143 (3) (ap). This SECTION has been affected by drafts with the following LRB numbers: –0387 and –1092.

SECTION 1657. 101.143 (3) (av) of the statutes is renumbered 292.63 (3) (av) and amended to read:

292.63 **(3)** (av) *Claims submitted for petroleum product storage systems on tribal trust lands.* The owner or operator of a petroleum product storage system

located on trust lands of an American Indian tribe may submit a claim for an award under sub. (4) if the owner or operator otherwise satisfies par. (a) and complies with the rules promulgated under this section and any ~~other~~ rules ~~promulgated by~~ of the department of agriculture, trade and consumer protection concerning petroleum product storage systems.

****NOTE: This is reconciled s. 101.143 (3) (av). This SECTION has been affected by drafts with the following LRB numbers: –0387 and –1092.

SECTION 1658. 101.143 (3) (b), (bm) and (bn) of the statutes are renumbered 292.63 (3) (b), (bm) and (bn).

SECTION 1659. 101.143 (3) (c) of the statutes is renumbered 292.63 (3) (c), and 292.63 (3) (c) 4., as renumbered, is amended to read:

292.63 **(3)** (c) 4. Receive written approval from the department ~~of natural resources or, if the discharge is covered under s. 101.144 (2) (b), from the department of safety and professional services~~ that the remedial action activities performed under subd. 3. meet the requirements of s. 292.11.

SECTION 1660. 101.143 (3) (cm) of the statutes is renumbered 292.63 (3) (cm) and amended to read:

292.63 **(3)** (cm) *Monitoring as remedial action.* An owner or operator or person owning a home oil tank system may, with the approval of the department ~~of natural resources or, if the discharge is covered under s. 101.144 (2) (b), the department of safety and professional services~~, satisfy the requirements of par. (c) 2. and 3. by proposing and implementing monitoring to ensure the effectiveness of natural attenuation of petroleum product contamination.

SECTION 1661. 101.143 (3) (cp) of the statutes is renumbered 292.63 (3) (cp) and amended to read:

292.63 **(3)** (cp) *Bidding process.* 1. Except as provided in subds. 2. ~~to 5.~~ and 5., if the department ~~of natural resources or, if the site is covered under s. 101.144 (2) (b), the department of safety and professional services~~ estimates that the cost to complete a site investigation, remedial action plan and remedial action for an occurrence exceeds $60,000, the department ~~of safety and professional services~~ shall implement a competitive public bidding process to obtain information to assist in making the determination under par. (cs).

2. The department ~~of safety and professional services or the department of natural resources~~ may waive the requirement under subd. 1. if an enforcement standard is exceeded in groundwater within 1,000 feet of a well operated by a public utility, as defined in s. 196.01 (5), or within 100 feet of any other well used to provide water for human consumption.

5. The department ~~of safety and professional services or the department of natural resources~~ may waive the requirement under subd. 1. after providing notice to the ~~other department~~ secretary of administration.

6. The department ~~of safety and professional services~~ may disqualify a bid received under subd. 1. if, based on information available to the department and experience with remedial action at other sites, the bid is unlikely to establish an amount to sufficiently fund remedial action that will comply with par. (c) 3. and with enforcement standards.

7. The department ~~of safety and professional services~~ may disqualify a person from submitting bids under subd. 1. if, based on past performance of the bidder, the department determines that the person has demonstrated an inability to complete remedial action within established cost limits.

SECTION 1662. 101.143 (3) (cs) (title) of the statutes is renumbered 292.63 (3) (cs) (title).

SECTION 1663. 101.143 (3) (cs) 1. of the statutes is renumbered 292.63 (3) (cs) 1. and amended to read:

292.63 **(3)** (cs) 1. The department ~~of safety and professional services~~ shall review the remedial action plan for a site ~~that is classified as low or medium risk under s. 101.144~~ and shall determine the least costly method of complying with par. (c) 3. and with enforcement standards. The department shall notify the owner or operator of its determination of the least costly method and shall notify the owner or operator that reimbursement for remedial action under this section is limited to the amount necessary to implement that method.

SECTION 1664. 101.143 (3) (cs) 2. of the statutes is repealed.

SECTION 1665. 101.143 (3) (cs) 3. of the statutes is renumbered 292.63 (3) (cs) 3. and amended to read:

292.63 **(3)** (cs) 3. In making determinations under ~~subds.~~ subd. 1. ~~and 2.~~, the department ~~of natural resources and the department of safety and professional services~~ shall determine whether natural attenuation will achieve compliance with par. (c) 3. and with enforcement standards.

SECTION 1666. 101.143 (3) (cs) 4. of the statutes is renumbered 292.63 (3) (cs) 4. and amended to read:

292.63 **(3)** (cs) 4. The department ~~of safety and professional services~~ may review and modify an amount established under subd. 1. if the department determines that new circumstances, including newly discovered contamination at a site, warrant those actions. ~~The department of safety and professional services and the department of natural resources may review and modify an amount established~~

~~under subd. 2. if the departments determine that new circumstances, including newly discovered contamination at a site, warrant those actions.~~

SECTION 1667. 101.143 (3) (cw) (title) of the statutes is renumbered 292.63 (3) (cw) (title).

SECTION 1668. 101.143 (3) (cw) 1. of the statutes is renumbered 292.63 (3) (cw) 1. and amended to read:

292.63 **(3)** (cw) 1. The department ~~of safety and professional services~~ shall conduct the annual review required under sub. (2) (i) 1. for a site ~~that is classified as low or medium risk under s. 101.144~~ and shall determine the least costly method of completing remedial action at the site in order to comply with par. (c) 3. and with enforcement standards. The department shall notify the owner or operator of its determination of the least costly method and shall notify the owner or operator that reimbursement under this section for any remedial action conducted after the date of the notice is limited to the amount necessary to implement that method.

SECTION 1669. 101.143 (3) (cw) 2. of the statutes is repealed.

SECTION 1670. 101.143 (3) (cw) 3. of the statutes is renumbered 292.63 (3) (cw) 3. and amended to read:

292.63 **(3)** (cw) 3. In making determinations under ~~subds.~~ subd. 1. ~~and 2.~~, the department ~~of natural resources and the department of safety and professional services~~ shall determine whether natural attenuation will achieve compliance with par. (c) 3. and with enforcement standards.

SECTION 1671. 101.143 (3) (cw) 4. of the statutes is renumbered 292.63 (3) (cw) 4. and amended to read:

292.63 **(3)** (cw) 4. The department ~~of safety and professional services~~ may review and modify an amount established under subd. 1. if the department

determines that new circumstances, including newly discovered contamination at a site, warrant those actions. ~~The department of safety and professional services and the department of natural resources may review and modify an amount established under subd. 2. if the departments determine that new circumstances, including newly discovered contamination at a site, warrant those actions.~~

SECTION 1672. 101.143 (3) (d) of the statutes is renumbered 292.63 (3) (d) and amended to read:

292.63 **(3)** (d) *Final review of remedial action activities.* The department ~~of natural resources or, if the discharge is covered under s. 101.144 (2) (b), the department of safety and professional services~~ shall complete a final review of the remedial action activities within 60 days after the claimant notifies the ~~appropriate~~ department that the remedial action activities are completed.

SECTION 1673. 101.143 (3) (e) of the statutes is repealed.

SECTION 1674. 101.143 (3) (f) of the statutes is renumbered 292.63 (3) (f), and 292.63 (3) (f) 5., as renumbered, is amended to read:

292.63 **(3)** (f) 5. The written approval of the department ~~of natural resources or the department of safety and professional services~~ under par. (c) 4.

SECTION 1675. 101.143 (3) (g) of the statutes is renumbered 292.63 (3) (g) and amended to read:

292.63 **(3)** (g) *Emergency situations.* Notwithstanding pars. (a) 3. and (c) 1. and 2., an owner or operator or the person may submit a claim for an award under sub. (4) after notifying the department under par. (a) 3., without completing an investigation under par. (c) 1. and without preparing a remedial action plan under par. (c) 2.~~,~~ if an emergency existed which made the investigation under par. (c) 1. and the remedial action plan under par. (c) 2. inappropriate and, before conducting

remedial action, the owner or operator or person notified the department ~~of safety and professional services and the department of natural resources~~ of the emergency and the department ~~of safety and professional services and the department of natural resources~~ authorized emergency action.

SECTION 1676. 101.143 (3) (h) of the statutes is renumbered 292.63 (3) (h).

SECTION 1677. 101.143 (4) (title) of the statutes is renumbered 292.63 (4) (title).

SECTION 1678. 101.143 (4) (a) of the statutes is renumbered 292.63 (4) (a), and 292.63 (4) (a) 6. and 7., as renumbered, are amended to read:

292.63 **(4)** (a) 6. In any fiscal year, the department may not award more than 5% of the amount appropriated under s. ~~20.165 (2) (v)~~ 20.370 (2) (eu) as awards for petroleum product storage systems described in par. (ei).

7. In any fiscal year, the department may not award more than 5% of the amount appropriated under s. ~~20.165 (2) (v)~~ 20.370 (2) (eu) as awards for petroleum product storage systems that are owned by school districts and that are used for storing heating oil for consumptive use on the premises where stored.

SECTION 1679. 101.143 (4) (b) of the statutes is renumbered 292.63 (4) (b).

SECTION 1680. 101.143 (4) (c) of the statutes is renumbered 292.63 (4) (c), and 292.63 (4) (c) 12., as renumbered, is amended to read:

292.63 **(4)** (c) 12. Costs that are incurred after the date of a notice under sub. (3) (cw) 1. ~~or 2.~~ and that exceed the amount necessary to comply with sub. (3) (c) 3. and with enforcement standards using the method specified in the notice.

SECTION 1681. 101.143 (4) (cc) of the statutes is renumbered 292.63 (4) (cc).

SECTION 1682. 101.143 (4) (ce) of the statutes is renumbered 292.63 (4) (ce).

SECTION 1683. 101.143 (4) (cm) of the statutes is renumbered 292.63 (4) (cm).

SECTION 1684. 101.143 (4) (d) of the statutes is renumbered 292.63 (4) (d).

SECTION 1685. 101.143 (4) (dg) of the statutes is renumbered 292.63 (4) (dg).

SECTION 1686. 101.143 (4) (di) of the statutes is renumbered 292.63 (4) (di).

SECTION 1687. 101.143 (4) (dm) of the statutes is renumbered 292.63 (4) (dm).

SECTION 1688. 101.143 (4) (dr) of the statutes is renumbered 292.63 (4) (dr).

SECTION 1689. 101.143 (4) (e) of the statutes is renumbered 292.63 (4) (e).

SECTION 1690. 101.143 (4) (ee) of the statutes is renumbered 292.63 (4) (ee).

SECTION 1691. 101.143 (4) (ei) of the statutes is renumbered 292.63 (4) (ei), and 292.63 (4) (ei) 1m. a. and b. and 2m., as renumbered, are amended to read:

292.63 **(4)** (ei) 1m. a. The owner or operator of the farm tank owns a parcel of 35 or more acres of contiguous land, on which the farm tank is located, which is devoted primarily to agricultural use, as defined in s. 91.01 (2), including land designated by the department ~~of natural resources~~ as part of the ice age trail under s. 23.17, which during the year preceding submission of a first claim under sub. (3) produced gross farm profits, as defined in s. 71.58 (4), of not less than $6,000 or which, during the 3 years preceding that submission produced gross farm profits, as defined in s. 71.58 (4), of not less than $18,000, or a parcel of 35 or more acres, on which the farm tank is located, of which at least 35 acres, during part or all of the year preceding that submission, were enrolled in the conservation reserve program under 16 USC 3831 to 3836.

b. The claim is submitted by a person who, at the time that the notification was made under sub. (3) (a) 3., was the owner of the farm tank and owned a parcel of 35 or more acres of contiguous land, on which the farm tank is or was located, which was devoted primarily to agricultural use, as defined in s. 91.01 (2), including land designated by the department ~~of natural resources~~ as part of the ice age trail under s. 23.17, which during the year preceding that notification produced gross farm

profits, as defined in s. 71.58 (4), of not less than $6,000 or which, during the 3 years preceding that notification, produced gross farm profits, as defined in s. 71.58 (4), of not less than $18,000, or a parcel of 35 or more acres, on which the farm tank is located, of which at least 35 acres, during part or all of the year preceding that notification, were enrolled in the conservation reserve program under 16 USC 3831 to 3836.

2m. The owner or operator of the farm tank has received a letter or notice from the department ~~of safety and professional services or department of natural resources~~ indicating that the owner or operator must conduct a site investigation or remedial action because of a discharge from the farm tank or an order to conduct such an investigation or remedial action.

SECTION 1692. 101.143 (4) (em) of the statutes is renumbered 292.63 (4) (em).

SECTION 1693. 101.143 (4) (es) of the statutes is renumbered 292.63 (4) (es), and 292.63 (4) (es) 1., as renumbered, is amended to read:

292.63 **(4)** (es) 1. The department shall issue an award for a claim filed after August 9, 1989, for eligible costs, under par. (b), incurred on or after August 1, 1987, by an owner or operator or a person owning a home oil tank system in investigating the existence of a discharge or investigating the presence of petroleum products in soil or groundwater if the investigation is undertaken at the written direction of the department ~~of safety and professional services or the department of natural resources~~ and no discharge or contamination is found.

SECTION 1694. 101.143 (4) (f) of the statutes is renumbered 292.63 (4) (f).

SECTION 1695. 101.143 (4) (g) of the statutes is renumbered 292.63 (4) (g).

SECTION 1696. 101.143 (4) (h) of the statutes is renumbered 292.63 (4) (h).

SECTION 1697. 101.143 (4e) of the statutes is renumbered 292.63 (4e).

SECTION 1698. 101.143 (4m) of the statutes is renumbered 292.63 (4m).

SECTION 1699. 101.143 (5) of the statutes is renumbered 292.63 (5).

SECTION 1700. 101.143 (6) of the statutes is renumbered 292.63 (6).

SECTION 1701. 101.143 (6s) of the statutes is renumbered 292.63 (6s).

SECTION 1702. 101.143 (7) of the statutes is renumbered 292.63 (7).

SECTION 1703. 101.143 (7m) of the statutes is renumbered 292.63 (7m).

SECTION 1704. 101.143 (9) of the statutes is renumbered 292.63 (9).

SECTION 1705. 101.143 (9m) of the statutes is renumbered 292.63 (9m).

SECTION 1706. 101.143 (10) of the statutes is renumbered 292.63 (10).

SECTION 1707. 101.1435 of the statutes is renumbered 292.64, and 292.64 (1) (b) and (2) (b), as renumbered, are amended to read:

292.64 (1) (b) "Underground petroleum product storage tank system" has the meaning given in s. ~~101.143~~ 292.63 (1) (i).

(2) (b) Using the method that the department uses to determine inability to pay under s. ~~101.143~~ 292.63 (4) (ee), the department determines that the owner of the underground petroleum product storage tank system is unable to pay to empty, clean, remove, and dispose of the underground petroleum product storage tank system; to assess the site on which the underground petroleum product storage tank system is located; and to backfill the excavation.

SECTION 1708. 101.144 of the statutes is repealed.

SECTION 1709. 101.19 (1r) of the statutes is amended to read:

101.19 **(1r)** Notwithstanding subs. (1g) and (1m), the department shall waive any fee imposed on an individual who is eligible for the veterans fee waiver program under s. 45.44 for a license, permit, or certificate of certification or registration issued by the department under ~~ss. 101.09 (3) (c),~~ s. 101.122 (2) (c), ~~101.143 (2) (g),~~ 101.147,

101.15 (2) (e), 101.16 (3g), 101.17, 101.177 (4) (a), 101.178 (2) or (3) (a), 101.63 (2) or (2m), 101.653, 101.73 (5) or (6), 101.82 (1m), (1v), and (2), 101.935, 101.95, 101.951, 101.952, 101.985 (1) to (3), 145.02 (4), 145.035, 145.045, 145.07 (12), 145.15, 145.16, 145.165, 145.17, 145.175, 145.18, or 167.10 (6m).

****NOTE: This is reconciled s. 101.19 (1r). This SECTION has been affected by drafts with the following LRB numbers: –0387 and –1092.

SECTION 1710. 101.45 of the statutes is renumbered 16.956.

SECTION 1711. 101.653 (2m) of the statutes is amended to read:

101.653 **(2m)** RULES FOR ADMINISTRATION. The department shall promulgate rules for the administration of construction site erosion control under this subchapter by counties, cities, villages and towns, including provisions regarding the issuance of <u>building</u> permits and the collection and distribution of fees.

SECTION 1712. 101.653 (8) of the statutes is created to read:

101.653 **(8)** INAPPLICABILITY. This section does not apply to a construction site that has a land disturbance area that is one acre or more in area.

SECTION 1713. 102.07 (17m) of the statutes is amended to read:

102.07 **(17m)** A participant in a trial <u>employment match program</u> job under s. 49.147 (3) is an employee of any employer under this chapter for whom the participant is performing service at the time of the injury.

SECTION 1714. 102.75 (1m) of the statutes is amended to read:

102.75 **(1m)** The moneys collected under sub. (1) and under ss. 102.28 (2) and 102.31 (7), together with all accrued interest, shall constitute a separate nonlapsible fund designated as the worker's compensation operations fund. Moneys in the fund may be expended only as provided in s. 20.445 (1) (ra), (rb), and (rp) <u>and (2) (ra)</u> and may not be used for any other purpose of the state.

SECTION 1715. 108.02 (21e) (intro.) of the statutes is amended to read:

108.02 **(21e)** PROFESSIONAL EMPLOYER ORGANIZATION. (intro.) "Professional employer organization" means any person who is currently registered as a professional employer organization with the department of ~~safety and professional services~~ financial institutions in accordance with subch. III of ch. ~~461~~ 202, who contracts to provide the nontemporary, ongoing employee workforce of more than one client under a written leasing contract, the majority of whose clients are not under the same ownership, management, or control as the person other than through the terms of the contract, and who under contract and in fact:

SECTION 1716. 108.04 (2) (a) 2. of the statutes is amended to read:

108.04 **(2)** (a) 2. As of that week, the individual has registered for work as directed by the department; and

SECTION 1717. 108.04 (2) (a) 3. (intro.) of the statutes is amended to read:

108.04 **(2)** (a) 3. (intro.) The individual conducts a reasonable search for suitable work during that week, unless the search requirement is waived under par. (b). The search for suitable work must include ~~2~~ at least 4 actions per week that constitute a reasonable search as prescribed by rule of the department. This subdivision does not apply to an individual if the department determines that the individual is currently laid off from employment with an employer but there is a reasonable expectation of reemployment of the individual by that employer. In determining whether the individual has a reasonable expectation of reemployment by an employer, the department shall request the employer to verify the individual's employment status and shall also consider other factors, including:

SECTION 1718. 108.14 (7) (bm) of the statutes is created to read:

108.14 **(7)** (bm) Upon request of the department of revenue, the department may provide information, including social security numbers, concerning claimants to the department of revenue for the purpose of administering state taxes, identifying fraudulent tax returns, providing information for tax–related prosecutions, or locating persons or the assets of persons who have failed to file tax returns, who have underreported their taxable income, or who are delinquent debtors. The department of revenue shall adhere to the limitation on inspection and disclosure of the information under par. (b).

SECTION 1719. 108.161 (7) of the statutes is amended to read:

108.161 **(7)** If any moneys appropriated hereunder are used to buy and hold suitable land, with a view to the future construction of an employment security building thereon, and if such land is later sold or transferred to other use, the proceeds of such sale (or the value of such land when transferred) shall be credited to the account created by sub. (1) <u>except as otherwise provided in ss. 13.48 (14) and 16.848</u>.

SECTION 1720. 108.161 (9) of the statutes is amended to read:

108.161 **(9)** Any land and building or office quarters acquired under this section shall continue to be used for employment security purposes. Realty or quarters may not be sold or transferred to other use <u>if prior action is taken under s. 13.48 (14) (am) or 16.848 (1) and may not be sold or transferred</u> without the governor's approval. The proceeds from the sale, or the value of realty or quarters upon transfer, shall be credited to the account established in sub. (1) or credited to the fund established in s. 108.20, or both in accordance with federal requirements. Equivalent substitute rent–free quarters may be provided, as federally approved. Amounts credited under

this subsection shall be used solely to finance employment security quarters according to federal requirements.

SECTION 1721. 108.24 (4) of the statutes is amended to read:

108.24 **(4)** Any person who, without authorization of the department, permits inspection or disclosure of any record relating to the administration of this chapter that is provided to the person by the department under s. 108.14 (7) (a) ~~or~~, (b), or (bm) and any person who, without authorization of the commission, permits inspection or disclosure of any record relating to the administration of this chapter that is provided to the person by the commission under s. 108.14 (7) (a), shall be fined not less than $25 nor more than $500 or may be imprisoned in the county jail for not more than one year or both. Each such unauthorized inspection or disclosure constitutes a separate offense.

SECTION 1722. 111.335 (1) (cx) of the statutes is amended to read:

111.335 **(1)** (cx) Notwithstanding s. 111.322, it is not employment discrimination because of conviction record to refuse to employ or license, or to bar or terminate from employment or licensure, any individual who has been convicted of any offense under s. ~~38.50~~ 440.55 (13) (c).

SECTION 1723. 111.81 (7) (f) of the statutes is amended to read:

111.81 **(7)** (f) Instructional staff employed by the board of regents of the University of Wisconsin System who provide services for a charter school established by contract under s. 118.40 (2r) (cm), 2011 stats.

SECTION 1724. 111.815 (1) of the statutes, as affected by 2011 Wisconsin Acts 10 and 32, is amended to read:

111.815 **(1)** In the furtherance of this subchapter, the state shall be considered as a single employer and employment relations policies and practices throughout the

state service shall be as consistent as practicable. The office shall negotiate and administer collective bargaining agreements. To coordinate the employer position in the negotiation of agreements, the office shall maintain close liaison with the legislature relative to the negotiation of agreements and the fiscal ramifications of those agreements. Except with respect to the collective bargaining unit specified in s. 111.825 (1r)~~,~~ and (1t),~~,~~ the office is responsible for the employer functions of the executive branch under this subchapter, and shall coordinate its collective bargaining activities with operating state agencies on matters of agency concern. The legislative branch shall act upon those portions of tentative agreements negotiated by the office that require legislative action. With respect to the collective bargaining units specified in s. 111.825 (1r), the Board of Regents of the University of Wisconsin System is responsible for the employer functions under this subchapter. With respect to the collective bargaining units specified in s. 111.825 (1t), the chancellor of the University of Wisconsin–Madison is responsible for the employer functions under this subchapter. With respect to the collective bargaining unit specified in s. 111.825 (1r) (ef), the governing board of the charter school established by contract under s. 118.40 (2r) (cm), 2011 stats., is responsible for the employer functions under this subchapter.

SECTION 1725. 111.825 (1r) (ef) of the statutes, as affected by 2011 Wisconsin Act 32, is amended to read:

111.825 **(1r)** (ef) Instructional staff employed by the board of regents of the University of Wisconsin System who provide services for a charter school established by contract under s. 118.40 (2r) (cm), 2011 stats.

SECTION 1726. 111.825 (2) (f) of the statutes is amended to read:

111.825 **(2)** (f) Instructional staff employed by the board of regents of the University of Wisconsin System who provide services for a charter school established by contract under s. 118.40 (2r) (cm), 2011 stats.

SECTION 1727. 111.92 (1) (c) of the statutes is amended to read:

111.92 **(1)** (c) Any tentative agreement reached between the governing board of the charter school established by contract under s. 118.40 (2r) (cm), 2011 stats., acting for the state, and any labor organization representing a collective bargaining unit specified in s. 111.825 (1r) (ef) shall, after official ratification by the labor organization and approval by the chancellor of the University of Wisconsin–Parkside, be executed by the parties.

SECTION 1728. 114.33 (6) (a) of the statutes is amended to read:

114.33 **(6)** (a) For the purposes of carrying out this section and ss. 114.35 and 114.37, the secretary may acquire by gift, devise, purchase or condemnation any lands for establishing, protecting, laying out, enlarging, extending, constructing, reconstructing, improving and maintaining airports, or interests in lands in and about airports. After completion of the improvements, subject to any prior action under s. 13.48 (14) (am) or 16.848 (1), the secretary may convey as provided in this subsection lands that were acquired under this subsection, but were not necessary for the airport improvements. The conveyances may be made with reservations concerning the future use and occupation of those lands so as to protect the airports and improvements and their environs and to preserve the view, appearance, light, air and usefulness of the airports.

SECTION 1729. 114.33 (10) of the statutes is amended to read:

114.33 **(10)** Subject to the approval of the governor under this subsection and subject to any prior action under s. 13.48 (14) (am) or 16.848 (1), the secretary may

sell at public or private sale property of whatever nature owned by the state and under the jurisdiction of the secretary when the secretary determines that the property is no longer necessary for the state's use for airport purposes and, if real property, the real property is not the subject of a petition under s. 16.310. The secretary shall present to the governor a full and complete report of the property to be sold, the reason for the sale, and the minimum price for which the property should be sold, together with an application for the governor's approval of the sale. The governor shall investigate the proposed sale as he or she deems necessary and approve or disapprove the application. Upon approval and receipt of the full purchase price, the secretary shall by appropriate deed or other instrument transfer the property to the purchaser. The funds derived from the sale shall be deposited in the appropriate airport fund, and the expense incurred by the secretary in connection with the sale shall be paid from that fund. ~~This subsection does not apply to real property that is sold under s. 16.848.~~

SECTION 1730. 115.001 (1) of the statutes is amended to read:

115.001 **(1)** CHARTER SCHOOL. "Charter school" means a school under contract with a school board under s. 118.40 or with ~~one of the entities~~ <u>an entity</u> under s. 118.40 (2r) (b) <u>1.</u>, or a school established and operated by ~~one of the entities~~ <u>an entity</u> under s. 118.40 (2r) (b) <u>1. a. to d</u>.

SECTION 1731. 115.28 (7) (g) of the statutes is created to read:

115.28 **(7)** (g) Notwithstanding s. 118.19 (3), (4m), (6) to (9), and (12) to (14), grant a charter school teaching license to any person who has a bachelor's degree and demonstrates, based upon criteria established by the department, that the person is proficient in the subject or subjects that he or she intends to teach. The license

authorizes the person to teach that subject or those subjects in a charter school. The license is valid for 3 years and is renewable for 3–year periods.

SECTION 1732. 115.28 (12) (a) of the statutes is amended to read:

115.28 **(12)** (a) Working with the office of the governor, establish a student information system to collect and maintain information about pupils enrolled in public schools~~,~~ and charter schools and, subject to par. (b), about pupils enrolled in private schools participating in a parental choice program under s. 118.60 or 119.23, including their academic performance and demographic information, aggregated by school district, school, and teacher.

SECTION 1733. 115.28 (12) (ag) (intro.) of the statutes is amended to read:

115.28 **(12)** (ag) (intro.) ~~Beginning in the 2012–13 school year, each~~ Each school district, charter school, and private school using the system under par. (a) shall include in the system the following information for each teacher teaching in the school district or school who completed a teacher preparatory program described in sub. (7) (a) and located in this state or a teacher education program described in sub. (7) (e) 2. and located in this state on or after January 1, 2012:

SECTION 1734. 115.28 (12) (b) of the statutes is amended to read:

115.28 **(12)** (b) Ensure that within 5 years of the establishment of the system under par. (a), every school district and charter school is using the system, and that every private school participating in a parental choice program under s. 118.60 or 119.23 is either using the system under par. (a) or is using a system that is interoperable with the system under par. (a). The state superintendent may promulgate rules authorizing the department to charge a fee to any person that uses the system. All fees shall be credited to the appropriation account under s. 20.255 (1) ~~(jm)~~ (he).

****NOTE: This is reconciled s. 115.28 (12) (b). This SECTION has been affected by drafts with the following LRB numbers: LRB–0990/2 and LRB–0347/P1.

SECTION 1735. 115.28 (27) of the statutes is created to read:

115.28 **(27)** WISELEARN. Develop and maintain an online resource, called WISElearn, to provide educational resources for parents, teachers, and pupils; offer online learning opportunities; provide regional technical support centers; provide professional development for teachers; and enable video conferencing.

SECTION 1736. 115.28 (54) of the statutes is created to read:

115.28 **(54)** COLLABORATIVE CONTENT DELIVERY AND ONLINE INSTRUCTION. Promote the delivery of digital content and collaborative instruction among schools within a school district and between 2 or more school districts, including through online courses. To accomplish the objectives of this subsection, the department may not promulgate a rule that requires a licensed teacher or instructional staff person, defined as required under s. 121.02 (1) (a) 2., to be physically present in a classroom in which the delivery of content or collaborative instruction is being provided in that classroom digitally or through an online course.

SECTION 1737. 115.28 (59) of the statutes is created to read:

115.28 **(59)** ACADEMIC AND CAREER PLANNING. (a) Ensure that, beginning in the 2017–18 school year, every school board is providing academic and career planning services to pupils enrolled in grades 6 to 12 in the school district.

(b) Procure, install, and maintain information technology, including computer software, to be used statewide by school districts to provide academic and career planning services to pupils in grades 6 to 12.

(c) Provide guidance, training, and technical assistance to school districts and school district staff, including teachers and counselors, on how to implement model

academic and career plans, including training and technical assistance that is necessary to implement the information technology under par. (b).

(d) Promulgate rules to implement this subsection.

SECTION 1738. 115.28 (60) of the statutes is created to read:

115.28 **(60)** TEACH FOR AMERICA. Distribute the amounts appropriated under s. 20.255 (3) (cm) to Teach for America, Inc., to recruit and prepare individuals to teach in low–income or urban school districts.

SECTION 1739. 115.297 (1) (a) of the statutes is amended to read:

115.297 **(1)** (a) "Agencies" means the department, the board of regents of the University of Wisconsin System, the department of children and families, the department of workforce development, the technical college system board, and the Wisconsin Association of Independent Colleges and Universities.

SECTION 1740. 115.297 (3) (a) of the statutes is amended to read:

115.297 **(3)** (a) Requires that the agencies establish and maintain a longitudinal data system of student data that links such data from preschool programs to postsecondary education programs, ~~and~~ describes the process by which the data system will be established and maintained, and ensures its interoperability with the work force data systems maintained by the department of workforce development. The data system may consist of separate record systems integrated through agreement and data transfer mechanisms.

SECTION 1741. 115.297 (3) (d) of the statutes is amended to read:

115.297 **(3)** (d) Requires the agencies to exchange student and work force data to the extent necessary to perform the evaluation or study approved under par. (c).

SECTION 1742. 115.297 (4) (a) of the statutes is amended to read:

115.297 **(4)** (a) Except as provided in par. (b), any of the agencies may submit student or work force data to the longitudinal data system under sub. (3) (a), to another agency, or to a public or private research organization, to support an evaluation or study under this section.

SECTION 1743. 115.297 (6) of the statutes is created to read:

115.297 **(6)** REPORT. Annually by October 1, the agencies shall submit a joint report to the secretary of administration regarding their progress in establishing a longitudinal data system under sub. (3) (a).

SECTION 1744. 115.363 (2) (b) of the statutes is amended to read:

115.363 **(2)** (b) The school board shall pay to each nonprofit corporation with which it contracts under par. (a) an amount that is no more than the amount paid per pupil under s. 118.40 (2r) (e) ~~1m. or~~ 2m. or 2n. in the current school year multiplied by the number of pupils participating in the program under the contract.

SECTION 1745. 115.38 (1) (d) of the statutes is amended to read:

115.38 **(1)** (d) The number and percentage of resident pupils attending a course ~~in a nonresident school district~~ at an educational institution under s. 118.52, the number of nonresident pupils attending a course in the school district under s. 118.52, and the courses taken by those pupils.

SECTION 1746. 115.385 of the statutes is created to read:

115.385 School and school district accountability report. (1) Annually by June 30, the department shall publish a school and school district accountability report that includes all of the following components:

(a) Multiple measures to determine a school's performance or a school district's improvement, including all of the following:

1. Pupil achievement and growth in reading and mathematics.

2. Measures of college and career readiness for high school pupils and measures indicative of being on track for college and career readiness in the elementary grades.

3. Gaps in pupil achievement and rates of graduation, categorized by race, English language proficiency, disability, and income level.

(b) An index system to identify a school's level of performance and annually place each school into one of 5 performance categories.

(2) Beginning one year after a charter school established under s. 118.40 (2r) or a private school participating in a parental choice program under s. 118.60 or 119.23 begins using the student information system under s. 115.28 (12) (b), or begins using a system that is interoperable with that system, the department shall include the school in its annual school accountability report under sub. (1).

SECTION 1747. 115.40 of the statutes is created to read:

115.40 School performance incentive program. **(1)** GRANTS TO HIGH PERFORMING SCHOOLS. Beginning in the 2014–15 school year and annually thereafter, from the appropriation under s. 20.255 (2) (da), the department shall award an amount determined as follows to the school board of any school that is placed in a performance category of "significantly exceeds expectations" or "exceeds expectations" on the accountability report published for the school under s. 115.385 at the end of the immediately preceding school year:

(a) Divide the amount appropriated under s. 20.255 (2) (da) by the sum of the number of pupils enrolled in each school eligible to receive an award under this subsection.

(b) Multiply the quotient determined in par. (a) by the number of pupils enrolled in the school.

(2) GRANTS TO SCHOOLS THAT DEMONSTRATE IMPROVEMENT. Beginning in the 2014–15 school year and annually thereafter, from the appropriation under s. 20.255 (2) (db), the department shall award an amount determined as follows to the school board of any school that increases the numeric score, used as the basis for the performance category within which the school was placed on the accountability report published for the school under s. 115.385 at the end of the immediately preceding school year, by at least 3 points over the numeric score received on the accountability report published for the school at the end of the previous school year:

(a) For each school eligible to receive an award under this paragraph, multiply the number of pupils enrolled in the school by the number of points by which the score on the most recent accountability report published for the school exceeded the score received in the previous school year.

(b) Divide the amount appropriated under s. 20.255 (2) (db) by the sum of the products under par. (a).

(c) Multiply the quotient determined in par. (b) by the number of pupils enrolled in the school.

(3) GRANTS TO SCHOOLS THAT FAIL TO MEET EXPECTATIONS. Beginning in the 2014–15 school year and annually thereafter, from the appropriation under s. 20.255 (2) (dd), the department shall award grants under this subsection to school boards within which a school that was placed in a performance category of "fails to meet expectations" on the accountability report published for the school under s. 115.385 at the end of the immediately preceding school year if the school board includes with the notice of intent required under this subsection a written school improvement plan for each school eligible to receive an award under this subsection and if the

department determines that the school improvement plan includes and comprehensively addresses all of the following components:

(a) A plan to achieve improvements in math and reading.

(b) A plan to collaborate with a high–performing school or a high–performing school district to obtain best practices.

(c) A plan to use the educator effectiveness system developed under s. 115.415 to achieve teacher and principal improvement.

(d) A plan to make administrative or staffing changes to achieve improvement.

(e) A plan to meet goals, set jointly by the school board and the department, that are based on measurable objectives, including those included on accountability reports published for the school under s. 115.385.

(4) INTENT TO PARTICIPATE; DISTRIBUTION OF FUNDS. (a) The school board of a school eligible to receive an award under this section shall submit an intent to participate to the department within 60 days after the department publishes the accountability report for the school as required under s. 115.385.

(b) 1. The administrator of a school eligible to receive an award under this section shall comply with the policy prepared under s. 120.12 (2r) for the distribution of funding to the school.

2. Upon compliance with the requirement under subd. 1., the school board of the school district within which the eligible school is located shall distribute the full amount of any award determined for the eligible school under sub. (1) or (2), or the full amount awarded to the eligible school under sub. (3), to that school.

SECTION 1748. 115.415 (2) (intro.) of the statutes is amended to read:

115.415 **(2)** (intro.) The department shall develop an educator effectiveness evaluation system according to the following framework<u>, and may charge a fee to a</u>

school district and the governing body of a charter school established under s. 118.40 (2r) to use the system developed under this subsection:

SECTION 1749. 115.415 (4) of the statutes is created to read:

115.415 **(4)** From the appropriation under s. 20.255 (2) (ek), the department may award grants to school districts and the governing body of a charter school established under s. 118.40 (2r) to implement an educator effectiveness evaluation system developed under sub. (2) or an equivalency process established by rule under sub. (3).

SECTION 1750. 115.42 (1) (a) 5. of the statutes is created to read:

115.42 **(1)** (a) 5. If the person is licensed by the department as a master educator under s. PI 34.19, Wis. Adm. Code, he or she has a rating of "effective" or "highly effective" in the applicable educator effectiveness system, as determined by the department.

SECTION 1751. 115.42 (2) (a) 5. of the statutes is created to read:

115.42 **(2)** (a) 5. If the person is licensed by the department as a master educator under s. PI 34.19, Wis. Adm. Code, he or she maintains a rating of "effective" or "highly effective" in the applicable educator effectiveness system, as determined by the department.

SECTION 1752. 115.77 (1) of the statutes is amended to read:

115.77 **(1)** In sub. (1m) (a) to (d), except as provided in s. 118.51 (12) (a) and (b) 2., if a child with a disability is attending a public school in a nonresident school district under s. 115.7915, 118.51, or 121.84 (1) (a) or (4), "local educational agency" means the school district that the child is attending.

SECTION 1753. 115.791 (4) of the statutes is amended to read:

115.791 **(4)** Subject to s. 115.77 (1m) (d) and (e), this section does not require a local educational agency to pay the cost of education, including special education and related services, of a child with a disability at a private school or facility, including a child with a disability attending a private school under s. 115.7915, if the local educational agency made a free appropriate public education available to the child and the child's parents elected to place the child in a private school or facility.

SECTION 1754. 115.7915 of the statutes is created to read:

115.7915 Special Needs Scholarship Program. (1) DEFINITION. In this section:

(a) "Eligible school" means a public school located in this state but outside the pupil's school district of residence; a charter school located in this state, including a charter school located in the pupil's school district of residence and a charter school under s. 118.40 (8); or a private school located in this state.

(b) "Services plan" has the meaning given in 34 CFR 300.37.

(1m) SCHOLARSHIP REQUIREMENTS. Subject to sub. (1r), beginning in the 2013–14 school year, a child with a disability shall receive a scholarship under this section to attend an eligible school if all of the following apply:

(a) The school district in which the eligible public school is located, the eligible charter school, or the eligible private school notified the department of its intent to participate in the program under this section. The notice shall specify the number of pupils who may participate in the program under this section for whom the school has space.

(b) The school, if a private school, is approved by the state superintendent under s. 118.165 (2) or is accredited by the Wisconsin North Central Association, Wisconsin Religious and Independent Schools Accreditation, the Independent

Schools Association of the Central States, Wisconsin Evangelical Lutheran Synod School Accreditation, National Lutheran School Accreditation, the diocese or archdiocese within which the private school is located, or any other organization recognized by the National Council for Private School Accreditation as of the August 1 preceding the school term for which the scholarship is awarded.

(c) An individualized education program or services plan has been completed for the child.

(d) The child attended a public school, attended a charter school, attended a private school under s. 118.60 or 119.23, or did not attend school in this state, for the entire school year immediately preceding the school year for which the child first receives a scholarship under this section.

(e) The child, or the child's parent on behalf of the child, has submitted an application to the eligible school, on a form prepared by the department, for a scholarship under this section to attend the eligible school. The application shall include the document developed by the department under sub. (2) (a). An application may be made, and a child may begin attending an eligible school under this section, at any time during the school year.

(f) The child has been accepted by the school district in which the eligible public school is located, the eligible charter school, or the eligible private school.

(1r) LIMIT ON NUMBER OF SCHOLARSHIP RECIPIENTS. The total number of scholarship recipients under this section in any school year may not exceed 5 percent of the total number of children with disabilities residing in this state in the previous school year, as determined by the department.

(1s) ACCEPTANCE OF PUPILS. If an eligible school receives more applications under sub. (1m) (e) than the number of pupils specified in the notice under sub. (1m)

(a), it shall select pupils on a random basis except that it may give preference to siblings of pupils who are already attending the eligible school.

(2) DEPARTMENT DUTIES. (a) 1. The department shall develop, for inclusion with an application under sub. (1m) (e), a document, and revise it as necessary, comparing the rights of a child with a disability and of his or her parent under this subchapter, other than this section, and 20 USC 1400 to 1482, with the rights of a child with a disability and of his or her parent under this section and 20 USC 1400 to 1482.

2. Receipt by an applicant of the document developed under subd. 1., acknowledged in a format prescribed by the department, constitutes notice that the applicant has been informed of his or her rights under this section and 20 USC 1400 to 1482. Subsequent acceptance of a scholarship under this section constitutes the applicant's informed consent to the rights specified in the document.

(b) The governing body of an eligible school that accepts a child under sub. (1m) (f) shall notify the department. Upon being notified, the department shall do all of the following:

1. Notify the school board of the pupil's school district of residence that the pupil has been awarded a scholarship under this section. The school board shall, within 3 days of receiving the notice, provide the department and the governing body of the eligible school that accepted the pupil with a copy of the pupil's individualized education program.

2. Determine the amount of the pupil's scholarship. The amount shall be the lesser of the following:

a. Divide the sum of the statewide gross property tax levy for schools in the previous year and the total amount of general school aid appropriated under s. 20.255 (2) (ae), (ar), and (bb) in the previous fiscal year by the total statewide

membership, as defined in s. 121.004 (5), in the previous school year, and add to the quotient the result obtained by dividing the amount appropriated under s. 20.255 (2) (b) in the previous fiscal year by the total full–time equivalent number of children with disabilities enrolled in public schools in the previous school year.

b. The cost to the school district in which the eligible public school is located, the eligible charter school, or the eligible private school of providing to the pupil regular instruction, instructional and pupil support services, special education and related services, supplementary aids and services, and operating and debt services costs per pupil, as described under s. 118.60 (4) (d), other than costs under s. 115.88 (3) and (4).

3. Prorate the amount determined under subd. 2. for a pupil attending an eligible school for less than a full school term.

4. Notify the parent of the scholarship amount, as determined under subd. 2. or 3., accompanied by an explanation of how the amount was determined.

5. On behalf of the pupil's parent, pay the scholarship to the school district, charter school, or private school that the pupil attends from the appropriation under s. 20.255 (2) (az), except that the department may not pay a scholarship to a private school unless the pupil's parent has acknowledged receiving the private school's profile under sub. (4) (g) in the manner provided by the department. Except as provided in sub. (3) (c), the scholarship continues while the pupil attends an eligible school until the pupil graduates from high school or until the end of the school term in which the pupil attains the age of 21, whichever comes first.

(3) SCHOOL BOARD DUTIES. (a) Annually, each school board shall notify the parents of each child with a disability enrolled in the school district of the program under this section.

(b) Upon the request of a parent of a pupil receiving a scholarship, the pupil's resident school district shall administer the appropriate examinations under s. 118.30 to the pupil at no cost if the school attended by the pupil does not administer them.

(c) If a child attends a private school under this section, the school board of the child's school district of residence shall ensure that the child's individualized education program team reevaluates the child as provided in s. 115.782 (4). If the individualized education program team determines that the child is no longer a child with a disability, the child is ineligible to receive a scholarship under this section beginning in the school term following the determination.

(3m) MAINTENANCE OF EFFORT. Whenever a pupil receives a scholarship under this section, the department and the school board of the pupil's school district of residence shall count the scholarship amount toward federal maintenance–of–effort requirements.

(4) PRIVATE SCHOOL DUTIES. Each private school participating in the program under this section shall do all of the following:

(a) Comply with all health and safety laws or codes that apply to private schools.

(b) Hold a valid certificate of occupancy, if required by the municipality in which the school is located or, if the municipality in which the school is located does not issue certificates of occupancy, obtain a certificate of occupancy issued by the local or regional governmental unit with authority to issue certificates of occupancy.

(c) Comply with 42 USC 2000d.

(d) Conduct criminal background investigations of its employees and exclude from employment any person not permitted to hold a teaching license as the result

of an offense and any person who might reasonably be believed to pose a threat to the safety of others.

(e) Annually submit to the department a school financial information report, prepared by a certified public accountant, that complies with uniform financial accounting standards established by the department by rule under s. 118.60 (11) (a). The report shall be accompanied by an auditor's statement that the report is free of material misstatements and fairly represents pupil costs. The report shall be limited in scope to those records that are necessary for the department to make payments to the private school.

(f) If the private school expects to receive at least $50,000 in scholarships under this section during a school year, do one of the following before the beginning of the school year:

1. File with the department a surety bond payable to the state in an amount equal to 25 percent of the total amount of scholarships expected to be received by the private school during the school year under this section.

2. File with the department financial information demonstrating that the private school has the ability to pay an amount equal to the total amount of scholarships expected to be received by the private school during the school year under this section.

(g) Provide to each applicant under sub. (1m) (e) a profile of the private school's special education program, in a form prescribed by the department, that includes the methods of instruction that will be used by the school to provide special education and related services to the child and the qualifications of the teachers and other persons who will be providing special education and related services to the child.

(h) 1. Implement the child's most recent individualized education program or services plan, as modified by agreement between the private school and the child's parent, and related services agreed to by the private school and the child's parent that are not included in the child's individualized education program or services plan.

2. Provide a record of the implementation of the child's individualized education program or services plan under subd. 1., including an evaluation of the child's progress, to the school board of the school district in which the child resides in the form and manner prescribed by the department.

(i) Regularly report to the parent of a pupil attending the private school and receiving a scholarship under this section on the pupil's progress.

(5) TRANSPORTATION. (a) *Private school.* Section 121.54 applies to the transportation of a pupil to and from the private school he or she is attending under this section.

(b) *Public school.* Section 118.51 (14) applies to the transportation of a pupil to and from the public school he or she is attending under this section.

(6) PENALTIES. (a) The department may bar a school district, charter school, or private school from participating in the program under this section if the department determines that the school district, charter school, or private school has done any of the following:

1. Intentionally and substantially misrepresented information required under sub. (4).

2. Routinely failed to comply with the standards under sub. (4) (e) or (f).

3. Used a pupil's scholarship for any purpose other than educational purposes or rebated, refunded, or shared a pupil's scholarship with a parent or pupil.

4. Failed to refund to the state, in a timely manner, any scholarship overpayments.

(b) If the department bars a school district, charter school, or private school from participating in the program under this section, it shall notify all pupils eligible to participate in the program and their parents as quickly as possible. A pupil who is receiving a scholarship and attending a school district, charter school, or private school barred from the program may attend another participating school district, charter school, or private school under the scholarship.

(7) STUDY. (a) The legislative audit bureau shall contract for a study of the program under this section with one or more researchers who have experience evaluating school choice programs. The study shall evaluate all of the following:

1. The level of satisfaction with the program expressed by participating pupils and their parents.

2. The percentage of participating pupils who were victimized because of their special needs at their resident school district and the percentage of such pupils at their participating school.

3. The percentage of participating pupils who exhibited behavioral problems at their resident school district and the percentage of such pupils at their participating school.

4. The average class size at participating pupils' resident school districts and at their participating schools.

5. The fiscal impact of the program on the state and on resident school districts.

(b) The contract under par. (a) shall require the researchers who conduct the study to do all of the following:

1. Apply appropriate analytical and behavioral science methodologies to ensure public confidence in the study.

2. Protect the identity of participating schools and pupils.

(c) The contract under par. (a) shall require that the results of the study be reported to the appropriate standing committees of the legislature under s. 13.172 (3) by January 9, 2016.

(8) RULES. The department shall promulgate rules to implement and administer this section, including rules relating to all of the following:

(a) The eligibility and participation of eligible schools, including timelines that maximize pupil and school participation.

(b) The calculation and distribution of scholarships.

(c) The application and approval procedures for pupils and eligible schools.

(d) In a manner consistent with federal law, requiring the school board of a school district participating in the program under this section to spend its federal equitable share funds on children with disabilities who are enrolled by their parents in private schools other than under this section.

SECTION 1755. 118.016 (1) of the statutes is amended to read:

118.016 **(1)** ~~Beginning in~~ In the 2012–13 and 2013–14 school ~~year~~ years, each school board and the governing body of each charter school established under s. 118.40 (2r) shall, using the appropriate, valid, and reliable assessment of literacy fundamentals selected by the department, annually assess each pupil enrolled in kindergarten in the school district or in the charter school for reading readiness. Beginning in the 2014–15 school year, each school board and the governing body of each charter school established under s. 118.40 (2r) shall, using the appropriate, valid, and reliable assessment of literacy fundamentals selected by the department,

annually assess each pupil enrolled in grades kindergarten to 2 in the school district or in the charter school for reading readiness. The department shall ensure that the assessment evaluates whether a pupil possesses phonemic awareness and letter sound knowledge.

SECTION 1756. 118.145 (4) of the statutes is amended to read:

118.145 **(4)** The school board of a school district operating high school grades shall allow a pupil enrolled in a private school~~,~~ or a pupil enrolled in a tribal school~~, or a pupil enrolled in a home–based educational program~~, who has met the standards for admission to high school under sub. (1), to take up to 2 courses during each school semester if the pupil resides in the school district in which the public school is located and if the school board determines that there is sufficient space in the classroom.

SECTION 1757. 118.19 (13) of the statutes is repealed.

SECTION 1758. 118.19 (16) of the statutes is created to read:

118.19 **(16)** The department shall ensure that teaching experience gained while a person held an emergency permit issued by the department under s. PI 34.21 (2), Wis. Adm. Code, counts toward fulfillment of the teaching experience requirement for a license based on experience under s. PI 34.195 (2), Wis. Adm. Code, or for a license in a school administrator category under s. PI 34.32, Wis. Adm. Code.

SECTION 1759. 118.30 (1) of the statutes is amended to read:

118.30 **(1)** The state superintendent shall adopt or approve examinations designed to measure pupil attainment of knowledge and concepts in the 4th, 8th ~~and~~, 9th, 10th, and 11th grades.

SECTION 1760. 118.30 (1m) (ar) of the statutes is created to read:

118.30 **(1m)** (ar) Except as provided in sub. (7), beginning in the 2014–15 school year, administer the 9th grade examination adopted or approved by the state

superintendent under sub. (1) to all pupils enrolled in the school district, including pupils enrolled in charter schools located in the school district, in the 9th grade.

SECTION 1761. 118.30 (1m) (c) of the statutes is created to read:

118.30 **(1m)** (c) Except as provided in sub. (7), beginning in the 2014–15 school year, administer the 11th grade examination adopted or approved by the state superintendent under sub. (1) to all pupils enrolled in the school district, including pupils enrolled in charter schools located in the school district, in the 11th grade.

SECTION 1762. 118.30 (1r) (ar) of the statutes is created to read:

118.30 **(1r)** (ar) Beginning in the 2014–15 school year, administer the 9th grade examination adopted or approved by the state superintendent under sub. (1) to all pupils enrolled in the charter school in the 9th grade.

SECTION 1763. 118.30 (1r) (c) of the statutes is created to read:

118.30 **(1r)** (c) Beginning in the 2014–15 school year, administer the 11th grade examination adopted or approved by the state superintendent under sub. (1) to all pupils enrolled in the charter school in the 11th grade.

SECTION 1764. 118.30 (1s) (a) 2m. of the statutes is created to read:

118.30 **(1s)** (a) 2m. Beginning in the 2014–15 school year, administer the 9th grade examination adopted or approved by the state superintendent under sub. (1) to all pupils attending the 9th grade in the private school under s. 119.23.

SECTION 1765. 118.30 (1s) (a) 3m. of the statutes is created to read:

118.30 **(1s)** (a) 3m. Beginning in the 2014–15 school year, administer the 11th grade examination adopted or approved by the state superintendent under sub. (1) to all pupils attending the 11th grade in the private school under s. 119.23.

SECTION 1766. 118.30 (1t) (bm) of the statutes is created to read:

118.30 **(1t)** (bm) Beginning in the 2014–15 school year, administer the 9th grade examination adopted or approved by the state superintendent under sub. (1) to all pupils attending the 9th grade in the private school under s. 118.60.

SECTION 1767. 118.30 (1t) (cm) of the statutes is created to read:

118.30 **(1t)** (cm) Beginning in the 2014–15 school year, administer the 11th grade examination adopted or approved by the state superintendent under sub. (1) to all pupils attending the 11th grade in the private school under s. 118.60.

SECTION 1768. 118.30 (2) (b) 5. of the statutes is amended to read:

118.30 **(2)** (b) 5. Upon the request of a pupil's parent or guardian, the governing body of a private school participating in the program under s. 119.23 shall excuse the pupil from taking an examination administered under sub. (1s) (a) 1. to ~~3.~~ 3m.

SECTION 1769. 118.30 (2) (b) 6. of the statutes is amended to read:

118.30 **(2)** (b) 6. Upon the request of a pupil's parent or guardian, the governing body of a private school participating in the program under s. 118.60 shall excuse the pupil from taking an examination administered under sub. (1t) (a) to ~~(c)~~ (cm).

SECTION 1770. 118.40 (2) (b) (intro.) of the statutes is renumbered 118.40 (2) (b) and amended to read:

118.40 **(2)** (b) A school board may grant a petition that would result in the conversion of all of the public schools in the school district to charter schools ~~if all of the following apply:~~.

SECTION 1771. 118.40 (2) (b) 1. and 2. of the statutes are repealed.

SECTION 1772. 118.40 (2m) (a) of the statutes is amended to read:

118.40 **(2m)** (a) A school board may on its own initiative contract with a person to operate a school as a charter school. The contract shall include all of the provisions

specified under sub. (1m) (b) and may include other provisions agreed to by the parties, except as otherwise provided in this section.

SECTION 1773. 118.40 (2m) (b) of the statutes is amended to read:

118.40 **(2m)** (b) A school board may ~~not~~ enter into a contract under par. (a) that would result in the conversion of all of the public schools in the school district to charter schools ~~unless the school board complies with sub. (2) (b) 2~~.

SECTION 1774. 118.40 (2r) (b) 1. (intro.) of the statutes is amended to read:

118.40 **(2r)** (b) 1. (intro.) ~~All~~ Except as provided in subd. 3., any of the following entities may ~~establish by charter and operate a charter school or, on behalf of their respective entities, may initiate a~~ contract with ~~an individual or group~~ a person to operate a ~~school as a~~ charter school:

SECTION 1775. 118.40 (2r) (b) 1. e. of the statutes is created to read:

118.40 **(2r)** (b) 1. e. Any nonprofit, nonsectarian organization or consortium of such organizations approved by the charter school oversight board under par. (bm).

SECTION 1776. 118.40 (2r) (b) 2. of the statutes is renumbered 118.40 (2r) (b) 2. (intro.) and amended to read:

118.40 **(2r)** (b) 2. (intro.) A charter shall include all of the provisions specified under sub. (1m) (b) 3. to 14. A contract shall include all of the provisions specified under sub. (1m) (b) 1. to 14. and shall specify the effect of the establishment of the charter school on the liability of the contracting entity under this paragraph. The contract shall also include all of the following provisions and may include other provisions agreed to by the parties. ~~The chancellor of the University of Wisconsin–Milwaukee or of the University of Wisconsin–Parkside may not establish or enter into a contract for the establishment of a charter school under this~~

~~paragraph without the approval of the board of regents of the University of Wisconsin System.~~:

SECTION 1777. 118.40 (2r) (b) 2. a. to k. of the statutes are created to read:

118.40 **(2r)** (b) 2. a. A requirement that the charter school governing board adhere to specified annual academic and operational performance standards developed in accordance with the performance framework of the entity with which it is contracting.

b. Provisions detailing the corrective measures the charter school governing board will take if the charter school fails to meet performance standards.

c. A provision allowing the governing board of a charter school that receives a rating of "exceeds expectations" or "significantly exceeds expectations" in the most recent school report published by the department under s. 115.385 to open one or more additional charter schools. If the charter school governing board opens one or more additional charter schools, the existing contract applies to the new school or schools unless the parties agree to amend the existing contract or enter into a new contract.

d. The methodology that will be used by the charter school governing board to monitor and verify pupil enrollment, credit accrual, and course completion.

e. A requirement that the entity under subd. 1. have direct access to pupil data.

f. A description of the administrative relationship between the parties to the contract.

g. A requirement that the charter school governing board hold parent–teacher conferences at least annually.

h. A requirement that if more than one charter school is operated under the contract, the charter school governing board reports to the entity under subd. 1. on each charter school separately.

i. A requirement that the charter school governing board provide the data needed by the entity under subd. 1. for purposes of making the report required under sub. (3m) (a) 6.

j. A requirement that the charter school governing board participate in any training provided by the entity under subd. 1.

k. A description of all fees that the entity under subd. 1. will charge the charter school governing board.

SECTION 1778. 118.40 (2r) (b) 3. of the statutes is repealed and recreated to read:

118.40 **(2r)** (b) 3. If an entity specified in subd. 1. a. to d. was operating a charter school itself immediately prior to the effective date of this subdivision .... [LRB inserts date], it may continue to do so.

SECTION 1779. 118.40 (2r) (bm) of the statutes is repealed and recreated to read:

118.40 **(2r)** (bm) 1. A nonprofit, nonsectarian organization or a consortium of such organizations that wishes to contract with a charter school governing board to operate a charter school shall submit an application to the charter school oversight board. The application shall include all of the following and any other information requested by the board:

a. A strategic plan for contracting with charter school governing boards that submit high–quality proposals for charter schools that meet identified educational needs and promote a diversity of educational choices.

b. A performance framework for use in supervising and evaluating charter schools that addresses pupil academic proficiency, growth in pupil academic achievement, gaps in achievement between groups of pupils, pupil attendance, the readiness of pupils for postsecondary education, the financial proficiency and sustainability of charter schools, and charter school management.

c. An assurance that the organization or consortium will ensure accountability and transparency on the part of those charter school governing boards with which it contracts.

d. A plan, including corrective action strategies, designed to improve a charter school under contract with the organization or consortium, or to close such a charter school, based on contractual performance standards.

e. A description of the types of charter schools the organization or consortium is seeking to establish, and their potential attendance areas.

f. Information on the organization's or consortium's finances and other resources necessary for the charter school oversight board to determine the applicant's ability to perform its functions under this section.

g. A plan for entering into additional contracts in order to replicate successful charter schools.

2. The charter school oversight board shall approve or deny an application within 90 days of receiving the application.

SECTION 1780. 118.40 (2r) (c) of the statutes is repealed and recreated to read:

118.40 **(2r)** (c) 1. An entity under par. (b) 1. may contract for the operation of a charter school located anywhere in this state.

4. a. A school board may prohibit a pupil who resides in the school district from attending a charter school established under this subsection unless the school

district's membership, as defined in s. 121.004 (5), is at least 4,000 and at least 2 public schools in the school district were rated "fails to meet expectations" or "meets few expectations" in the most recent school report published by the department under s. 115.385.

b. A pupil who wishes to attend a charter school established under this subsection and who resides in a school district in which the school board may prohibit pupils from attending a charter school established under this subsection shall submit an application to the school board. Within 30 days of receiving the application, the school board shall issue a decision allowing or prohibiting the pupil from attending the charter school.

SECTION 1781. 118.40 (2r) (cm) of the statutes is repealed.

SECTION 1782. 118.40 (2r) (e) 1m. of the statutes is repealed.

SECTION 1783. 118.40 (2r) (e) 2m. of the statutes is amended to read:

118.40 **(2r)** (e) 2m. In the 2013–14 school year ~~and in each school year thereafter~~, from the appropriation under s. 20.255 (2) (fm), the department shall pay to the operator of the charter school an amount equal to ~~the sum of the amount paid per pupil under this paragraph in the previous school year and the per pupil revenue limit adjustment under s. 121.91 (2m) in the current school year,~~ $7,852 multiplied by the number of pupils attending the charter school.

SECTION 1784. 118.40 (2r) (e) 2n. of the statutes is created to read:

118.40 **(2r)** (e) 2n. In the 2014–15 school year and in each school year thereafter, from the appropriation under s. 20.255 (2) (fm), the department shall pay to the operator of the charter school an amount equal to $7,931 multiplied by the number of pupils attending the charter school.

SECTION 1785. 118.40 (2r) (e) 3m. of the statutes is amended to read:

118.40 **(2r)** (e) 3m. ~~The amount paid per pupil under this paragraph may not be less than the amount paid per pupil under this paragraph in the previous school year.~~ The department shall pay 25% of the total amount in September, 25% in December, 25% in February, and 25% in June. The department shall send the check to the operator of the charter school.

SECTION 1786. 118.40 (2r) (e) 4. of the statutes is repealed.

SECTION 1787. 118.40 (2r) (f) of the statutes is created to read:

118.40 **(2r)** (f) A charter school established under this subsection is a local educational agency under 20 USC 6301 to 6578 and as such is eligible for funding as a local educational agency, and shall comply with all requirements of local educational agencies, under 20 USC 6301 to 6578.

SECTION 1788. 118.40 (2r) (g) of the statutes is created to read:

118.40 **(2r)** (g) If a charter school established by contract with an entity under par. (b) 1. a. to d. is in operation on the effective date of this paragraph .... [LRB inserts date], and the charter school receives a rating of "exceeds expectations" or "significantly exceeds expectations" in the most recent school report published by the department under s. 115.385, the person operating the charter school may open one or more additional charter schools notwithstanding the terms of the existing contract. All provisions of the existing contract, other than any provision that conflicts with this paragraph, apply to the new school or schools unless parties agree to amend the existing contract or enter into a new contract.

SECTION 1789. 118.40 (3) (a) of the statutes is amended to read:

118.40 **(3)** (a) If the school board grants the petition under sub. (2), the school board shall contract with the person named in the petition under sub. (1m) (b) 1. to operate the school as a charter school under this section. The contract shall include

all of the provisions specified in the petition and may include other provisions agreed to by the parties, except as otherwise provided in this section.

SECTION 1790. 118.40 (3) (b) of the statutes is amended to read:

118.40 **(3)** (b) A contract under par. (a) or under subs. (2m) or (2r) may be for any term not exceeding 5 school years and may be renewed for one or more terms not exceeding 5 school years. The contract shall specify the amount to be paid to the charter school during each school year of the contract, except as provided in par. (i) 1.

SECTION 1791. 118.40 (3) (d) of the statutes is renumbered 118.40 (3m) (a) 3. and amended to read:

118.40 **(3m)** (a) 3. ~~A school board or an entity under sub. (2r) (b) shall give~~ Give preference in awarding contracts for the operation of charter schools to those charter schools that serve children at risk, as defined in s. 118.153 (1) (a).

SECTION 1792. 118.40 (3) (e) of the statutes is renumbered 118.40 (3m) (a) 2. and amended to read:

118.40 **(3m)** (a) 2. When ~~establishing or~~ contracting for the establishment of a charter school under this section, ~~a school board or entity specified under sub. (2r) (b) shall consider~~ adhere to the principles and standards for quality charter schools established by the National Association of Charter School Authorizers.

SECTION 1793. 118.40 (3) (f) of the statutes is created to read:

118.40 **(3)** (f) A contract with a school board or an entity under sub. (2r) (b) may provide for the establishment of more than one charter school, and a charter school governing board may enter into more than one contract with a school board or entity under sub. (2r) (b).

SECTION 1794. 118.40 (3) (g) of the statutes is created to read:

118.40 **(3)** (g) 1. Except as provided in subds. 2. and 3. and sub. (4) (ar) 1., a contract with a school board or an entity under sub. (2r) (b) shall require that if the capacity of the charter school is insufficient to accept all pupils who apply, the charter school shall accept pupils at random.

2. A charter school shall give preference in enrollment to pupils who were enrolled in the charter school in the previous school year and to siblings of pupils who are enrolled in the charter school.

3. A charter school may give preference in enrollment to the children of the charter school's founders, governing board members, and full–time employees, but the total number of such children given preference may constitute no more than 10 percent of the charter school's total enrollment.

SECTION 1795. 118.40 (3) (i) of the statutes is created to read:

118.40 **(3)** (i) A contract under par. (a) or sub. (2m) in which the charter school is an instrumentality of the school district, as provided in sub. (7), shall do all of the following:

1. Specify the amount the school board will pay to the operator of the charter school for each resident pupil attending the charter school. The amount shall be commensurate with the average per pupil cost for the school district.

2. Grant the operator of the charter school sole discretion over the charter school's budget, curriculum, and professional development, and notwithstanding sub. (7) (a) and (am), over the hiring of personnel and personnel policies for the charter school, except where a decision in any of these areas affects the health or safety of pupils or staff, as determined by the school board.

3. Not impose on the operator of the charter school any requirement in chs. 115 to 121 that does not explicitly apply to charter schools.

SECTION 1796. 118.40 (3m) (title) and (a) (intro.) of the statutes are created to read:

118.40 **(3m)** (title) AUTHORIZING ENTITY DUTIES. (a) (intro.) A school board or entity under sub. (2r) (b) shall do all of the following:

SECTION 1797. 118.40 (3m) (a) 1. and 4. to 6. of the statutes are created to read:

118.40 **(3m)** (a) 1. Solicit and evaluate charter school applications.

4. Approve only high–quality charter school applications that meet identified educational needs and promote a diversity of educational choices.

5. In accordance with the terms of each charter school contract, monitor the performance and compliance with this section of each charter school with which it contracts.

6. Annually, submit to the state superintendent and to the legislature under s. 13.172 (2) a report that includes all of the following:

a. An identification of each charter school operating under contract with it, each charter school that operated under a contract with it but had its contract nonrenewed or revoked or that closed, and each charter school under contract with it that has not yet begun to operate.

b. The academic and financial performance of each charter school operated under contract with it.

c. The operating costs of the school board or entity under sub. (2r) (b) incurred under subds. 1. to 5., detailed in an audited financial statement prepared in accordance with generally accepted accounting principles.

d. The services the school board or entity under sub. (2r) (b) has provided to the charter schools under contract with it and an itemized accounting of the cost of the services.

SECTION 1798. 118.40 (3m) (b) of the statutes is created to read:

118.40 **(3m)** (b) An organization or consortium approved by the charter school oversight board under sub. (2r) (bm) annually shall submit a report to the charter school oversight board that includes all the information specified in par. (a) 6.

SECTION 1799. 118.40 (4) (title) of the statutes is amended to read:

118.40 **(4)** (title) CHARTER SCHOOL GOVERNING BOARD; DUTIES, POWERS, AND RESTRICTIONS.

SECTION 1800. 118.40 (4) (a) of the statutes is renumbered 118.40 (4) (ar), and 118.40 (4) (ar) (intro.), as renumbered, is amended to read:

118.40 **(4)** (ar) *Duties.* (intro.) A charter school governing board shall do all of the following:

SECTION 1801. 118.40 (4) (ag) of the statutes is created to read:

118.40 **(4)** (ag) *Governing board.* Each charter school shall be governed by a governing board that is a party to the contract with the authorizing entity. No more than a minority of the governing board's members may be employees of the charter school or employees or officers of the school district in which the charter school is located.

SECTION 1802. 118.40 (4) (b) (intro.) of the statutes is amended to read:

118.40 **(4)** (b) *Restrictions.* (intro.) A charter school governing board may not do any of the following:

SECTION 1803. 118.40 (4) (b) 2. of the statutes is amended to read:

118.40 **(4)** (b) 2. Except as provided in ~~par. (c)~~ sub. (3) (h), discriminate in admission or deny participation in any program or activity on the basis of a person's sex, race, religion, national origin, ancestry, pregnancy, marital or parental status, sexual orientation or physical, mental, emotional or learning disability.

SECTION 1804. 118.40 (4) (c) of the statutes is renumbered 118.40 (3) (h) and amended to read:

118.40 **(3)** (h) ~~*Single–sex schools and courses.*~~ A school board ~~may enter into a contract for,~~ and an entity under sub. (2r) may ~~establish or enter into a contract for, the establishment of~~ establish a charter school that enrolls only one sex or that provides one or more courses that enroll only one sex if the school board or entity under sub. (2r) makes available to the opposite sex, under the same policies and criteria of admission, schools or courses that are comparable to each such school or course.

SECTION 1805. 118.40 (4) (d) of the statutes is created to read:

118.40 **(4)** (d) *Powers.* Subject to the terms of its contract, a charter school governing board has all the powers necessary to carry out the terms of its contract, including the following:

1. To receive and disburse funds for school purposes.

2. To secure appropriate insurance.

3. To enter into contracts, including contracts with a University of Wisconsin institution or college campus, technical college district board, or private college or university, for technical or financial assistance, academic support, curriculum review, or other services.

4. To incur debt in reasonable anticipation of the receipt of funds.

5. To pledge, assign, or encumber its assets to be used as collateral for loans or extensions of credit.

6. To solicit and accept gifts or grants for school purposes.

7. To acquire real property for its use.

8. To sue and be sued in its own name.

SECTION 1806. 118.40 (6) of the statutes is amended to read:

118.40 **(6)** PROGRAM VOLUNTARY. ~~No~~ Unless all of the public schools in a school district have been converted to charter schools under sub. (2) (b) or (2m) (b), no pupil may be required to attend a charter school without his or her approval, if the pupil is an adult, or the approval of his or her ~~parents~~ parent or legal guardian, if the pupil is a minor.

SECTION 1807. 118.40 (7) (ar) of the statutes is amended to read:

118.40 **(7)** (ar) Nothing in this ~~subsection~~ section affects the rights of personnel of a charter school that is an instrumentality of a school district to engage in collective bargaining pursuant to subch. IV of ch. 111.

SECTION 1808. 118.40 (8) (b) 3. of the statutes is created to read:

118.40 **(8)** (b) 3. The department may not require a person licensed as provided under subd. 1. to complete professional development not required of any other individual required to be licensed under s. 118.19.

SECTION 1809. 118.51 (1) (a) of the statutes is renumbered 118.51 (1) (ag).

SECTION 1810. 118.51 (1) (ad) of the statutes is created to read:

118.51 **(1)** (ad) "Charter school" excludes a school under contract with an entity under s. 118.40 (2r) (b).

SECTION 1811. 118.52 (title) of the statutes is repealed and recreated to read:

118.52 (title) **Course options.**

SECTION 1812. 118.52 (1) (a) of the statutes is renumbered 118.52 (1) (ar).

SECTION 1813. 118.52 (1) (am) of the statutes is created to read:

118.52 **(1)** (am) "Educational institution" includes a public school in a nonresident school district, the University of Wisconsin System, a technical college,

a nonprofit institution of higher education, a tribal college, a charter school, and any nonprofit organization that has been approved by the department.

SECTION 1814. 118.52 (2) of the statutes is amended to read:

118.52 **(2)** APPLICABILITY. ~~Beginning in the 1998–99 school year, a~~ A pupil enrolled in a public school ~~in the high school grades~~ may attend ~~public school in a nonresident school district~~ an educational institution under this section for the purpose of taking a course offered by the ~~nonresident school district~~ educational institution. A pupil may attend no more than 2 courses at any time ~~in nonresident school districts~~ at educational institutions under this section.

SECTION 1815. 118.52 (3) (a) of the statutes is amended to read:

118.52 **(3)** (a) The parent of a pupil who wishes to attend ~~public school in a nonresident school district~~ an educational institution for the purpose of taking a course under this section shall submit an application, on a form provided by the department, to the ~~school board of the nonresident school district in which~~ educational institution at which the pupil wishes to attend a course not later than 6 weeks prior to the date on which the course is scheduled to commence. The application shall specify the course that the pupil wishes to attend and may specify the school or schools at which the pupil wishes to attend the course. The ~~nonresident school board~~ educational institution shall send a copy of the application to the pupil's resident school board.

SECTION 1816. 118.52 (3) (b) of the statutes is amended to read:

118.52 **(3)** (b) If ~~a nonresident school board~~ an educational institution receives more applications for a particular course than there are spaces available in the course, the ~~nonresident school board~~ educational institution shall determine which pupils to accept on a random basis.

SECTION 1817. 118.52 (3) (c) of the statutes is amended to read:

118.52 **(3)** (c) No later than one week prior to the date on which the course is scheduled to commence, the ~~nonresident school board~~ educational institution shall notify the applicant and the resident school board, in writing, whether the application has been accepted and, if the application is accepted, the school at which the pupil may attend the course. The acceptance applies only for the following semester, school year or other session in which the course is offered. If the ~~nonresident school board~~ educational institution rejects an application, it shall include in the notice the reason for the rejection.

SECTION 1818. 118.52 (3) (d) 1. of the statutes is amended to read:

118.52 **(3)** (d) 1. If it denies an application to attend ~~public school in a nonresident school district~~ an educational institution under sub. (6), notify the applicant and the ~~nonresident school board~~ educational institution, in writing, that the application has been denied and include in the notice the reason for the rejection.

SECTION 1819. 118.52 (3) (e) of the statutes is amended to read:

118.52 **(3)** (e) Following receipt of a notice of acceptance but prior to the date on which the course is scheduled to commence, the pupil's parent shall notify the resident school board and ~~nonresident school board~~ the educational institution of the pupil's intent to attend the course ~~in~~ at the ~~nonresident school district~~ educational institution.

SECTION 1820. 118.52 (6) (a) of the statutes is amended to read:

118.52 **(6)** (a) *Individualized education program requirements.* The school board of a pupil's resident school district shall reject a pupil's application to attend a course ~~in a public school in a nonresident school district~~ at an educational

institution if the resident school board determines that the course conflicts with the individualized education program for the pupil under s. 115.787 (2).

SECTION 1821. 118.52 (6) (b) of the statutes is repealed.

SECTION 1822. 118.52 (6) (c) of the statutes is created to read:

118.52 **(6)** (c) *Pupil plan; high school graduation requirements*. The school board of a pupil's resident school district may reject an application by a pupil to attend a course at an educational institution if the resident school board determines that any of the following apply:

1. The course does not satisfy a high school graduation requirement under s. 118.33.

2. The course does not conform to or support the pupil's academic and career plan under s. 115.28 (59) (a), if any.

SECTION 1823. 118.52 (8) of the statutes is amended to read:

118.52 **(8)** APPEAL OF REJECTION. If an application is rejected under sub. ~~(5)~~ (3) (c) or a pupil is prohibited from attending a course ~~in a public school in a nonresident school district~~ at an educational institution under sub. (6), the pupil's parent may appeal the decision to the department within 30 days after the decision. The department shall affirm the ~~school board's~~ decision unless the department finds that the decision was arbitrary or unreasonable. The department's decision is final and is not subject to judicial review under subch. III of ch. 227.

SECTION 1824. 118.52 (9) of the statutes is amended to read:

118.52 **(9)** RIGHTS AND PRIVILEGES OF NONRESIDENT PUPILS. A pupil attending a course ~~in a public school in a nonresident school district~~ at an educational institution under this section has all of the rights and privileges of other pupils ~~residing in that~~

~~school district~~ attending the educational institution and is subject to the same rules and regulations as those pupils ~~residing in that school district~~.

SECTION 1825. 118.52 (10) of the statutes is amended to read:

118.52 **(10)** DISCIPLINARY RECORDS. Notwithstanding s. 118.125, the resident school board shall provide to the ~~nonresident school board~~ educational institution to which a pupil has applied under this section, upon request by that ~~school board~~ educational institution, a copy of any expulsion findings and orders, a copy of records of any pending disciplinary proceeding involving the pupil, a written explanation of the reasons for the expulsion or pending disciplinary proceeding and the length of the term of the expulsion or the possible outcomes of the pending disciplinary proceeding.

SECTION 1826. 118.52 (11) (a) and (b) of the statutes are amended to read:

118.52 **(11)** (a) *Responsibility.* The parent of a pupil attending a course ~~in a public school in a nonresident school district~~ at an educational institution under this section is responsible for transporting the pupil to and from the course that the pupil is attending.

(b) *Low–income assistance.* The parent of a pupil who is attending a course ~~in a public school in a nonresident school district~~ at an educational institution under this section may apply to the department for reimbursement of the costs incurred by the parent for the transportation of the pupil to and from the pupil's residence or school in which the pupil is enrolled and the ~~school at which~~ educational institution that the pupil is attending for the course if the pupil and parent are unable to pay the cost of such transportation. The department shall determine the reimbursement amount and shall pay the amount from the appropriation under s. 20.255 (2) (cy).

The department shall give preference under this paragraph to those pupils who are eligible for a free or reduced–price lunch under 42 USC 1758 (b).

SECTION 1827. 118.52 (12) of the statutes is amended to read:

118.52 **(12)** TUITION. The resident school board shall pay to the ~~nonresident school board~~ educational institution, for each resident pupil attending a course ~~in a public school in the nonresident school district~~ at the educational institution under this section, an amount equal to the cost of providing the course to the pupil, calculated in a manner determined by the department. The educational institution may not charge to or receive from the pupil or the pupil's resident school board any additional payment for a pupil attending a course at the educational institution under this section.

SECTION 1828. 118.53 of the statutes is created to read:

118.53 Attendance by pupils enrolled in a home–based private educational program. (1) In this section, "course" means study which has the fundamental purposes of developing the knowledge, concepts, and skills in a subject.

(2) In addition to the standards for admission under ss. 118.14, 118.145 (1), and 120.12 (25), the school board of a district shall determine the minimum standards for admission to a course offered by the school district at each grade.

(3) A school board shall allow a pupil enrolled in a home–based private educational program, who has met the standards for admission to the course under sub. (2), to attend up to 2 courses at a public school in the district during each school semester if the school board determines that there is sufficient space in the classroom.

(4) A pupil enrolled in a home–based private educational program and attending a public school under this section may attend one course in each of 2 school districts, but may not attend more than 2 courses in any semester.

SECTION 1829. 118.60 (title) of the statutes is amended to read:

118.60 (title) **Parental choice ~~programs~~ program for eligible school districts.**

SECTION 1830. 118.60 (1) (am) (intro.) of the statutes is amended to read:

118.60 **(1)** (am) (intro.) "Eligible school district" means a school district that~~,~~ ~~subject to sub. (1m),~~ satisfies ~~all~~ any of the following:

SECTION 1831. 118.60 (1) (am) 1. of the statutes is renumbered 118.60 (1) (am) 1g. a.

SECTION 1832. 118.60 (1) (am) 1g. (intro.) of the statutes is created to read:

118.60 **(1)** (am) 1g. (intro.) Subject to sub. (1m) (a), the school district satisfies all of the following:

SECTION 1833. 118.60 (1) (am) 1r. of the statutes is created to read:

118.60 **(1)** (am) 1r. The school district satisfies all of the following:

a. The number of pupils enrolled in the school district equals or exceeds 4,000. In this subd. 1r. a., the number of pupils means the number of pupils as counted under s. 121.004 (7).

b. Subject to sub. (1m) (b) 2., 2 or more public schools in the school district were placed in the same school year in a performance category of either "fails to meet expectations" or "meets few expectations," or the equivalent lowest performance categories, on an accountability report issued by the department under s. 115.385 (1).

SECTION 1834. 118.60 (1) (am) 2. of the statutes is renumbered 118.60 (1) (am) 1g. b.

SECTION 1835. 118.60 (1) (am) 3. of the statutes is renumbered 118.60 (1) (am) 1g. c.

SECTION 1836. 118.60 (1) (am) 4. of the statutes is renumbered 118.60 (1) (am) 1g. d.

SECTION 1837. 118.60 (1m) of the statutes is renumbered 118.60 (1m) (a) and amended to read:

118.60 **(1m)** (a) ~~By~~ For an eligible school district under sub. (1) (am) 1g., by November 15 of the 2nd fiscal year of each fiscal biennium, the department shall prepare a list that identifies eligible school districts. The department shall post the list on the department's Internet site and shall notify in writing the school district clerk of each eligible school district. A school district that has qualified as an eligible school district under ~~this section~~ sub. (1) (am) 1g. on April 20, 2012, shall remain an eligible school district, but no school district may qualify as an eligible school district under sub. (1) (am) 1g. after April 20, 2012.

SECTION 1838. 118.60 (1m) (b) of the statutes is created to read:

118.60 **(1m)** (b) 1. Subject to subd. 2., for an eligible school district under sub. (1) (am) 1r., within 10 days after the department publishes, for at least 2 schools in a school district, accountability reports under s. 115.385 (1) that place the schools in a performance category of "fails to meet expectations" or "meets few expectations," or the equivalent lowest performance categories, the department shall publish a notice on the department's Internet site that identifies that school district as an eligible school district for the immediately following school year, and shall notify in writing the school district clerk of the eligible school district.

2. A school district identified as an eligible school district under subd. 1. ceases to be an eligible school district if, at the time at which any subsequent accountability

reports are published by the department under s. 115.385 (1), no school or only one school in the school district is placed in a performance category of "fails to meet expectations" or "meets few expectations," or the equivalent lowest performance categories, and the school district did not qualify as an eligible school district, as required under sub. (2) (bg), in the last school year in which the school district satisfied the requirements under subd. 1. The department shall, within 10 days after the department publishes the subsequent accountability reports, remove from the list of eligible school districts on the department's Internet site any such school district, and shall notify the school district clerk in writing of the change in eligibility status. This subdivision does not preclude a school district from becoming an eligible school district under sub. (1) (am) 1r. in a subsequent school year.

SECTION 1839. 118.60 (2) (a) (intro.) of the statutes is amended to read:

118.60 **(2)** (a) (intro.) Subject to ~~par. (b)~~ pars. (bg) and (br), any pupil in grades kindergarten to 12 who resides within an eligible school district may attend any private school if all of the following apply:

SECTION 1840. 118.60 (2) (a) 3. a. of the statutes is amended to read:

118.60 **(2)** (a) 3. a. Except as provided in subd. 3. b. and c., the private school notified the state superintendent of its intent to participate in the program under this section or in the program under s. 119.23, and paid the nonrefundable fee, set by the department as required under s. 119.23 (2) (a) 3., by February 1 of the previous school year. The notice shall specify the number of pupils participating in the program under this section and in the program under s. 119.23 for which the school has space.

****NOTE: This is reconciled s. 118.60 (2) (a) 3. a. This SECTION has been affected by drafts with the following LRB numbers: LRB–1026/P5 and LRB–1027/P1.

SECTION 1841. 118.60 (2) (a) 3. c. of the statutes is created to read:

118.60 **(2)** (a) 3. c. For a participating private school, or a private school that is a first–time participant in the program under this section, that intends to participate in the program under this section and to accept pupils who reside within a school district in the first school year in which that school district is identified as an eligible school district under sub. (1m) (b) 1., the private school notified the state superintendent of its intent to participate in the program under this section, and paid the nonrefundable fee set by the department as required under s. 119.23 (2) (a) 3., by August 1 of the school year in which the private school intends to participate. The notice shall specify the number of pupils participating in the program under this section for which the school has space.

SECTION 1842. 118.60 (2) (a) 6. c. of the statutes is amended to read:

118.60 **(2)** (a) 6. c. Any teacher employed by the private school on July 1 of the first school year that begins after a school district is identified as an eligible school district under sub. (1m) <u>(b) 1. and qualifies as an eligible school district under par. (bg),</u> or <u>is identified as an eligible school district under</u> 2011 Wisconsin Act 32, section 9137 (3u), who has been teaching for at least the 5 consecutive years immediately preceding that July 1, and who does not satisfy the requirements under subd. 6. a. on that July 1, applies to the department on a form prepared by the department for a temporary, nonrenewable waiver from the requirements under subd. 6. a. The department shall promulgate rules to implement this subd. 6. c., including the form of the application and the process by which the waiver application will be reviewed. The application form shall require the applicant to submit a plan for satisfying the requirements under subd. 6. a., including the name of the accredited institution of higher education at which the teacher is pursuing or will pursue the bachelor's

degree and the anticipated date on which the teacher expects to complete the bachelor's degree. No waiver granted under this subd. 6. c. is valid after July 31 of the 5th school year that begins after a school district is both identified as an eligible school district under sub. (1m) (b) 1. and qualifies as an eligible school district under par. (bg) or is identified as an eligible school district under 2011 Wisconsin Act 32, section 9137 (3u).

SECTION 1843. 118.60 (2) (a) 7. of the statutes is amended to read:

118.60 **(2)** (a) 7. For a private school that is a first–time participant in the program under this section or in the program under s. 119.23, and that is not accredited by Wisconsin North Central Association, Wisconsin Religious and Independent School Accreditation, Independent Schools Association of the Central States, Wisconsin Evangelical Lutheran Synod School Accreditation, National Lutheran School Accreditation, the diocese or archdiocese within which the private school is located, or by any other organization recognized by the National Council for Private Schools Accreditation, the private school obtains preaccreditation by the Institute for the Transformation of Learning at Marquette University, Wisconsin North Central Association, Wisconsin Religious and Independent Schools Accreditation, Independent Schools Association of the Central States, Wisconsin Evangelical Lutheran Synod School Accreditation, National Lutheran School Accreditation, or the diocese or archdiocese within which the private school is located by ~~September~~ August 1 before the first school term of participation in the program under this section or in the program under s. 119.23 that begins after ~~August 31, 2011, by~~ July 1, 2013; August ~~1~~ 15 before the first school term of participation in the program under this section that begins in the first school year that begins after a school district is identified as an eligible school district under sub. (1m) (b); or by May

1 if the private school begins participation in the program under this section or in the
2 program under s. 119.23 during summer school. In any school year, a private school
3 may apply for and seek to obtain preaccreditation from only one of the entities
4 enumerated in this subdivision. A private school that fails to obtain ~~accreditation~~
5 preaccreditation in a school year may apply for and seek to obtain preaccreditation
6 from one of the entities enumerated in this subdivision in the following school year.
7 The private school shall achieve accreditation by Wisconsin North Central
8 Association, Wisconsin Religious and Independent Schools Accreditation,
9 Independent Schools Association of the Central States, Wisconsin Evangelical
10 Lutheran Synod School Accreditation, National Lutheran School Accreditation, the
11 diocese or archdiocese within which the private school is located, or any other
12 organization recognized by the National Council for Private School Accreditation, by
13 December 31 of the 3rd school year following the first school year in which the private
14 school begins participation in the program under this section. If the private school
15 is accredited under this subdivision, the private school is not required to obtain
16 preaccreditation as a prerequisite to providing instruction under this section in
17 additional grades or in an additional or new school.

****NOTE: This is reconciled s. 118.60 (2) (a) 7. This SECTION has been affected by drafts with the following LRB numbers: LRB–1026/P5 and LRB–1027/P1.

18 **SECTION 1844.** 118.60 (2) (b) of the statutes is repealed.

19 **SECTION 1845.** 118.60 (2) (bg) of the statutes is created to read:

20 118.60 **(2)** (bg) 1. No pupil who resides in a school district identified as an
21 eligible school district under sub. (1m) (b) 1. may attend a private school under this
22 section until that school district qualifies as an eligible school district under this
23 paragraph. A school district qualifies as an eligible school district under this

paragraph if no later than August 15 immediately following the date on which the department identified the school district as an eligible school district under sub. (1m) (b) 1., at least 20 pupils who reside in the school district apply to attend a private school under this section and simultaneously notify the department that they have applied to attend a private school under this section. Pupils applying to attend a private school that is a first–time participant in the program under this section and that has not obtained preaccreditation as required under par. (a) 7. may not be counted towards the 20 pupils required for an eligible school district to qualify as an eligible school district under this section.

2. The department shall, no later than 5 days after receiving notice from private schools regarding acceptance of pupils as required under sub. (3) (a), determine whether any school district identified as an eligible school district under sub. (1m) (b) 1. qualifies as an eligible school district under this paragraph, and shall publish on the department's Internet site a list of any such qualifying eligible school districts.

3. A school district that qualifies as an eligible school district under this paragraph shall remain qualified under this paragraph.

SECTION 1846. 118.60 (2) (br) of the statutes is created to read:

118.60 **(2)** (br) 1. In the 2013–14 school year, no more than a total of 500 pupils residing in school districts identified as eligible school districts under sub. (1m) (b) 1. and qualifying as eligible school districts under par. (bg) may attend private schools under this section. In this paragraph, the number of pupils means the number of pupils as counted under s. 121.004 (7). Participating private schools shall give priority to pupils who were eligible for a free or reduced–price lunch in the federal school lunch program under 42 USC 1758 (b) in the immediately preceding school year.

2. In the 2014–15 school year, no more than a total of 1,000 pupils residing in school districts identified as eligible school districts under sub. (1m) (b) 1. and qualifying as eligible school districts under par. (bg) may attend private schools under this section. Participating private schools shall give priority to pupils who attended a private school under subd. 1.

3. Whenever the state superintendent determines that the limit is reached under subd. 1. or 2., he or she shall issue an order prohibiting the participating private schools from accepting additional pupils from school districts identified as eligible school districts under sub. (1m) (b) 1. and qualifying as eligible school districts under par. (bg) until he or she determines that the number of pupils attending private schools under this section from those school districts has fallen below the limit. If the number of pupils attending private schools under this section falls below the limit under this paragraph, the state superintendent shall issue an order notifying participating private schools that they may begin accepting additional pupils from those school districts, and, notwithstanding sub. (3) (a), participating private schools that wish to accept additional pupils under this section shall accept pupils as follows:

a. The private school shall give first priority to pupils in a school district identified as an eligible school district under sub. (1m) (b) 1. and qualifying as an eligible school district under sub. (2) (bg) who are attending a private school under this section.

b. The private school shall give 2nd priority to the siblings of pupils who are attending a private school under this section from that school district.

c. The private school shall give 3rd priority to pupils selected at random under a procedure established by the department by rule.

SECTION 1847. 118.60 (3) (a) of the statutes is renumbered 118.60 (3) (a) (intro.) and amended to read:

118.60 **(3)** (a) (intro.) The pupil or the pupil's parent or guardian shall submit an application, on a form provided by the state superintendent, to the participating private school that the pupil wishes to attend. If more than one pupil from the same family applies to attend the same private school, the pupils may use a single application. Within 60 days after receiving the application, the private school shall notify each applicant, in writing, whether his or her application has been accepted, except that in the first school year in which a school district is identified as an eligible school district under sub. (1m) (b) 1., a private school that has notified the department of its intent to participate in the program under this section as required under sub. (2) (a) 3. c. shall notify each applicant, in writing, whether his or her application has been accepted within 7 days after receiving the application, and shall simultaneously notify the department whether the pupil has been accepted. If the private school rejects an application, the notice shall include the reason. A private school may reject an applicant only if it has reached its maximum general capacity or seating capacity. The state superintendent shall ensure that the private school determines which pupils to accept on a random basis, except that the private school may give preference in accepting applications to ~~siblings of pupils accepted on a random basis.~~ any of the following:

SECTION 1848. 118.60 (3) (a) 1. to 3. of the statutes are created to read:

118.60 **(3)** (a) 1. Pupils who attended the private school during the school year prior to the school year for which the application is being made.

2. Siblings of pupils who attended the private school during the school year prior to the school year for which the application is being made and to siblings of

pupils who have been accepted to the private school for the school year for which the application is being made.

3. Pupils who attended another private school under this section or s. 119.23 during the school year prior to the school year for which the application is being made.

****NOTE: This is reconciled s. 118.60 (3) (a). This SECTION has been affected by drafts with the following LRB numbers: LRB–0962/3 and LRB–1026/P5.

SECTION 1849. 118.60 (4) (b) of the statutes is repealed.

SECTION 1850. 118.60 (4) (bg) of the statutes is renumbered 118.60 (4) (bg) 1. and amended to read:

118.60 **(4)** (bg) 1. In the ~~2011–12 and 2012–13~~ 2013–14 school ~~years~~ year, upon receipt from the pupil's parent or guardian of proof of the pupil's enrollment in the private school during a school term, the state superintendent shall pay to the private school in which the pupil is enrolled on behalf of the pupil's parent or guardian, from the appropriation under s. 20.255 (2) (fr), an amount equal to the private school's operating and debt service cost per pupil that is related to educational programming, as determined by the department, or $6,442, whichever is less.

SECTION 1851. 118.60 (4) (bg) 2. of the statutes is created to read:

118.60 **(4)** (bg) 2. In the 2014–15 school year and in each school year thereafter, upon receipt from the pupil's parent or guardian of proof of the pupil's enrollment in the private school during a school term, the state superintendent shall pay to the private school in which the pupil is enrolled on behalf of the pupil's parent or guardian, from the appropriation under s. 20.255 (2) (fr), the lesser of an amount equal to the private school's operating and debt service cost per pupil that is related to educational programming, as determined by the department, or an amount either

of $7,050, if the pupil is enrolled in a grade from kindergarten to 8, or of $7,856, if the pupil is enrolled in a grade from 9 to 12.

SECTION 1852. 118.60 (4) (d) (intro.) of the statutes is amended to read:

118.60 **(4)** (d) (intro.) In determining a private school's operating and debt service cost per pupil under par. ~~(b) 1.~~ (bg) and sub. (4m) (a), the department shall do all of the following:

SECTION 1853. 118.60 (4r) (a) of the statutes is amended to read:

118.60 **(4r)** (a) Multiply the amount determined under sub. (4) ~~(b) or~~ (bg) by 0.616.

SECTION 1854. 118.60 (4s) of the statutes is created to read:

118.60 **(4s)** Notwithstanding subs. (4), (4m), and (4r), a pupil attending a private school participating in the program under this section who is receiving a scholarship under s. 115.7915 shall not be counted as a pupil attending the private school under this section under sub. (4), (4m), or (4r).

SECTION 1855. 118.60 (5) of the statutes is amended to read:

118.60 **(5)** The state superintendent shall ensure that pupils and parents and guardians of pupils who reside in an eligible school district are informed annually of the private schools participating in the program under this section and in the program under s. 119.23.

SECTION 1856. 118.60 (7) (am) 1. of the statutes is amended to read:

118.60 **(7)** (am) 1. An independent financial audit of the private school conducted by an independent certified public accountant, accompanied by the auditor's statement that the report is free of material misstatements and fairly presents pupil costs under sub. (4) ~~(b) 1~~ (bg). The audit under this subdivision shall be limited in scope to those records that are necessary for the department to make

payments under subs. (4) and (4m). The auditor shall conduct his or her audit, including determining sample sizes and evaluating financial viability, in accordance with the auditing standards established by the American Institute of Certified Public Accountants. The department may not require an auditor to comply with standards that exceed the scope of the standards established by the American Institute of Certified Public Accountants.

SECTION 1857. 118.60 (10) (a) 3. of the statutes is amended to read:

118.60 **(10)** (a) 3. Failed to refund to the state any overpayment made under s. 118.60 (4) (b), 2011 stats., or s. 118.60 (4) (bg), 2011 stats., or under sub. (4) ~~(b) or~~ (bg) or (4m) by the date specified by department rule.

SECTION 1858. 119.04 (1) of the statutes is amended to read:

119.04 **(1)** Subchapters IV, V and VII of ch. 115, ch. 121 and ss. 66.0235 (3) (c), 66.0603 (1m) to (3), 115.01 (1) and (2), 115.28, 115.31, 115.33, 115.34, 115.343, 115.345, 115.363, 115.365 (3), 115.38 (2), 115.415, 115.445, 118.001 to 118.04, 118.045, 118.06, 118.07, 118.075, 118.076, 118.10, 118.12, 118.125 to 118.14, 118.145 (4), 118.15, 118.153, 118.16, 118.162, 118.163, 118.164, 118.18, 118.19, 118.20, 118.223, 118.225, 118.24 (1), (2) (c) to (f), (6), (8), and (10), 118.245, 118.255, 118.258, 118.291, 118.292, 118.293, 118.30 to 118.43, 118.46, 118.51, 118.52, 118.53, 118.55, 120.12 (2m), (4m), (5), and (15) to (27), 120.125, 120.13 (1), (2) (b) to (g), (3), (14), (17) to (19), (26), (34), (35), (37), (37m), and (38), 120.14, 120.21 (3), and 120.25 are applicable to a 1st class city school district and board.

SECTION 1859. 119.23 (2) (a) 3. of the statutes is amended to read:

119.23 **(2)** (a) 3. Except as provided in subd. 3m. b., the private school notified the state superintendent of its intent to participate in the program under this section or in the program under s. 118.60, and paid ~~a~~ the nonrefundable annual fee set by

the department, by February 1 of the previous school year. The notice shall specify the number of pupils participating in the program under this section and in the program under s. 118.60 for which the school has space. The department shall by rule set the fee charged under this subdivision at an amount such that the total fee revenue covers the costs of employing one full–time auditor to evaluate the financial information submitted by private schools under sub. (7) (am) and (d) 2. and 3. and under s. 118.60 (7) (am) and (d) 2. and 3.

SECTION 1860. 119.23 (2) (a) 7. b. of the statutes is amended to read:

119.23 **(2)** (a) 7. b. Subject to subd. 7. c. and d., for a private school that is a first–time participant in the program under this section or in the program under s. 118.60 on or after July 1, 2009, and that is not accredited as provided under subd. 7. a., the private school obtains preaccreditation by the Institute for the Transformation of Learning at Marquette University, Wisconsin North Central Association, Wisconsin Religious and Independent Schools Accreditation, Independent Schools Association of the Central States, Wisconsin Evangelical Lutheran Synod School Accreditation, National Lutheran School Accreditation, or the diocese or archdiocese within which the private school is located by August 1 before the first school term of participation in the program under this section that begins after ~~July 1, 2009,~~ July 1, 2013; by August 15 before the first school term of participation in the program under s. 118.60 that begins in the first school year that begins after a school district is identified as an eligible school district under s. 118.60 (1m) (b); or by May 1 if the private school begins participating in the program under this section or in the program under s. 118.60 during summer school. In any school year, a private school may apply for and seek to obtain preaccreditation from only one of the entities enumerated in this subd. 7. b. A private school that fails to obtain

accreditation in a school year may apply for and seek to obtain preaccreditation from one of the entities enumerated in this subd. 7. b. in the following school year. The private school shall achieve accreditation by Wisconsin North Central Association, Wisconsin Religious and Independent Schools Accreditation, Independent Schools Association of the Central States, Wisconsin Evangelical Lutheran Synod School Accreditation, National Lutheran School Accreditation, the diocese or archdiocese within which the private school is located, or any other organization recognized by the National Council for Private School Accreditation, by December 31 of the 3rd school year following the first school year that begins after July 1, 2009, in which it participates in the program under this section <u>or in the program under s. 118.60</u>. If the private school is accredited under this subd. 7. b., the private school is not required to obtain preaccreditation as a prerequisite to providing instruction under this section in additional grades or in an additional or new school.

SECTION 1861. 119.23 (2) (a) 7. c. of the statutes is amended to read:

119.23 **(2)** (a) 7. c. On or after July 1, 2009, a private school participating or seeking to participate in the program under this section <u>or in the program under s. 118.60</u> may not apply for accreditation by the Institute for the Transformation of Learning at Marquette University, except that a private school that has applied for accreditation to the Institute for the Transformation of Learning at Marquette University before July 1, 2009, may complete the accreditation process with the Institute for the Transformation of Learning at Marquette University, and may seek renewal of accreditation from the Institute for the Transformation of Learning at Marquette University.

SECTION 1862. 119.23 (3) (a) of the statutes is renumbered 119.23 (3) (a) (intro.) and amended to read:

119.23 **(3)** (a) (intro.) The pupil or the pupil's parent or guardian shall submit an application, on a form provided by the state superintendent, to the participating private school that the pupil wishes to attend. If more than one pupil from the same family applies to attend the same private school, the pupils may use a single application. Within 60 days after receiving the application, the private school shall notify each applicant, in writing, whether his or her application has been accepted. If the private school rejects an application, the notice shall include the reason. A private school may reject an applicant only if it has reached its maximum general capacity or seating capacity. The state superintendent shall ensure that the private school determines which pupils to accept on a random basis, except that the private school may give preference in accepting applications ~~to siblings of pupils accepted on a random basis.~~ <u>to any of the following:</u>

SECTION 1863. 119.23 (3) (a) 1. to 3. of the statutes are created to read:

119.23 **(3)** (a) 1. Pupils who attended the private school during the school year prior to the school year for which the application is being made.

2. Siblings of pupils who attended the private school during the school year prior to the school year for which the application is being made and to siblings of pupils who have been accepted to the private school for the school year for which the application is being made.

3. Pupils who attended another private school under this section or s. 118.60 during the school year prior to the school year for which the application is being made.

SECTION 1864. 119.23 (4) (b) of the statutes is repealed.

SECTION 1865. 119.23 (4) (bg) of the statutes is renumbered 119.23 (4) (bg) 1. and amended to read:

119.23 **(4)** (bg) 1. In the ~~2011–12 and 2012–13~~ 2013–14 school ~~years~~ year, upon receipt from the pupil's parent or guardian of proof of the pupil's enrollment in the private school during a school term, the state superintendent shall pay to the private school in which the pupil is enrolled on behalf of the pupil's parent or guardian, from the appropriation under s. 20.255 (2) (fu), an amount equal to the private school's operating and debt service cost per pupil that is related to educational programming, as determined by the department, or $6,442, whichever is less.

SECTION 1866. 119.23 (4) (bg) 2. of the statutes is created to read:

119.23 **(4)** (bg) 2. In the 2014–15 school year and in each school year thereafter, upon receipt from the pupil's parent or guardian of proof of the pupil's enrollment in the private school during a school term, the state superintendent shall pay to the private school in which the pupil is enrolled on behalf of the pupil's parent or guardian, from the appropriation under s. 20.255 (2) (fu), the lesser of an amount equal to the private school's operating and debt service cost per pupil that is related to educational programming, as determined by the department, or an amount either of $7,050, if the pupil is enrolled in a grade from kindergarten to 8, or of $7,856, if the pupil is enrolled in a grade from 9 to 12.

SECTION 1867. 119.23 (4) (d) (intro.) of the statutes is amended to read:

119.23 **(4)** (d) (intro.) In determining a private school's operating and debt service cost per pupil under par. ~~(b) 1.~~ (bg) and sub. (4m) (a), the department shall do all of the following:

SECTION 1868. 119.23 (4r) (a) 1. of the statutes is repealed.

SECTION 1869. 119.23 (4r) (a) 2. of the statutes is renumbered 119.23 (4r) (a) and amended to read:

119.23 **(4r)** (a) ~~In the 2010–11 school year and in any school year thereafter, multiply~~ Multiply the amount determined under sub. (4) ~~(b) or~~ (bg) by 0.616.

SECTION 1870. 119.23 (4s) of the statutes is created to read:

119.23 **(4s)** Notwithstanding subs. (4), (4m), and (4r), a pupil attending a private school participating in the program under this section who is receiving a scholarship under s. 115.7915 shall not be counted as a pupil attending the private school under this section under sub. (4), (4m), or (4r).

SECTION 1871. 119.23 (5) of the statutes is amended to read:

119.23 **(5)** The state superintendent shall ensure that pupils and parents and guardians of pupils who reside in the city are informed annually of the private schools participating in the program under this section and in the program under s. 118.60.

SECTION 1872. 119.23 (6m) (b) 3. d. of the statutes is amended to read:

119.23 **(6m)** (b) 3. d. To the extent permitted under 20 USC 1232g and 43 CFR part 99, pupil scores on all standardized tests administered under sub. (7) (e) ~~1~~.

SECTION 1873. 119.23 (7) (am) 1. of the statutes is amended to read:

119.23 **(7)** (am) 1. An independent financial audit of the private school conducted by an independent certified public accountant, accompanied by the auditor's statement that the report is free of material misstatements and fairly presents pupil costs under sub. (4) ~~(b) 1~~ (bg). The audit under this subdivision shall be limited in scope to those records that are necessary for the department to make payments under subs. (4) and (4m). The auditor shall conduct his or her audit, including determining sample sizes and evaluating financial viability, in accordance with the auditing standards established by the American Institute of Certified Public Accountants. The department may not require an auditor to comply with

standards that exceed the scope of the standards established by the American Institute of Certified Public Accountants.

SECTION 1874. 119.23 (7) (e) 1. of the statutes is renumbered 119.23 (7) (e) and amended to read:

119.23 **(7)** (e) ~~In the 2009–10 school year, each private school participating in the program under this section shall administer a nationally normed standardized test in reading, mathematics, and science to pupils attending the school under the program in the 4th, 8th, and 10th grades. Beginning in the 2010–11 school year and annually thereafter, each~~ Each private school participating in the program under this section shall administer the examinations required under s. 118.30 (1s) to pupils attending the school under the program. The private school may administer additional standardized tests to such pupils. ~~Beginning in 2006 and annually thereafter until 2011, the private school shall provide the scores of all standardized tests and examinations that it administers under this subdivision to the School Choice Demonstration Project.~~

SECTION 1875. 119.23 (7) (e) 2. of the statutes is repealed.

SECTION 1876. 119.23 (10) (a) 3. of the statutes is amended to read:

119.23 **(10)** (a) 3. Failed to refund to the state any overpayment made under s. 119.23 (4) (b), 2011 stats., or s. 119.23 (4) (bg), 2011 stats., or under sub. (4) ~~(b) or~~ (bg) or (4m) by the date specified by department rule.

SECTION 1877. 120.12 (2r) of the statutes is created to read:

120.12 **(2r)** SCHOOL PERFORMANCE INCENTIVE PROGRAM. By September 1, 2014, establish a policy for the distribution of funding awarded to a school located in the district and eligible to receive an award under s. 115.40. The school board may not, in the policy established under this subsection, prescribe the manner in which funds

awarded to a school under s. 115.40 are to be used by the school, but may identify and prioritize goals and objectives towards which the funds may be applied.

SECTION 1878. 121.004 (7) (em) of the statutes is created to read:

121.004 **(7)** (em) A pupil attending public school under s. 118.53 shall be counted as 0.25 pupil for each course the pupil attends at the public school during the school year.

SECTION 1879. 121.02 (1) (a) 2. of the statutes is amended to read:

121.02 **(1)** (a) 2. Subject to s. 118.40 (8) (b) 2. <u>and 3.</u>, ensure that all instructional staff of charter schools located in the school district hold a license or permit to teach issued by the department. For purposes of this subdivision, a virtual charter school is located in the school district specified in s. 118.40 (8) (a) and a charter school established under s. 118.40 (3) (c) 1. c. is located in the school district specified in s. 118.40 (3) (c) 1. c. The state superintendent shall promulgate rules defining "instructional staff" for purposes of this subdivision.

SECTION 1880. 121.05 (1) (a) 4. of the statutes is created to read:

121.05 **(1)** (a) 4. Pupils residing in the school district but attending a public school in another school district, or a private school, under s. 115.7915.

SECTION 1881. 121.05 (1) (a) 12m. of the statutes is created to read:

121.05 **(1)** (a) 12m. Pupils attending a public school under s. 118.53.

SECTION 1882. 121.05 (3m) of the statutes is created to read:

121.05 **(3m)** If pupils enrolled in a school will not be in attendance at the school on any of the dates specified in sub. (1) (a) or (2) because of a regularly scheduled holiday or for a reason approved by the school board, the state superintendent shall permit the membership counting date to occur on the 3rd weekday that follows the next school day on which school is in session.

SECTION 1883. 121.07 (6) (e) 1. of the statutes is amended to read:

121.07 **(6)** (e) 1. For a school district created by a consolidation under s. 117.08 or 117.09, in the school year in which the consolidation takes effect and in each of the subsequent 4 school years, the amounts under pars. (b) and (d) shall be multiplied by 1.15 and rounded to the next lowest dollar. In the 5th school year following the school year in which the consolidation took effect, the amounts under pars. (b) and (d) shall be multiplied by 1.10 and rounded to the next lower dollar. In the 6th school year following the school year in which the consolidation took effect, the amounts under pars. (b) and (d) shall be multiplied by 1.05 and rounded to the next lower dollar.

SECTION 1884. 121.07 (7) (e) 1. of the statutes is amended to read:

121.07 **(7)** (e) 1. For a school district created by a consolidation under s. 117.08 or 117.09, in the school year in which the consolidation takes effect and in each of the subsequent 4 school years, the amounts under pars. (a) to (bm) shall be multiplied by 1.15 and rounded to the next lower dollar. In the 5th school year following the school year in which the consolidation took effect, the amounts under pars. (a) to (bm) shall be multiplied by 1.10 and rounded to the next lower dollar. In the 6th school year following the school year in which the consolidation took effect, the amounts under pars. (a) to (bm) shall be multiplied by 1.05 and rounded to the next lower dollar.

SECTION 1885. 121.08 (4) (am) of the statutes is created to read:

121.08 **(4)** (am) The amount of state aid that a school district is eligible to be paid from the appropriation under s. 20.255 (2) (ac) in any school year shall be reduced by the total amount of scholarships paid by the department under s. 115.7915 in that school year for pupils who reside in the school district. The

department shall ensure that the amount of the aid reduction under this paragraph does not affect the amount determined to be received by a school district as state aid under this section for any other purpose.

SECTION 1886. 121.08 (4) (br) of the statutes is amended to read:

121.08 **(4)** (br) The amount of state aid that an eligible school district is eligible to be paid from the appropriation under s. 20.255 (2) (ac) shall also be reduced by the amount calculated by multiplying the amounts paid under s. 118.60 (4) and (4m) in the first school year that begins after a school district is identified as an eligible school district under s. 118.60 (1m) (b) 1. and qualifies as an eligible school district under s. 118.60 (2) (bg) or 2011 Wisconsin Act 32, section 9137 (3u), and in each school year thereafter by 38.4 percent.

SECTION 1887. 121.08 (4) (d) of the statutes is amended to read:

121.08 **(4)** (d) The state superintendent shall ensure that the total amount of aid reduction under ~~pars. (a), (b), and (br)~~ this subsection lapses to the general fund.

SECTION 1888. 121.105 (3) of the statutes is amended to read:

121.105 **(3)** In the school year in which a school district consolidation takes effect under s. 117.08 or 117.09 and in each of the subsequent 4 school years, the consolidated school district's state aid shall be an amount that is not less than the aggregate state aid to which the consolidating school districts were eligible in the school year prior to the school year in which the consolidation takes effect. In the 5th school year following the school year in which the consolidation took effect, the consolidated school district's state aid shall be an amount that is not less than 66 percent of the aggregate state aid to which the consolidating school districts were eligible in the school year prior to the school year in which the consolidation took effect. In the 6th school year following the school year in which the consolidation took

effect, the consolidated school district's state aid shall be an amount that is not less than 33 percent of the aggregate state aid to which the consolidating school districts were eligible in the school year prior to the school year in which the consolidation took effect. The additional state aid shall be paid from the appropriation under s. 20.255 (2) (ac).

SECTION 1889. 121.54 (2) (c) of the statutes is amended to read:

121.54 **(2)** (c) An annual or special meeting of a common or union high school district, or the school board of a unified school district, may elect to provide transportation for pupils who are not required to be transported under this section, including pupils attending public school under s. 118.145 (4) or 118.53. Transportation may be provided for all or some of the pupils who reside in the school district to and from the public school they are entitled to attend or the private school, within or outside the school district, within whose attendance area they reside. If transportation is provided for less than all such pupils there shall be reasonable uniformity in the minimum distance that pupils attending public and private schools will be transported. Except for elementary school districts electing to furnish transportation under par. (b) 2., this paragraph does not permit a school district operating only elementary grades to provide transportation for pupils attending private schools.

SECTION 1890. 121.54 (3) of the statutes is amended to read:

121.54 **(3)** TRANSPORTATION FOR CHILDREN WITH DISABILITIES. ~~Every~~ Except as provided in s. 115.7915 (5), every school board shall provide transportation for children with disabilities, as defined in s. 115.76 (5), to any public or private elementary or high school, to the school operated by the Wisconsin Center for the Blind and Visually Impaired or the school operated by the Wisconsin Educational

Services Program for the Deaf and Hard of Hearing or to any special education program for children with disabilities sponsored by a state tax–supported institution of higher education, including a technical college, regardless of distance, if the request for such transportation is approved by the state superintendent. Approval shall be based on whether or not the child can walk to school with safety and comfort. Section 121.53 shall apply to transportation provided under this subsection.

SECTION 1891. 121.58 (2) (a) 4. of the statutes is amended to read:

121.58 **(2)** (a) 4. For each pupil so transported whose residence is more than 12 miles from the school attended, ~~$180 per school year in the 2006–07 school year and~~ $220 per school year in the 2012–13 school year and $275 per school year thereafter.

SECTION 1892. 121.83 (1) (a) 2. of the statutes is amended to read:

121.83 **(1)** (a) 2. If the agency of service counts the pupil under s. 121.05 (1) (a) or (2), or on an alternate counting date under s. 121.05 (3) or (3m), state general aid shall be subtracted.

SECTION 1893. 121.90 (1) (intro.) of the statutes is amended to read:

121.90 **(1)** (intro.) "Number of pupils enrolled" means the number of pupils enrolled on the 3rd Friday of September, including pupils identified in s. 121.05 (1) (a) 1. to 11. and 13. and pupils enrolled and counted on an alternate counting date under s. 121.05 (3) or (3m), and the number of pupils attending the Challenge Academy program under s. 321.03 (1) (c) in the previous spring session, except that "number of pupils enrolled" excludes the number of pupils attending public school under ~~s.~~ ss. 118.145 (4) and 118.53 and except as follows:

****NOTE: This is reconciled s. 121.90 (1) (intro.). This SECTION has been affected by drafts with the following LRB numbers: LRB–1187/P2 and LRB–1029/P5.

SECTION 1894. 125.06 (11) of the statutes is amended to read:

125.06 **(11)** AUCTION SALES. The sale by an auction house at public auction of a collection of sealed bottles of intoxicating liquor or unopened beer cans for the purpose of settling an estate or disposing of the collection or the auction sale of sealed bottles or containers of wine or of unopened bottles of intoxicating liquor or fermented malt beverages by a charitable organization, as defined in s. ~~440.41~~ 202.11 (1), at an auction held to raise money for the charitable organization.

SECTION 1895. 134.73 (1) (a) of the statutes is amended to read:

134.73 **(1)** (a) "Contribution" has the meaning given in s. ~~440.41~~ 202.11 (5).

SECTION 1896. 134.73 (1) (c) of the statutes is amended to read:

134.73 **(1)** (c) "Solicit" has the meaning given in s. ~~440.41~~ 202.11 (8).

SECTION 1897. 139.30 (7) of the statutes is amended to read:

139.30 **(7)** "Manufacturer" means any person who manufactures cigarettes for the purpose of sale, including the authorized agent of a person who manufactures cigarettes for the purpose of sale. "Manufacturer" includes a person who owns an automated roll–your–own machine that is used to make cigarettes, but does not include an individual who owns a roll–your–own machine and uses the machine in his or her home solely to make cigarettes for his or her personal use or for the use of other individuals who live in his or her home.

SECTION 1898. 146.45 of the statutes is repealed.

SECTION 1899. 146.63 of the statutes is created to read:

146.63 Grants to establish graduate medical training programs. (1) DEFINITION. In this section, "hospital" has the meaning given under s. 50.33 (2).

(2) DEPARTMENTAL DUTIES. (a) Subject to subs. (4) and (5), the department shall distribute grants from the appropriation under s. 20.435 (1) (fj) to assist hospitals

and groups of hospitals in procuring infrastructure and increasing case volume to the extent necessary to develop accredited graduate medical training programs. The department shall distribute the grants under this paragraph to hospitals and groups of hospitals that apply to receive a grant under sub. (3) and that satisfy the criteria established by the department under par. (b).

(b) The department shall establish criteria for approving and distributing grants under par. (a) and criteria for approving plans under sub. (3).

(3) GRANT APPLICATION. A hospital or group of hospitals may apply, in the form and manner determined by the department, to receive a grant under sub. (2) (a). The hospital or group of hospitals shall include in the application a plan to use the funds to procure infrastructure or increase case volume to the extent necessary to develop an accredited graduate medical training program at the hospital or group of hospitals and a plan to satisfy the matching requirement under sub. (4).

(4) MATCHING FUNDS. The department may not distribute a grant under sub. (2) (a) unless the hospital or group of hospitals offers to provide matching funds in an amount determined by the department.

(5) TERM OF GRANTS. The department may not distribute a grant under sub. (2) (a) to a hospital or group of hospitals for a term that is more than 3 years.

SECTION 1900. 146.64 of the statutes is created to read:

146.64 Grants to support graduate medical training programs. (1) DEFINITION. In this section, "hospital" has the meaning given under s. 50.33 (2).

(2) DEPARTMENTAL DUTIES. (a) Subject to par. (c) and sub. (4), the department shall distribute grants to assist hospitals with maintaining accredited graduate medical training programs. The department shall distribute the grants under this paragraph to hospitals that apply to receive a grant under sub. (3) and that satisfy

the criteria established by the department under par. (b) and the eligibility requirement under sub. (4).

(b) The department shall establish criteria for approving and distributing grants under par. (a).

(c) 1. The department shall distribute funds for grants under par. (a) from the appropriation under s. 20.435 (4) (b). The department may not distribute more than $50,000 from the appropriation under s. 20.435 (4) (b) to a particular hospital in a given state fiscal year.

2. If the department receives matching federal medical assistance funds, the department shall distribute those funds for grants under par. (a) in addition to any funds distributed under subd. 1.

(d) The department shall seek federal medical assistance funds to match the grants distributed under par. (a). If the department receives those funds, the department shall distribute them as provided in par. (c) 2.

(3) GRANT APPLICATION. A hospital may apply, in the form and manner determined by the department, to receive a grant under sub. (2) (a).

(4) ELIGIBILITY. A hospital that has an accredited graduate medical training program in any of the following specialties may apply to receive a grant under sub. (3):

(a) Family medicine.

(b) Pediatrics.

(c) Psychiatry.

(d) General surgery.

(e) Internal medicine.

SECTION 1901. 153.05 (2r) (intro.) of the statutes is amended to read:

153.05 **(2r)** (intro.) Notwithstanding s. 16.75 (1), (2), and (3m), from the appropriation account under s. 20.515 (1) (ut) the department of employee trust funds may expend up to $150,000, and from the appropriation accounts under s. 20.435 (1) (fn), (hg), and (hi) the department of health services, in its capacity as a public health authority, may expend moneys, to contract with a data organization to perform services under this subchapter that are specified for the data organization under sub. (1) (c) or, if s. 153.455 (4) applies, for the department of health services to perform or contract for the performance of these services. As a condition of the contract under this subsection, all of the following apply:

SECTION 1902. 153.05 (2r) (d) to (h) of the statutes are created to read:

153.05 **(2r)** (d) The data organization shall provide an Internet site that offers health care provider cost and quality data and reports to consumers in a manner that is comprehensive and transparent and that uses language that is understandable to laypersons.

(e) The data organization shall conduct statewide consumer information campaigns to improve health literacy.

(f) The data organization shall provide a review and reconsideration software solution to allow health care providers to validate their cost and quality data prior to publication on the Internet site described in par. (d).

(g) The data organization shall conduct other functions in support of the responsibilities under sub. (1) (c) as specified in the contract by the department of health services and the department of employee trust funds.

(h) The data organization shall fulfill the requirements under this subsection according to timelines established by the department of health services and the department of employee trust funds.

SECTION 1903. 157.055 (2) (intro.) of the statutes is amended to read:

157.055 **(2)** (intro.) Notwithstanding ss. 69.18 (4), 445.04 (2), 445.14, 979.01 (3), (3m), and (4), 979.02, and 979.10, and subch. ~~VII~~ VIII of ch. 440, during a period of a state of emergency related to public health declared by the governor under s. 323.10, a public health authority may do all of the following:

SECTION 1904. 165.055 (3) of the statutes is created to read:

165.055 **(3)** The attorney general may appoint, in the unclassified service, a solicitor general and no more than 3 deputy solicitors general, each of whom shall be an attorney at law licensed to practice in this state. The attorney general may assign assistant attorneys general to assist the solicitor general.

SECTION 1905. 165.75 (2) of the statutes is amended to read:

165.75 **(2)** ~~The laboratories shall be located in the cities of Madison, Milwaukee and Wausau.~~ The personnel of the laboratories shall consist of such employees as are authorized under s. 20.922. ~~The laboratory in the city of Milwaukee is named the William J. McCauley crime laboratory.~~

SECTION 1906. 165.76 (1) (am) of the statutes is created to read:

165.76 **(1)** (am) Is or was adjudicated delinquent for an act that if committed by an adult in this state would be a felony or for a violation of s. 940.225 (3m), 941.20 (1), 944.20, 944.30, 944.31, 944.33 (1), 946.52, or 948.10 (1) (b).

SECTION 1907. 165.76 (1) (as) of the statutes is created to read:

165.76 **(1)** (as) Is or was found guilty of any misdemeanor on or after the effective date of this paragraph .... [LRB inserts date].

SECTION 1908. 165.76 (1) (av) of the statutes is renumbered 165.76 (1) (av) (intro.) and amended to read:

165.76 **(1)** (av) (intro.) Is or was found guilty on or after January 1, 2000, of any of the following:

1. Any felony ~~or any.~~

2. Before the effective date of this subdivision .... [LRB inserts date], any violation of s. 165.765 (1), 2011 stats., 940.225 (3m), 944.20, or 948.10 (1) (b).

SECTION 1909. 165.76 (1) (aw) of the statutes is created to read:

165.76 **(1)** (aw) Is or was found guilty on or after January 1, 2000, and before the effective date of this paragraph .... [LRB inserts date], of any violation of s. 940.225 (3m), 944.20, or 948.10.

SECTION 1910. 165.76 (1) (b) of the statutes is renumbered 165.76 (1) (bm).

SECTION 1911. 165.76 (1) (bg) of the statutes is created to read:

165.76 **(1)** (bg) Is or was sentenced or placed on probation on or after August 12, 1993, for a violation of s. 940.225, 948.02 (1) or (2), or 948.025.

SECTION 1912. 165.76 (1) (br) of the statutes is amended to read:

165.76 **(1)** (br) Has been found not guilty or not responsible by reason of mental disease or defect on or after January 1, 2000, and committed under s. 51.20 or 971.17, for any felony or a violation of s. 165.765 (1), 2011 stats., or of s. 940.225 (3m), 944.20, 946.52, or 948.10 (1) (b).

SECTION 1913. 165.76 (1) (cr) of the statutes is amended to read:

165.76 **(1)** (cr) Is or was in institutional care on or after January 1, 2000, for a felony or any violation of s. 165.765 (1), 2011 stats., or of s. 940.225 (3m), 944.20, 946.52, or 948.10 (1) (b).

SECTION 1914. 165.76 (1) (g) of the statutes is amended to read:

165.76 **(1)** (g) Has been required by a court under s. 51.20 (13) (cr), 165.84 (7), 938.21 (1m), 938.30 (2m), 938.34 ~~(15m)~~ (15), 970.02 (8), 971.17 (1m) (a), 973.047, or

980.063 to provide a biological specimen to the state crime laboratories for deoxyribonucleic acid analysis.

SECTION 1915. 165.76 (1m) of the statutes is amended to read:

165.76 **(1m)** If a person is required to provide a biological specimen under sub. (1) (a) to (g) and the department of justice does not have the data obtained from analysis of a biological specimen from the person that the department is required to maintain in the data bank under s. 165.77 (3), the department may require the person to provide a biological specimen, regardless of whether the person previously provided a biological specimen under this section or s. 51.20 (13) (cr), 165.84 (7), 938.21 (1m), 938.30 (2m), 938.34 (15), 970.02 (8), 971.17 (1m) (a), 973.047, or 980.063. The department of justice, the department of corrections, a district attorney, or a county sheriff, shall notify any person whom the department of justice requires to provide a biological specimen under this subsection.

SECTION 1916. 165.76 (2m) of the statutes is repealed.

SECTION 1917. 165.76 (2r) of the statutes is amended to read:

165.76 **(2r)** Failure by a person who is required to provide a biological specimen under sub. (1) to provide the biological specimen ~~at the time and place provided under sub. (2m)~~ in accordance with the rules promulgated under sub. (4) does not relieve the person of the obligation to provide a biological specimen to the state crime laboratories for deoxyribonucleic acid analysis.

SECTION 1918. 165.76 (3) of the statutes is repealed.

SECTION 1919. 165.76 (4) of the statutes is renumbered 165.76 (4) (intro.) and amended to read:

165.76 **(4)** (intro.) The department of justice ~~may~~ shall promulgate rules to ~~implement~~ do all of the following:

(e) Carry out the department's duties under this section.

SECTION 1920. 165.76 (4) (a), (b), (c) and (d) of the statutes are created to read:

165.76 **(4)** (a) Establish procedures and time limits for obtaining and submitting biological specimens under this section and ss. 51.20 (13) (cr), 165.84 (7), 938.21 (1m), 938.30 (2m), 938.34 (15), 970.02 (8), 971.17 (1m) (a), 973.047, and 980.063.

(b) Specify whether an individual who is required under this section or s. 51.20 (13) (cr), 165.84 (7), 938.21 (1m), 938.30 (2m), 938.34 (15), 970.02 (8), 971.17 (1m) (a), 973.047, or 980.063 to provide a biological specimen for deoxyribonucleic acid analysis must provide a new biological specimen if the crime laboratories already have a biological specimen from the individual or if data obtained from deoxyribonucleic acid analysis of the individual's biological specimen are already included in the data bank under s. 165.77 (3).

(c) Allow a biological specimen, or data obtained from analysis of a biological specimen, obtained under this section or s. 51.20 (13) (cr), 165.84 (7), 938.21 (1m), 938.30 (2m), 938.34 (15), 970.02 (8), 971.17 (1m) (a), 973.047, or 980.063 to be submitted for inclusion in an index established under 42 USC 14132 (a) or in another national index system.

(d) Provide reimbursement from s. 20.455 (2) (Lm) to a person in charge of a law enforcement agency or tribal law enforcement agency at a rate of $10 per specimen except that, if the department already has a biological specimen, or data obtained from analysis of a biological specimen, from the individual, the department may not reimburse the person in charge of the agency.

SECTION 1921. 165.765 (title) of the statutes is amended to read:

165.765 (title) **Biological specimen; ~~penalty~~ force and immunity.**

SECTION 1922. 165.765 (1) of the statutes is renumbered 946.52 and amended to read:

946.52 Failure to submit biological specimen. Whoever intentionally fails to comply with a requirement to submit a biological specimen under s. 165.76, 165.84 (7), 938.21 (1m), 938.30 (2m), 938.34 (15), 970.02 (8), 973.047, or 980.063 ~~may be fined not more than $10,000 or imprisoned for not more than 9 months or both~~ is guilty of a Class A misdemeanor.

SECTION 1923. 165.765 (1g) and (1m) of the statutes are created to read:

165.765 **(1g)** In this section:

(a) "Correctional officer" has the meaning given in s. 301.28 (1).

(b) "Jail officer" has the meaning given in s. 165.85 (2) (bn).

(c) "Law enforcement officer" has the meaning given in s. 165.85 (2) (c).

(d) "Tribal officer" has the meaning given in s. 165.85 (2) (g).

(1m) A law enforcement officer; a jail officer; a tribal officer; a correctional officer; a probation, extended supervision, or parole officer; or an employee of the department of health services may use reasonable force to obtain a biological specimen from a person who intentionally refuses to provide a biological specimen that is required under s. 165.76 (1), 165.84 (7), 938.21 (1m), 938.30 (2m), 938.34 (15), or 970.02 (8).

SECTION 1924. 165.765 (2) (a) of the statutes is renumbered 165.765 (2) (a) 1. and amended to read:

165.765 **(2)** (a) 1. Any physician, registered nurse, medical technologist, physician assistant, or person acting under the direction of a physician who obtains a biological specimen under s. 51.20 (13) (cr), 165.76, 165.84 (7), 938.21 (1m), 938.30 (2m), 938.34 (15), 970.02 (8), 971.17 (1m) (a), 973.047, or 980.063 is immune from any

civil or criminal liability for the act, except for civil liability for negligence in the performance of the act.

SECTION 1925. 165.765 (2) (b) of the statutes is renumbered 165.765 (2) (a) 2. and amended to read:

165.765 **(2)** (a) 2. Any employer of the physician, nurse, technologist, assistant, or person under ~~par. (a)~~ subd. 1. or any hospital where blood is withdrawn by that physician, nurse, technologist, assistant, or person ~~has the same immunity from liability under par. (a)~~ is immune from any civil or criminal liability for the act, except for civil liability for negligence in the performance of the act.

SECTION 1926. 165.765 (2) (bm) of the statutes is created to read:

165.765 **(2)** (bm) A law enforcement officer; a jail officer; a tribal officer; a correctional officer; a probation, extended supervision, or parole officer; or an employee of the department of health services, who is authorized to collect biological specimens, is immune from civil or criminal liability for collecting a biological specimen if the collection is in compliance with sub. (1m) and s. 165.76 and performed in good faith and in a reasonable manner.

SECTION 1927. 165.77 (1) (am) of the statutes is created to read:

165.77 **(1)** (am) "Juvenile offense requiring the submission of a specimen" means an offense for which the juvenile is required under s. 938.34 (15) (a) to provide a biological specimen to the state crime laboratories for deoxyribonucleic acid analysis.

SECTION 1928. 165.77 (2) (a) 2. of the statutes is amended to read:

165.77 **(2)** (a) 2. The laboratories may compare the data obtained from the specimen with data obtained from other specimens. The laboratories may make data obtained from any analysis and comparison available to law enforcement agencies

in connection with criminal or delinquency investigations and, upon request, to any prosecutor, defense attorney, or subject of the data. The data may be used in criminal and delinquency actions and proceedings. The laboratories shall not include data obtained from deoxyribonucleic acid analysis of those specimens received under this paragraph in the data bank under sub. (3). ~~The laboratories shall destroy specimens obtained under this paragraph after analysis has been completed and the applicable court proceedings have concluded.~~

SECTION 1929. 165.77 (2) (b) of the statutes is amended to read:

165.77 **(2)** (b) Paragraph (a) does not apply to specimens received under s. 51.20 (13) (cr), 165.76, 165.84 (7), 938.21 (1m), 938.30 (2m), 938.34 (15), 970.02 (8), 971.17 (1m) (a), 973.047, or 980.063.

SECTION 1930. 165.77 (2m) (c) of the statutes is amended to read:

165.77 **(2m)** (c) Paragraph (b) does not apply to specimens received under s. 51.20 (13) (cr), 165.76, 165.84 (7), 938.21 (1m), 938.30 (2m), 938.34 (15), 970.02 (8), 971.17 (1m) (a), 973.047, or 980.063.

SECTION 1931. 165.77 (3) of the statutes is amended to read:

165.77 **(3)** If the laboratories receive a human biological specimen under s. 51.20 (13) (cr), 165.76, 165.84 (7), 938.21 (1m), 938.30 (2m), 938.34 (15), 970.02 (8), 971.17 (1m) (a), 973.047, or 980.063, the laboratories shall analyze the deoxyribonucleic acid in the specimen. The laboratories shall maintain a data bank based on data obtained from deoxyribonucleic acid analysis of those specimens. The laboratories may compare the data obtained from one specimen with the data obtained from other specimens. The laboratories may make data obtained from any analysis and comparison available to law enforcement agencies in connection with criminal or delinquency investigations and, upon request, to any prosecutor, defense

attorney or subject of the data. The data may be used in criminal and delinquency actions and proceedings. ~~The laboratories shall destroy specimens obtained under this subsection after analysis has been completed and the applicable court proceedings have concluded.~~

SECTION 1932. 165.77 (4) (intro.) of the statutes is renumbered 165.77 (4) (am) (intro.) and amended to read:

165.77 **(4)** (am) (intro.) A person whose deoxyribonucleic acid analysis data ~~has~~ have been included in the data bank under sub. (3) may request expungement on the grounds that ~~his or her conviction or adjudication has been reversed, set aside or vacated. The~~ all of the following conditions are satisfied:

(bm) If the department determines that the conditions under par. (am) are satisfied, the laboratories shall purge all records and identifiable information in the data bank pertaining to the person and destroy all samples from the person ~~if it receives all of the following:~~ upon receiving the person's written request for expungement and any documentation the department requires under rules promulgated under sub. (8).

SECTION 1933. 165.77 (4) (a) and (b) of the statutes are repealed.

SECTION 1934. 165.77 (4) (am) 1., 2. and 3. of the statutes are created to read:

165.77 **(4)** (am) 1. If the person was required to submit a biological specimen under s. 51.20 (13) (cr), 165.76, 938.34 (15), 971.17 (1m) (a), 973.047, or 980.063, all convictions or adjudications for which the person was required to submit a biological specimen under s. 51.20 (13) (cr), 165.76, 938.34 (15), 971.17 (1m) (a), 973.047, or 980.063 have been reversed, set aside, or vacated.

2. If the person was required to provide a biological specimen under s. 165.84 (7) in connection with an arrest or under s. 970.02 (8), one of the following applies:

a. All charges filed in connection with the arrest and all charges for which the person was required to provide a biological specimen under s. 970.02 (8) have been dismissed.

b. The trial court reached final disposition for all charges in connection with the arrest and for any charges for which the person was required to provide a biological specimen under s. 970.02 (8), and the person was not adjudged guilty of a crime in connection with the arrest or any charge for which the person was required to provide a biological specimen under s. 970.02 (8).

c. At least one year has passed since the arrest and the person has not been charged with a crime in connection with the arrest.

d. The person was adjudged guilty of a crime in connection with either the arrest or any charge for which the person was required to provide a biological specimen under s. 970.02 (8), and all such convictions have been reversed, set aside, or vacated.

3. If the person was required to provide a biological specimen under s. 165.84 (7) in connection with being taken into custody under s. 938.19 or under s. 938.21 (1m) or 938.30 (2m), one of the following applies:

a. All criminal complaints or delinquency petitions alleging that the person committed a violation of a juvenile offense requiring the submission of a specimen in connection with the taking into custody have been dismissed.

b. The trial court reached final disposition for all allegations that the person committed a violation of a juvenile offense requiring the submission of a specimen in connection with the taking into custody and the person was not convicted or adjudged delinquent for a juvenile offense requiring the submission of a specimen in connection with the taking into custody.

c. At least one year has passed since the person was taken into custody and no criminal complaint or delinquency petition alleging that the person committed a violation of a juvenile offense requiring the submission of a specimen has been filed against the person in connection with the taking into custody.

d. The person was convicted or adjudged delinquent for a juvenile offense requiring the submission of a specimen in connection with the taking into custody and the conviction or delinquency adjudication has been reversed, set aside, or vacated.

SECTION 1935. 165.77 (7m) of the statutes is created to read:

165.77 **(7m)** An entry in the data bank that is found to be erroneous does not prohibit the legitimate use of the entry to further a criminal investigation or prosecution. The failure of a law enforcement agency or the laboratories to comply with s. 165.76, 165.765, 165.77, or 165.84, or any rules or procedures adopted to administer those sections, is not grounds for challenging the validity of the data collection, for challenging the use of the sample as provided in those sections, or for the suppression of evidence based upon or derived from any entry in the data bank.

SECTION 1936. 165.825 of the statutes is amended to read:

165.825 Information link; ~~department of health services.~~ The department of justice shall cooperate with the departments of safety and professional services ~~and~~, health services, and financial institutions in developing and maintaining a computer linkup to provide access to the information obtained from a criminal history search.

SECTION 1937. 165.84 (7) of the statutes is created to read:

165.84 **(7)** (a) Subject to rules promulgated under s. 165.76 (4), all persons in charge of law enforcement and tribal law enforcement agencies shall obtain, when

the individual's fingerprints or other identifying data are obtained, a biological specimen for deoxyribonucleic acid analysis from each individual arrested for a felony or for an offense under s. 940.225 (3m), 941.20 (1), 944.20, 944.30, 944.31, 944.33 (1), 946.52, or 948.10 (1) (b) and each minor taken into custody for a juvenile offense requiring the submission of a specimen, as defined under s. 165.77 (1) (am). The person in charge of the law enforcement or tribal law enforcement agency shall submit the specimen to the crime laboratories for deoxyribonucleic acid analysis and inclusion of the individual's deoxyribonucleic acid profile in the data bank under s. 165.77 (3).

(b) Biological samples required under par. (a) shall be obtained and submitted as specified in rules promulgated by the department of justice under s. 165.76 (4).

(c) Biological specimens obtained under this section may be used only as provided under s. 165.77.

SECTION 1938. 165.845 (title) of the statutes is created to read:

165.845 (title) **Collect crime data.**

SECTION 1939. 165.845 (1) (intro.) of the statutes is created to read:

165.845 **(1)** (intro.) The department of justice shall:

SECTION 1940. 165.89 (4) of the statutes is repealed.

SECTION 1941. 165.91 (4) of the statutes is repealed.

SECTION 1942. 165.93 (2) (a) of the statutes is amended to read:

165.93 **(2)** (a) ~~Beginning on January 1, 1995, the~~ The department shall provide grants to eligible organizations from the ~~appropriation~~ appropriations under s. 20.455 (5) ~~(gc)~~ (e) and (gj) to provide services for sexual assault victims.

****NOTE: This is reconciled s. 165.93 (2) (a). This SECTION has been affected by drafts with the following LRB numbers: LRB–0538/P6 and LRB–0839/P4.

SECTION 1943. 165.94 of the statutes is created to read:

165.94 Grants for global positioning system tracking. (1) From the appropriation under s. 20.455 (5) (br), the department of justice may provide grants to any eligible local unit of government, law enforcement agency, or tribal law enforcement agency whose plan for expending the grant moneys to fund a global positioning system tracking program for persons who are subject to an order under s. 813.129 is approved.

(2) The department of justice shall develop criteria which, notwithstanding s. 227.10 (1), need not be promulgated as rules under ch. 227, as guidelines to be followed by a local unit of government, law enforcement agency, or tribal law enforcement agency that wishes to establish a program for global positioning system tracking pursuant to s. 813.129 (6) for persons subject to an order under s. 813.129 (1) (a) and for use in awarding grants under this section.

SECTION 1944. 165.95 (title) of the statutes is created to read:

165.95 (title) **Alternatives to incarceration; grant program.**

SECTION 1945. 165.984 of the statutes is repealed.

SECTION 1946. 165.986 (title) of the statutes is created to read:

165.986 (title) **Beat patrol officers; grant program.**

SECTION 1947. 165.987 (title) of the statutes is created to read:

165.987 (title) **Youth diversion programs; grant program.**

SECTION 1948. 167.35 (1) (f) 4. of the statutes is created to read:

167.35 **(1)** (f) 4. Any person who owns an automated roll–your–own machine that is used to make cigarettes, not including an individual who owns a roll–your–own machine and uses the machine in his or her home solely to make

cigarettes for his or her personal use or for the use of other individuals who live in his or her home.

SECTION 1949. Chapter 168 (title) of the statutes is repealed and recreated to read:

CHAPTER 168

PETROLEUM PRODUCTS

AND DANGEROUS SUBSTANCES

SECTION 1950. Subchapter I (title) of chapter 168 [precedes 168.01] of the statutes is created to read:

CHAPTER 168

SUBCHAPTER I

PETROLEUM PRODUCT INSPECTIONS

SECTION 1951. 168.01 (intro.) of the statutes is amended to read:

168.01 Definitions. (intro.) In this ~~chapter~~ subchapter:

SECTION 1952. 168.01 (1) of the statutes is amended to read:

168.01 **(1)** "Department" means the department of ~~safety and professional services~~ agriculture, trade and consumer protection.

SECTION 1953. 168.01 (2) of the statutes is renumbered 168.01 (4).

SECTION 1954. 168.02 (title) of the statutes is repealed.

SECTION 1955. 168.02 of the statutes is renumbered 168.01 (2).

SECTION 1956. 168.03 (title) of the statutes is repealed.

SECTION 1957. 168.03 of the statutes is renumbered 168.01 (3).

SECTION 1958. 168.05 (1) of the statutes is amended to read:

168.05 **(1)** No petroleum product imported into and received in this state or received from a manufacturer or refiner or from a marine or pipeline terminal within

this state may be unloaded from its original container except as provided under sub. (5), sold, offered for sale or used until a true sample of not less than 8 ounces is taken as provided in this ~~chapter~~ subchapter. This subsection does not apply if the department has previously inspected the petroleum product at the refinery, marine or pipeline terminal. Each person importing or receiving a petroleum product which has not been previously inspected shall notify the inspector in the person's district of the receipt thereof, and the inspector shall take a sample of the petroleum product.

SECTION 1959. 168.06 (1) of the statutes is amended to read:

168.06 **(1)** For the purposes of administering this ~~chapter~~ subchapter, inspectors may take samples of gasoline, gasoline–alcohol fuel blends, kerosene, other refined oils, fuel oils and petroleum distillates for tests and make inspections at any points within or without this state, and may open any original container containing gasoline, gasoline–alcohol fuel blends, kerosene, other refined oils, fuel oils and petroleum distillates and take a true sample of not less than 8 ounces of the contents thereof, even though the original containers may still be in the possession of a common or contract carrier, provided the opening and sampling does not unduly inconvenience or hamper the transportation of the products. After the original containers are opened and sampled the same shall be resealed with seals furnished by the department for such purposes. The authority conferred by this section shall be in addition to, and not in limitation of, any of the provisions of s. 168.05.

SECTION 1960. 168.08 (1) of the statutes is amended to read:

168.08 **(1)** Time and place of each inspection.

SECTION 1961. 168.09 of the statutes is amended to read:

168.09 Authority to enter. Any inspector may enter in or upon the premises of any manufacturer, vendor, dealer or user of gasoline, gasoline–alcohol fuel blends,

kerosene, other refined oils, fuel oils and petroleum distillates, during regular business hours to determine whether any petroleum product intended for sale or use has not been sampled and inspected in accordance with this ~~chapter~~ subchapter.

SECTION 1962. 168.125 of the statutes is amended to read:

168.125 Reports; payment. Persons who are liable for the fee under this ~~chapter~~ subchapter shall state the number of gallons of petroleum products on which the fee is due and the amount of their liability for the fee in the reports under s. 78.12 (1) to (3). The requirements for payment of the motor vehicle fuel tax under s. 78.12 (5) apply to the fee under this ~~chapter~~ subchapter.

SECTION 1963. 168.15 of the statutes is amended to read:

168.15 Penalty. Every person who violates any provision of this ~~chapter~~ subchapter that is not related to the fee under s. 168.12 (1) shall forfeit not less than $10 nor more than $100 for each violation. Each day a person fails to comply with any provision of this ~~chapter~~ subchapter is a separate violation.

SECTION 1964. 168.16 (1) of the statutes is amended to read:

168.16 **(1)** The department shall enforce this ~~chapter~~ subchapter. Inspection districts shall be defined and numbered by the department.

SECTION 1965. 168.16 (2) of the statutes is amended to read:

168.16 **(2)** Any accident or explosion involving products of petroleum which comes to the knowledge of the department shall be investigated to determine whether or not there has been a violation of this ~~chapter~~ subchapter.

SECTION 1966. 168.16 (4) of the statutes is amended to read:

168.16 **(4)** The department may promulgate reasonable rules relating to the administration and enforcement of this ~~chapter~~ subchapter.

SECTION 1967. 168.17 of the statutes is amended to read:

168.17 Attorney general and district attorney to prosecute. Upon request of the department, the attorney general or proper district attorney shall prosecute any action to enforce this ~~chapter~~ subchapter except the fee that is imposed under s. 168.12 (1).

SECTION 1968. 168.18 of the statutes is repealed.

SECTION 1969. Subchapter II (title) of chapter 168 [precedes 168.21] of the statutes is created to read:

CHAPTER 168

SUBCHAPTER II

STORAGE OF DANGEROUS SUBSTANCES

SECTION 1970. 168.21 (2) of the statutes is created to read:

168.21 **(2)** "Department" means the department of agriculture, trade and consumer protection.

SECTION 1971. 175.49 (5m) of the statutes is amended to read:

175.49 **(5m)** FEES. The department may charge a fee to verify eligibility for a certification card under this section, for the issuance of a certification card under sub. (3), or for the renewal of a certification card under sub. (5), but the fee may not exceed the costs the department incurs in verifying eligibility or for issuing or renewing a certification card. Payments made to the department under this subsection shall be credited to the appropriation account under s. 20.455 (2) ~~(gu)~~ (gr).

SECTION 1972. 180.1421 (2m) (b) of the statutes is amended to read:

180.1421 **(2m)** (b) If the notice under par. (a) is returned to the department as undeliverable or if the corporation's principal office cannot be determined from the records of the department, the department shall give the notice by ~~publishing a class~~

~~1 notice under ch. 985 in the official state newspaper~~ posting the notice on the department's Internet site.

SECTION 1973. 180.1531 (2m) (b) of the statutes is amended to read:

180.1531 **(2m)** (b) If the notice under par. (a) is returned to the department as undeliverable or if the corporation's principal office cannot be determined from the records of the department, the department shall give the notice by ~~publishing a class 1 notice under ch. 985 in the official state newspaper~~ posting the notice on the department's Internet site.

SECTION 1974. 181.0203 (3) of the statutes is amended to read:

181.0203 **(3)** NOTIFICATION OF REPORTING REQUIREMENTS. Upon filing articles of incorporation of a corporation, the department shall inform the corporation of the reporting requirements under s. ~~440.42~~ 202.12 for charitable organizations that solicit contributions.

SECTION 1975. 181.1421 (2) (b) of the statutes is amended to read:

181.1421 **(2)** (b) If the notice under par. (a) is returned to the department as undeliverable or if the corporation's principal office cannot be determined from the records of the department, the department shall give the notice by ~~publishing a class 1 notice under ch. 985 in the official state newspaper~~ posting the notice on the department's Internet site.

SECTION 1976. 181.1421 (3) (d) of the statutes is amended to read:

181.1421 **(3)** (d) If the notice is ~~published as a class 1 notice, under ch. 985, the effective date set under ch. 985 for the notice~~ posted on the department's Internet site, the date of posting.

SECTION 1977. 181.1531 (2g) (b) of the statutes is amended to read:

181.1531 **(2g)** (b) If the notice under par. (a) is returned to the department as undeliverable or if the corporation's principal office cannot be determined from the records of the department, the department shall give the notice by ~~publishing a class 1 notice under ch. 985 in the official state newspaper~~ posting the notice on the department's Internet site.

SECTION 1978. 181.1622 (1) (intro.) of the statutes is amended to read:

181.1622 **(1)** CONTENT. (intro.) Each domestic corporation and each foreign corporation authorized to transact business in this state shall file with the department an annual report ~~under this section. The department shall forward by 1st class mail a report form to every corporation that has filed an annual report during the past 2 years. The department shall mail the report form no later than 60 days before the date on which the corporation is required by this chapter to file an annual report. The annual report shall include~~ that includes all of the following information:

SECTION 1979. 182.028 of the statutes is amended to read:

182.028 School corporations. Any corporation formed for the establishment and maintenance of schools, academies, seminaries, colleges or universities or for the cultivation and practice of music shall have power to enact bylaws for the protection of its property, and provide fines as liquidated damages upon its members and patrons for violating the bylaws, and may collect the same in tort actions, and to prescribe and regulate the courses of instruction therein, and to confer such degrees and grant such diplomas as are usually conferred by similar institutions or as shall be appropriate to the courses of instruction prescribed, except that no corporation shall operate or advertise a school that is subject to s. ~~38.50~~ 440.55 (10) without complying with the requirements of s. ~~38.50~~ 440.55. Any stockholder may transfer

his or her stock to the corporation for its use; and if the written transfer so provides the stock shall be perpetually held by the board of directors with all the rights of a stockholder, including the right to vote.

SECTION 1980. 183.09025 (2) (b) of the statutes is amended to read:

183.09025 **(2)** (b) Within 60 days after the date on which the notice is received or the date on which the ~~class 1~~ notice under par. (d) is ~~published~~ posted, the limited liability company shall correct each ground for dissolution or demonstrate to the reasonable satisfaction of the department that each ground determined by the department does not exist.

SECTION 1981. 183.09025 (2) (d) of the statutes is amended to read:

183.09025 **(2)** (d) If a notice under par. (a) or (c) is returned to the department as undeliverable, the department shall again mail the notice to the limited liability company as provided under that paragraph. If the notice is again returned to the department as undeliverable, the department shall give the notice by ~~publishing a class 1 notice under ch. 985 in the official state newspaper~~ posting the notice on the department's Internet site.

SECTION 1982. 183.1021 (2g) (b) of the statutes is amended to read:

183.1021 **(2g)** (b) If the notice under par. (a) is returned to the department as undeliverable or if the foreign limited liability company's principal office cannot be determined from the records of the department, the department shall give the notice by ~~publishing a class 1 notice under ch. 985 in the official state newspaper~~ posting the notice on the department's Internet site.

SECTION 1983. 194.03 (title) of the statutes is amended to read:

194.03 (title) **Interstate ~~and foreign~~ commerce and intrastate commerce.**

SECTION 1984. 194.03 (1) of the statutes is amended to read:

194.03 **(1)** This chapter shall apply to motor carriers engaged in interstate ~~and foreign~~ commerce upon the public highways of this state, in all particulars and provisions lawful under the constitution of the United States and to motor carriers engaged in intrastate commerce upon the public highways of this state.

SECTION 1985. 194.03 (2) of the statutes is amended to read:

194.03 **(2)** Fees and taxes provided in this chapter shall be assessed against operations in interstate ~~and foreign~~ commerce and intrastate commerce and collected from the carriers performing such operations, as partial compensation for the use of the highways and policing of the same.

SECTION 1986. 194.03 (6) of the statutes is renumbered 194.01 (6m) and amended to read:

194.01 **(6m)** ~~Whenever the term "interstate~~ "Interstate commerce" ~~is used in this chapter it shall be interpreted as including~~ includes foreign commerce.

SECTION 1987. 194.20 (title) of the statutes is amended to read:

194.20 (title) **Certificates and licenses for carriers in interstate ~~and foreign~~ commerce and intrastate commerce.**

SECTION 1988. 194.20 (1) of the statutes is amended to read:

194.20 **(1)** Motor carriers operating in interstate ~~and foreign~~ commerce or intrastate commerce shall obtain certificates and licenses as provided in ss. 194.23 and 194.34. ~~Certificates~~ These certificates and licenses ~~which involve operations in interstate and foreign commerce~~ may be denied by the department if it finds that the record and experience of the applicant evinces a disposition to violate or evade the laws or regulations of the state applicable to the operations proposed by the applicant.

SECTION 1989. 196.208 (5p) (a) 1. of the statutes is amended to read:

196.208 **(5p)** (a) 1. "Charitable organization" has the meaning given in s. ~~440.41~~ 202.11 (1).

SECTION 1990. Chapter 202 of the statutes is created to read:

CHAPTER 202

REGULATION OF PROFESSIONAL EMPLOYER ORGANIZATIONS AND THE SOLICITATION OF FUNDS FOR A CHARITABLE PURPOSE

SUBCHAPTER I

GENERAL PROVISIONS

202.01 Definitions. In this subchapter:

(1) "Applicant" means any of the following:

(a) A person applying to the department for an initial registration.

(b) A person applying to the department for renewal of a registration.

(2) "Controlling person" has the meaning given in 202.21 (3).

(3) "Department" means the department of financial institutions.

(4) "Registrant" means a person who is registered under ss. 202.12 to 202.14 or 202.22.

(5) "Registration" means a registration the department issues under ss. 202.12 to 202.14 or 202.22.

202.02 General duties and powers. (1) The department may issue subpoenas for the attendance of witnesses and the production of documents or other materials prior to the commencement of a disciplinary or other proceeding under this chapter.

(2) The department shall establish the content and form of each type of registration. Upon the request of a registrant and payment of a $10 fee, the department may issue to a registrant a wall certificate.

(3) The department may require a registrant to do any of the following:

(a) Display the registrant's certificate of registration in a conspicuous place in the registrant's office or place of business.

(b) Post a notice in a conspicuous place in the registrant's office or place of business describing the procedures for filing a complaint against the registrant.

(4) (a) The department shall require each applicant to provide his or her social security number with the applicant's application for a registration or registration renewal, or, if the applicant is not an individual, the department shall require the applicant to provide its federal employer identification number.

(b) If an applicant is an individual who does not have a social security number, the applicant shall submit a statement to the department made or subscribed under oath that the applicant does not have a social security number. The department of children and families shall prescribe the form of the statement. A registration issued in reliance upon a false statement submitted under this paragraph is invalid.

(c) The department may not disclose a social security number obtained under par. (a) to any person except the department of children and families to administer s. 49.22 and the department of revenue to request certifications under s. 73.0301 and administer state taxes.

(5) The department shall cooperate with the departments of justice, health services, and children and families to develop and maintain a computer linkup to provide access to information regarding the current status of a registration, including whether the registration has been restricted in any way.

(6) (a) The department may conduct an investigation to determine whether an applicant satisfies any of the eligibility requirements specified for the registration, including whether the applicant does not have an arrest or conviction record. In conducting an investigation under this paragraph, the department may require an applicant to provide any information that is necessary for the investigation, except that, for an investigation of an arrest or conviction record, the department shall comply with the requirements under par. (d).

(b) A registrant who is convicted of a felony or misdemeanor anywhere shall send a notice of the conviction by 1st class mail to the department within 48 hours after the entry of the judgment of conviction.

(c) The department may investigate whether an applicant or registrant has been charged with or convicted of a crime.

(d) 1. Except as provided in subd. 2., the department may not require that an applicant or registrant be fingerprinted or submit fingerprints in connection with a registration.

2. The department may require a person for whom the department conducts an investigation under par. (c) to be photographed and fingerprinted on 2 fingerprint cards, each bearing a complete set of the person's fingerprints. The department of justice may submit the fingerprint cards to the federal bureau of investigation to verify the identity of the persons fingerprinted and obtain records of their criminal arrests and convictions.

(e) The department shall charge an applicant the fees, costs, or other expenses the department incurs for conducting an investigation under this subsection.

(7) The department may require the electronic submission of an application for registration or registration renewal or any other document or information that may be submitted to the department under this chapter.

202.025 Registration renewal; denial of registration or registration renewal. (1) NOTICE OF RENEWAL. (a) The department shall give a notice of renewal to each registrant at least 30 days before the renewal date of the registration. The department may give that notice by electronic transmission.

(b) Failure to receive a notice of renewal is not a defense in any disciplinary proceeding against a registrant or in any proceeding against a former registrant for practicing without a registration. Failure to receive a notice of renewal does not relieve a registrant from the obligation to pay a penalty for late renewal under sub. (2).

(2) LATE RENEWAL. If the department does not receive an application to renew a registration before the applicable renewal date, the registrant may restore the registration by paying, within 60 days after the renewal date, the renewal fee and late fee determined by the department under s. 202.08.

(3) DENIAL OF REGISTRATION OR REGISTRATION RENEWAL. (a) 1. Notwithstanding ss. 202.12 to 202.14 and 202.23, if the department determines that an applicant for registration or registration renewal has failed to comply with any applicable requirement for renewal, or that the denial of an application for registration or registration renewal is necessary to protect the public health, safety, or welfare, the department may summarily deny the application for registration or registration renewal.

2. If the department denies an application for registration or registration renewal under subd. 1., the department shall provide the applicant with a notice of

denial that states the facts or conduct giving rise to the denial and states that the applicant may, within 30 days after the date stated on the notice of denial, file a written request with the department for the department to review the denial at a hearing.

(b) This subsection does not apply to a denial of a registration or registration renewal under s. 202.03 or 202.035 (2) (b).

202.03 Registration denial, nonrenewal, or revocation based on tax delinquency. Notwithstanding ss. 202.12 to 202.14 and 202.22, the department shall deny an application for an initial registration or for registration renewal, or revoke a registration, if the department of revenue certifies under s. 73.0301 that the applicant or registrant is liable for delinquent taxes, as defined in s. 73.0301 (1) (c).

202.035 Delinquency in support payments; failure to comply with subpoena or warrant. (1) In this section, "support" has the meaning given in s. 49.857 (1) (g).

(2) Notwithstanding ss. 202.12 to 202.14 and 202.22, the department shall do all of the following, subject to the memorandum of understanding between the department and the department of children and families under s. 49.857:

(a) Restrict, limit, or suspend a registration, or deny an application for an initial registration, if the registrant, applicant, or a controlling person of the registrant or applicant is delinquent in paying support or fails to comply, after appropriate notice, with a subpoena or warrant related to support or paternity proceedings that is issued by the department of children and families or a county child support agency under s. 59.53 (5).

(b) Deny an application for registration renewal if the registrant or a controlling person of the registrant is delinquent in paying support or fails to comply,

after appropriate notice, with a subpoena or warrant related to support or paternity proceedings that is issued by the department of children and families or a county child support agency under s. 59.53 (5).

202.04 Voluntary surrender of registration. A registrant may voluntarily surrender his or her registration. The department may refuse to accept that surrender if a complaint has been filed or a disciplinary proceeding has been commenced against the registrant.

202.05 Nondisclosure of certain personal information. (1) In this section:

(a) "List" means information compiled or maintained by the department that contains the personal identifiers of at least 10 individuals.

(b) "Personal identifier" means a social security number, telephone number, street name and number, electronic mail address, or post–office box number.

(2) If a form that the department requires an individual to complete in connection with a registration or registration renewal under this chapter requires the individual to provide a personal identifier of the individual, the form shall include a place for the individual to declare that the individual's personal identifier may not be disclosed on any list that the department furnishes to another person.

(3) If the department requires an individual to provide in person or by telephone or other electronic means a personal identifier of the individual in connection with a registration or registration renewal under this chapter, the department shall provide the individual an opportunity to declare that the individual's personal identifier may not be disclosed on any list that the department furnishes to another person.

(4) Upon request, the department shall provide to a registrant who is an individual a form that includes a place for the individual to declare that the individual's personal identifier may not be disclosed on any list that the department furnishes to another person.

(5) (a) Except as provided in par. (b), the department may not disclose on any list that it furnishes to another person a personal identifier of any individual who has made a declaration under sub. (2), (3), or (4).

(b) Paragraph (a) does not apply to a list that the department furnishes to another state agency, a law enforcement agency, or a federal governmental agency. A state agency that receives a list from the department containing a personal identifier of an individual who has made a declaration under sub. (2), (3), or (4) may not disclose the personal identifier to any person other than a state agency, a law enforcement agency, or a federal governmental agency.

202.055 Change of name or address. (1) An applicant or registrant that undergoes a change of name or address shall notify the department of the applicant's or registrant's new name or address within 30 days after the change in writing or in accordance with other notification procedures approved by the department.

(2) The department may serve any process, notice, or demand on a registrant by mailing it to the last–known address of the registrant as indicated in the department's records, or by other means established by the department by rule.

(3) Any person who fails to comply with sub. (1) shall be subject to a forfeiture of $50.

202.06 Disciplinary proceedings; enforcement of laws requiring registration. (1) INVESTIGATIONS. The department may conduct investigations and

hold hearings to determine whether any person has violated this chapter or any rule promulgated under this chapter.

(2) DISCIPLINARY ACTION. The department may reprimand a registrant or deny, limit, suspend, revoke, restrict, refuse to renew, or otherwise withhold a registration if the department finds that an applicant, registrant, or controlling person has done any of the following:

(a) Made a material misrepresentation or false statement in an application for registration or registration renewal or in any other information submitted to the department or in a report under s. 108.067.

(b) Violated this chapter or a rule promulgated under this chapter.

(3) FORFEITURE. In addition to or in lieu of a reprimand or a denial, limitation, suspension, revocation, restriction, nonrenewal, or other withholding of a registration under sub. (2), the department may assess against an applicant, registrant, or controlling person a forfeiture of not more than $1,000 for each violation.

(5) INJUNCTION. If it appears upon complaint to the department or the department otherwise knows that any person has violated this chapter, the department or the district attorney of the proper county may investigate and may, in addition to any other remedies, bring action in the name of and on behalf of the state against that person to enjoin the person from committing further violations of this chapter.

(6) PRACTICE WITHOUT A REGISTRATION. (a) If, after holding a public hearing, the department determines that a person has engaged in a practice or used a title without a required registration, the department may issue a special order enjoining the person from continuing the practice or use of the title.

(b) In lieu of holding a public hearing, if the department has reason to believe that a person has engaged in a practice or used a title without a required registration, the department may petition the circuit court for a temporary restraining order or an injunction as provided in ch. 813.

(c) 1. Any person who violates a special order issued under par. (a) may be required to forfeit not more than $10,000 for each offense. Each day of continued violation constitutes a separate offense. The attorney general or any district attorney may commence an action in the name of the state to recover a forfeiture under this subdivision.

2. Any person who violates a temporary restraining order or an injunction issued by a court upon a petition under par. (b) may be fined not less than $25 nor more than $5,000 or imprisoned for not more than one year in the county jail or both.

(7) JUDICIAL REVIEW. Any person who is aggrieved by any action taken under this chapter by the department, its officers, or agents may apply for judicial review as provided in ch. 227.

202.07 Administrative warnings. (1) If the department determines during an investigation of a complaint against a registrant that there is evidence that the registrant committed misconduct, the department may close the investigation by issuing an administrative warning to the registrant if the department determines that no further disciplinary action is warranted, the complaint involves a first occurrence of a minor violation, and the issuance of an administrative warning adequately protects the public.

(2) A registrant may obtain review of an administrative warning through a personal appearance before the department.

(3) (a) An administrative warning does not constitute an adjudication of guilt or the imposition of discipline and, except as provided in par. (b), may not be used as evidence that the registrant is guilty of the alleged misconduct.

(b) If the department receives a subsequent complaint of misconduct by a registrant against whom the department issued an administrative warning, the department may reopen the matter that gave rise to the administrative warning and commence disciplinary proceedings against the registrant, and the administrative warning may be used as evidence that the registrant had actual notice that the misconduct that was the basis for the administrative warning was contrary to law.

(4) An administrative warning is a public record subject to inspection or copying under s. 19.35.

202.08 Fees. (1) The department shall determine the fees for an initial registration and for a registration renewal, including late fees for each type of registration under ss. 202.12 to 202.14 and 202.22, based on the department's administrative and enforcement costs under this chapter.

(2) Before the department makes any fee adjustment under sub. (1), the department shall send a notification of the proposed fee adjustments to the cochairpersons of the joint committee on finance. If the cochairpersons of the committee do not notify the secretary of financial institutions within 14 working days after the date of the department's notification that the committee has scheduled a meeting for the purpose of reviewing the proposed fee adjustments, the fee adjustments may be made as proposed. The department shall notify registrants of the fee adjustments by posting the fee adjustments on the department's Internet site and in registration renewal notices sent to affected registrants under s. 202.025 (1). If, within 14 working days after the date of the department's notification, the

cochairpersons of the committee notify the secretary of financial institutions that the committee has scheduled a meeting for the purpose of reviewing the proposed fee adjustments, the fee adjustments may be made only upon approval of the committee.

202.09 Debit or credit card payments; collection of registration for nonpayment by financial institution. (1) If the department permits the payment of a fee by use of a debit or credit card, the department may charge a service charge for each transaction in addition to the fee being paid. The service charge shall be sufficient to cover the cost to the department of permitting the payment of a fee by debit or credit card.

(2) If a registrant pays a fee required under this chapter by check or by debit or credit card and the check is not paid by the financial institution upon which the check is drawn or if the demand for payment under the debit or credit card transaction is not paid by the financial institution upon which demand is made, the department may cancel the registration after 60 days after the department receives a notice of nonpayment from the financial institution, subject to sub. (3).

(3) At least 20 days before canceling a registration under sub. (2), the department shall provide a notice to the registrant that informs the registrant that the check or demand for payment under the debit or credit card transaction was not paid by the financial institution and that the registrant's registration may be canceled, unless the registrant does all of the following before that date:

(a) Pays the fee for which the unpaid check or demand for payment under the debit or credit card transaction was issued.

(b) Pays any applicable late fee.

(c) Pays the charge for an unpaid draft established by the depository selection board under s. 20.905 (2).

(4) The department may extend the date for cancellation to allow the registrant additional time to comply with sub. (3) (a) to (c).

(5) The department may reinstate a registration that it cancelled under this section only if the former registrant complies with sub. (3) (a) to (c) and pays a $30 reinstatement fee.

202.095 Rules. The department shall promulgate rules to implement this chapter.

202.11 **(5m)** "Department" means the department of financial institutions.

202.21 **(3m)** "Department" means the department of financial institutions.

SECTION 1991. 224.42 (1) (a) of the statutes is amended to read:

224.42 **(1)** (a) "Financial institution" has the meaning given in ~~12 USC 3401 (1)~~ s. 49.45 (4m) (a) 3.

SECTION 1992. 227.01 (13) (im) of the statutes is repealed.

SECTION 1993. 227.01 (13) (Lr) of the statutes is created to read:

227.01 **(13)** (Lr) Determines what constitutes high–demand fields for purposes of s. 38.28 (2) (be) 1. b.

SECTION 1994. 227.01 (13) (sm) of the statutes is created to read:

227.01 **(13)** (sm) Is a standard or statement of policy adopted by the charter school oversight board.

SECTION 1995. 227.01 (13) (ur) of the statutes is repealed.

SECTION 1996. 227.03 (7m) of the statutes is amended to read:

227.03 **(7m)** Except as provided in s. ~~101.143~~ 292.63 (6s), this chapter does not apply to proceedings in matters that are arbitrated under s. ~~101.143~~ 292.63 (6s).

SECTION 1997. 227.42 (7) of the statutes is repealed.

SECTION 1998. 227.44 (8) of the statutes is amended to read:

227.44 **(8)** A stenographic, electronic or other record of oral proceedings shall be made in any class 2 or class 3 proceeding and in any class 1 proceeding when requested by a party. Each agency may establish rules relating to the transcription of the record into a written transcript and the providing of free copies of the written transcript. Rules may require a purpose for transcription which is deemed by the agency to be reasonable, such as appeal, and if this test is met to the satisfaction of the agency, the record shall be transcribed at the agency's expense, except that in preparing the record for judicial review of a decision that was made in an appeal under s. 227.47 (2) or in an arbitration proceeding under s. ~~101.143~~ 292.63 (6s) or 230.44 (4) (bm) the record shall be transcribed at the expense of the party petitioning for judicial review. Rules may require a showing of impecuniousness or financial need as a basis for providing a free copy of the transcript, otherwise a reasonable compensatory fee may be charged. If any agency does not promulgate such rules, then it must transcribe the record and provide free copies of written transcripts upon request. In any event, an agency shall not refuse to provide a written transcript if the person making the request pays a reasonable compensatory fee for the transcription and for the copy. This subsection does not apply where a transcript fee is specifically provided by law.

SECTION 1999. 230.03 (8m) of the statutes is created to read:

230.03 **(8m)** "Continuous service" means service performed while employed by a state agency or by the Board of Regents of the University of Wisconsin System.

SECTION 2000. 230.08 (2) (e) 5. of the statutes is amended to read:

230.08 **(2)** (e) 5. Health services — ~~9~~ 10.

SECTION 2001. 230.08 (2) (e) 5m. of the statutes is amended to read:

230.08 **(2)** (e) 5m. Historical society — ~~5~~ 4.

SECTION 2002. 230.08 (2) (e) 11m. of the statutes is amended to read:

230.08 **(2)** (e) 11m. Safety and professional services — ~~8~~ 9.

SECTION 2003. 230.08 (2) (e) 13. of the statutes is amended to read:

230.08 **(2)** (e) 13. Veterans affairs — ~~3~~ 4.

****NOTE: This is reconciled s. 230.08 (2) (e) 13. This SECTION has been affected by drafts with the following LRB numbers: –0391 and –1207.

SECTION 2004. 230.08 (2) (fs) of the statutes is amended to read:

230.08 **(2)** (fs) All deputies of department secretaries appointed under s. 15.04 (2) ~~and executive assistants~~, assistant deputy secretaries to department secretaries appointed under s. 15.05 (3), ~~including those~~ and executive assistants appointed by the attorney general, the adjutant general, the director of the technical college system ~~and~~, the state superintendent of public instruction, and the director of the historical society under s. 15.05 (3).

****NOTE: This is reconciled s. 230.08 (2) (fs). This SECTION has been affected by drafts with the following LRB numbers: LRB–0026 and LRB–0707.

SECTION 2005. 230.08 (2) (m) of the statutes is repealed.

SECTION 2006. 230.08 (2) (sb) of the statutes is created to read:

230.08 **(2)** (sb) Solicitor general and deputy solicitor general positions in the department of justice.

SECTION 2007. 230.08 (2) (w) of the statutes is repealed and recreated to read:

230.08 **(2)** (w) The executive director of the office of crime victim services in the department of justice.

SECTION 2008. 230.08 (2) (xm) of the statutes is repealed.

SECTION 2009. 230.08 (2) (yc) of the statutes is created to read:

230.08 **(2)** (yc) The directors of regional offices of intergovernmental affairs in the department of administration.

SECTION 2010. 230.08 (4) (d) of the statutes is amended to read:

230.08 **(4)** (d) The division administrator appointed under sub. (2) (e) 4. shall be an attorney <u>and shall be appointed by the chairperson of the employment relations commission</u>.

SECTION 2011. 230.12 (3) (e) (title) of the statutes, as affected by 2011 Wisconsin Act 32, is amended to read:

230.12 **(3)** (e) (title) ~~*University of Wisconsin System senior executives, faculty, and academic staff employees;*~~ *Wisconsin Technical College System senior executives.*

SECTION 2012. 230.12 (3) (e) 1. of the statutes, as affected by 2011 Wisconsin Act 32, is repealed.

SECTION 2013. 230.12 (3) (e) 2. of the statutes is renumbered 230.12 (3) (e).

SECTION 2014. 230.12 (11) of the statutes is created to read:

230.12 **(11)** ASSISTANT STATE PUBLIC DEFENDER PAY PROGRESSION PLAN. (a) There is established a pay progression plan for assistant state public defenders. The pay progression plan shall consist of 17 hourly salary steps, with each step equal to one–seventeenth of the difference between the lowest hourly salary and the highest hourly salary for the salary range for assistant state public defenders contained in the compensation plan. The pay progression plan shall be based entirely on merit.

(b) Beginning with the first pay period that occurs on or after July 1, 2013, all assistant state public defenders who have served with the state as assistant state public defenders for a continuous period of 12 months or more, and who are not paid the maximum hourly rate, shall be paid an hourly salary at the step that is immediately above their hourly salary on June 30, 2013. All other assistant state public defenders, who are not paid the maximum hourly rate, shall be paid an hourly salary at the step that is immediately above their hourly salary on June 30, 2013,

when they have served with the state as assistant state public defenders for a continuous period of 12 months.

(c) Beginning with the first pay period that occurs on or after July 1, 2014, and with the first pay period that occurs on or after each succeeding July 1, all assistant state public defenders who have served with the state as assistant state public defenders for a continuous period of 12 months or more, and who are not paid the maximum hourly rate, may, at the discretion of the state public defender, be paid an hourly salary at any step, or part thereof, above their hourly salary on the immediately preceding June 30. All other assistant state public defenders, who are not paid the maximum hourly rate, may, at the discretion of the state public defender, be paid an hourly salary at any step, or part thereof, above their hourly salary on the immediately preceding June 30, when they have served with the state as assistant state public defenders for a continuous period of 12 months. No salary adjustment for an assistant state public defender under this paragraph may exceed 10 percent of his or her base pay during a fiscal year.

SECTION 2015. 230.12 (12) of the statutes is created to read:

230.12 **(12)** ASSISTANT ATTORNEYS GENERAL PAY PROGRESSION PLAN. (a) There is established a pay progression plan for assistant attorneys general. The pay progression plan shall consist of 17 hourly salary steps, with each step equal to one–seventeenth of the difference between the lowest hourly salary and the highest hourly salary for the salary range for assistant attorneys general contained in the compensation plan. The pay progression plan shall be based entirely on merit.

(b) Beginning with the first pay period that occurs on or after July 1, 2013, all assistant attorneys general who have served with the state as assistant attorneys general for a continuous period of 12 months or more, and who are not paid the

maximum hourly rate, shall be paid an hourly salary at the step that is immediately above their hourly salary on June 30, 2013. All other assistant attorneys general, who are not paid the maximum hourly rate, shall be paid an hourly salary at the step that is immediately above their hourly salary on June 30, 2013, when they have served with the state as assistant attorneys general for a continuous period of 12 months.

(c) Beginning with the first pay period that occurs on or after July 1, 2014, and with the first pay period that occurs on or after each succeeding July 1, all assistant attorneys general who have served with the state as assistant attorneys general for a continuous period of 12 months or more, and who are not paid the maximum hourly rate, may, at the discretion of the attorney general, be paid an hourly salary at any step, or part thereof, above their hourly salary on the immediately preceding June 30. All other assistant attorneys general, who are not paid the maximum hourly rate, may, at the discretion of the attorney general, be paid an hourly salary at any step, or part thereof, above their hourly salary on the immediately preceding June 30, when they have served with the state as assistant attorneys general for a continuous period of 12 months. No salary adjustment for an assistant attorney general under this paragraph may exceed 10 percent of his or her base pay during a fiscal year.

SECTION 2016. 230.14 (3m) of the statutes is amended to read:

230.14 **(3m)** In advertising openings in the classified civil service, the state may not require as a condition of application that an applicant be a college graduate unless the opening <u>is a position as a forensic scientist in a state or regional crime laboratory or unless the opening</u> must be filled by an incumbent holding a credential, as defined in s. 440.01 (2) (a), or other license, permit, certificate or registration in

an occupation regulated by law and college graduation is required to obtain the occupational credential, license, permit, certificate or registration.

SECTION 2017. 230.35 (1s) of the statutes is amended to read:

230.35 **(1s)** Annual leave of absence with pay for instructional staff employed by the board of regents of the University of Wisconsin System who provide services for a charter school established by contract under s. 118.40 (2r) (cm), 2011 stats., shall be determined by the governing board of the charter school established by contract under s. 118.40 (2r) (cm), 2011 stats., as approved by the chancellor of the University of Wisconsin–Parkside.

SECTION 2018. 231.01 (4) (a) of the statutes is amended to read:

231.01 **(4)** (a) "Cost" means the sum of all costs incurred by a participating health institution, participating educational institution, participating nonprofit institution, or participating research institution, as approved by the authority, as are reasonable and necessary to accomplish the project, exclusive of any private or federal, state, or local financial assistance received by the participating health institution, participating educational institution, participating nonprofit institution, or participating research institution for the payment of the project cost.

SECTION 2019. 231.01 (4) (b) 1. of the statutes is amended to read:

231.01 **(4)** (b) 1. The cost incurred by or on behalf of the participating health institution, participating educational institution, participating nonprofit institution, or participating research institution of all necessary developmental, planning, and feasibility studies, surveys, plans, and specifications, architectural, engineering, legal, or other special services, the cost of acquisition of land and any buildings and improvements on the land, site preparation, and development

including demolition or removal of existing structures, construction, reconstruction, and equipment, including machinery, fixed equipment, and personal property.

SECTION 2020. 231.01 (4) (b) 2. of the statutes is amended to read:

231.01 **(4)** (b) 2. The reasonable cost of financing incurred by a participating health institution, participating educational institution, participating nonprofit institution, or participating research institution in the course of the development of the project to the occupancy date.

SECTION 2021. 231.01 (4) (c) of the statutes is amended to read:

231.01 **(4)** (c) All rents and other net revenues from the operation of the real property, improvements, or personal property on the project site by a participating health institution, participating educational institution, participating nonprofit institution, or participating research institution on and after the date on which the contract between a participating health institution, participating educational institution, participating nonprofit institution, or participating research institution and the authority was entered into, but prior to the occupancy date, shall reduce the sum of all costs in this subsection.

SECTION 2022. 231.01 (5n) of the statutes is created to read:

231.01 **(5n)** "Nonprofit entity" means an entity that is described in section 501 (c) (3) of the Internal Revenue Code and that is exempt from federal income tax under section 501 (a) of the Internal Revenue Code.

SECTION 2023. 231.01 (5p) of the statutes is created to read:

231.01 **(5p)** "Nonprofit facility" means a facility that is owned or operated by a nonprofit entity.

SECTION 2024. 231.01 (6m) of the statutes is created to read:

231.01 **(6m)** "Participating nonprofit institution" means a nonprofit entity, or an affiliate of a nonprofit entity, that undertakes the financing and construction or acquisition of a project or undertakes the refunding or refinancing of obligations or of a mortgage or of advances as provided in this chapter and is not any of the following:

1. An entity authorized by state law to provide or operate an educational facility or an affiliate of an entity authorized by state law to provide or operate an educational facility.

2. An entity authorized by state law to provide or operate a health facility or an affiliate of an entity authorized by state law to provide or operate a health facility.

3. An entity authorized by state law to provide or operate a research facility or an affiliate of an entity authorized by state law to provide or operate a research facility.

SECTION 2025. 231.01 (7) (a) 1. of the statutes is amended to read:

231.01 **(7)** (a) 1. A specific health facility, educational facility, <u>nonprofit facility,</u> or research facility work or improvement to be refinanced, acquired, constructed, enlarged, remodeled, renovated, improved, furnished, or equipped by the authority with funds provided in whole or in part under this chapter.

SECTION 2026. 231.01 (7) (a) 2. of the statutes is amended to read:

231.01 **(7)** (a) 2. One or more structures suitable for use as a research facility, <u>nonprofit facility,</u> health facility, laboratory, laundry, nurses' or interns' residence or other multi–unit housing facility for staff, employees, patients or relatives of patients admitted for treatment or care in a health facility, physician's facility, administration building, <u>nonprofit facility,</u> research facility, maintenance, storage, or utility facility.

SECTION 2027. 231.01 (7) (a) 4. of the statutes is amended to read:

231.01 **(7)** (a) 4. Any structure useful for the operation of a health facility, educational facility, nonprofit facility, or research facility, including facilities or supporting service structures essential or convenient for the orderly conduct of the health facility, educational facility, nonprofit facility, or research facility.

SECTION 2028. 231.01 (7) (c) of the statutes is amended to read:

231.01 **(7)** (c) "Project" may include more than one project, and it may include any combination of projects undertaken jointly by any participating health institution, participating educational institution, participating nonprofit institution, or participating research institution with one or more other participating health institutions, participating educational institutions, participating nonprofit institutions, or participating research institutions.

SECTION 2029. 231.02 (6) (b) of the statutes is amended to read:

231.02 **(6)** (b) Notwithstanding any other provision of law, it is not a conflict of interest or violation of this section or of any other law for a trustee, director, officer, or employee of a participating health institution, participating educational institution, participating nonprofit institution, or participating research institution or for a person having the required favorable reputation for skill, knowledge, and experience in state and municipal finance or for a person having the required favorable reputation for skill, knowledge, and experience in the field of health facility, educational facility, nonprofit facility, or research facility architecture to serve as a member of the authority; if in each case to which par. (a) is applicable, the trustee, director, officer, or employee of the participating health institution, participating educational institution, participating nonprofit institution, or participating research institution abstains from discussion, deliberation, action, and

vote by the authority in specific respect to any undertaking pursuant to this chapter in which his or her participating health institution, participating educational institution, participating nonprofit institution, or participating research institution has an interest, or the person having the required favorable reputation for skill, knowledge, and experience in state and municipal finance abstains from discussion, deliberation, action, and vote by the authority in specific respect to any sale, purchase, or ownership of bonds of the authority in which any business of which such person is a participant, owner, officer, or employee has a past, current, or future interest, or such person having the required favorable reputation for skill, knowledge, and experience in the field of health facility, educational facility, nonprofit facility, or research facility architecture abstains from discussion, deliberation, action, and vote by the authority in specific respect to construction or acquisition of any project of the authority in which any business of which such person is a participant, owner, officer, or employee has a past, current, or future interest.

SECTION 2030. 231.03 (5) of the statutes is amended to read:

231.03 **(5)** Determine the location and character of any project to be financed under this chapter, and construct, reconstruct, remodel, maintain, enlarge, alter, add to, repair, lease as lessee or lessor and regulate the same, enter into contracts for any such purpose, enter into contracts for the management and operation of a project or other health facilities, educational facilities, nonprofit facilities, or research facilities owned by the authority, and designate a participating health institution, participating educational institution, participating nonprofit institution, or participating research institution as its agent to determine the location and character of a project undertaken by the participating health institution, participating educational institution, participating nonprofit institution, or

participating research institution under this chapter and as the agent of the authority, to construct, reconstruct, remodel, maintain, manage, enlarge, alter, add to, repair, operate, lease as lessee or lessor and regulate the same, and as the agent of the authority, to enter into contracts for any such purpose, including contracts for the management and operation of such project or other health facilities, educational facilities, nonprofit facilities, or research facilities owned by the authority.

SECTION 2031. 231.03 (6) (j) of the statutes is created to read:

231.03 **(6)** (j) Finance any project undertaken for a nonprofit facility by a participating nonprofit institution.

SECTION 2032. 231.03 (6) (k) of the statutes is created to read:

231.03 **(6)** (k) Refinance outstanding debt of any participating nonprofit institution.

SECTION 2033. 231.03 (7) of the statutes is amended to read:

231.03 **(7)** Fix and revise from time to time and charge and collect rates, rents, fees, and charges for the use of and for the services furnished or to be furnished by a project or other health facilities, educational facilities, nonprofit facilities, or research facilities owned by the authority or any portion thereof, contract with any person in respect thereto and coordinate its policies and procedures, and cooperate with recognized health facility, educational facility, nonprofit facility, or research facility rate setting mechanisms.

SECTION 2034. 231.03 (8) of the statutes is amended to read:

231.03 **(8)** Adopt rules for the use of a project or other health facility, educational facility, nonprofit facility, or research facility or any portion of the project or facility owned, financed, or refinanced in whole or in part by the authority, including any property used as security for a loan secured through, from, or with the

assistance of the authority. The authority may designate a participating health institution, participating educational institution, participating nonprofit institution, or participating research institution as its agent to establish rules for the use of a project or other health facilities, educational facilities, nonprofit facilities, or research facilities undertaken for that participating health institution, participating educational institution, participating nonprofit institution, or participating research institution. The rules shall ensure that a project, health facility, educational facility, research facility, nonprofit facility, or property may not be used primarily for sectarian instruction or study or as a place for devotional activities or religious worship.

SECTION 2035. 231.03 (11) of the statutes is amended to read:

231.03 **(11)** Establish or contract with others to carry out on its behalf a health facility, educational facility, nonprofit facility, or research facility project cost estimating service, and make this service available on all projects to provide expert cost estimates and guidance to the participating health institution, participating educational institution, participating nonprofit institution, or participating research institution and to the authority. To implement this service and, through it, to contribute to cost containment, the authority may require such reasonable reports and documents from health facility, educational facility, nonprofit facility, or research facility projects as are required for this service and for the development of cost reports and guidelines. The authority shall appoint a technical committee on health facility, educational facility, nonprofit facility, or research facility project costs and cost containment.

SECTION 2036. 231.03 (13) of the statutes is amended to read:

231.03 **(13)** Make loans to any participating health institution, participating educational institution, participating nonprofit institution, or participating research institution for the cost of a project in accordance with an agreement between the authority and the participating health institution, participating educational institution, participating nonprofit institution, or participating research institution. The authority may secure the loan by a mortgage or other security arrangement on the health facility, educational facility, nonprofit facility, or research facility granted by the participating health institution, participating educational institution, participating nonprofit institution, or participating research institution to the authority. The loan may not exceed the total cost of the project as determined by the participating health institution, participating educational institution, participating nonprofit institution, or participating research institution and approved by the authority.

SECTION 2037. 231.03 (14) of the statutes is amended to read:

231.03 **(14)** Make loans to a health facility, educational facility, nonprofit facility, or research facility for which bonds may be issued under sub. (6) (b), (d), ~~or~~ (i), or (k), to refinance the health facility's, educational facility's, nonprofit facility's, or research facility's outstanding debt. The authority may secure the loan or bond by a mortgage or other security arrangement on the health facility, educational facility, nonprofit facility, or research facility granted by the participating health institution, participating educational institution, participating nonprofit institution, or participating research institution to the authority.

SECTION 2038. 231.03 (15) of the statutes is amended to read:

231.03 **(15)** Mortgage all or any portion of a project and other health facilities, educational facilities, nonprofit facilities, or research facilities and the site thereof,

whether owned or thereafter acquired, for the benefit of the holders of bonds issued to finance the project, health facilities, educational facilities, nonprofit facilities, or research facilities or any portion thereof or issued to refund or refinance outstanding indebtedness of participating health institutions, participating educational institutions, participating nonprofit institutions, or participating research institutions as permitted by this chapter.

SECTION 2039. 231.03 (16) of the statutes is amended to read:

231.03 **(16)** Lease to a participating health institution, participating educational institution, participating nonprofit institution, or participating research institution the project being financed or other health facilities, educational facilities, nonprofit facilities, or research facilities conveyed to the authority in connection with such financing, upon such terms and conditions as the authority deems proper, and charge and collect rents therefor, and terminate any such lease upon the failure of the lessee to comply with any of the obligations thereof; and include in any such lease, if desired, provisions that the lessee thereof shall have options to renew the term of the lease for such periods and at such rent as the authority determines or to purchase all or any part of the health facilities, educational facilities, nonprofit facilities, or research facilities or that, upon payment of all of the indebtedness incurred by the authority for the financing of such project or health facilities, educational facilities, nonprofit facilities, or research facilities or for refunding outstanding indebtedness of a participating health institution, participating educational institution, participating nonprofit institution, or participating research institution, the authority may convey all or any part of the project or such other health facilities, educational facilities, nonprofit facilities, or research facilities to the lessees thereof with or without consideration.

SECTION 2040. 231.03 (17) of the statutes is amended to read:

231.03 **(17)** Charge to and apportion among participating health institutions, participating educational institutions, participating nonprofit institutions, and participating research institutions its administrative costs and expenses incurred in the exercise of the powers and duties conferred by this chapter.

SECTION 2041. 231.03 (18) of the statutes is amended to read:

231.03 **(18)** Make studies of needed health facilities, educational facilities, nonprofit facilities, and research facilities that could not sustain a loan were it made under this chapter and recommend remedial action to the legislature; and do the same with regard to any laws or rules that prevent health facilities, educational facilities, nonprofit facilities, and research facilities from benefiting from this chapter.

SECTION 2042. 231.03 (19) of the statutes is amended to read:

231.03 **(19)** Obtain, or aid in obtaining, from any department or agency of the United States or of this state or any private company, any insurance or guaranty concerning the payment or repayment of, interest or principal, or both, or any part thereof, on any loan, lease, or obligation or any instrument evidencing or securing the same, made or entered into under the provisions of this chapter; and notwithstanding any other provisions of this chapter, to enter into any agreement, contract, or other instrument with respect to that insurance or guaranty, to accept payment in the manner and form provided therein in the event of default by a participating health institution, participating educational institution, participating nonprofit institution, or participating research institution, and to assign the insurance or guaranty as security for the authority's bonds.

SECTION 2043. 231.04 of the statutes is amended to read:

231.04 Expenses. All expenses of the authority incurred in carrying out this chapter shall be payable solely from funds provided under the authority of this chapter, and no liability may be incurred by the authority beyond the extent to which moneys have been provided under this chapter except that, for the purposes of meeting the necessary expenses of initial organization and operation of the authority for the period commencing on June 19, 1974 and continuing until such date as the authority derives moneys from funds provided to it under the authority of this chapter, the authority may borrow such moneys as it requires to supplement the funds provided under s. 20.440. Such moneys borrowed by the authority shall subsequently be charged to and apportioned among participating health institutions, participating educational institutions, participating nonprofit institutions, and participating research institutions in an equitable manner, and repaid with appropriate interest over a reasonable period of time.

SECTION 2044. 231.05 (1) of the statutes is amended to read:

231.05 **(1)** By means of this chapter, it is the intent of the legislature to provide assistance and alternative methods of financing to nonprofit ~~health institutions~~ entities to aid them in providing needed health services consistent with the state's health plan, ~~to nonprofit educational institutions to aid them in providing~~ needed educational services, ~~and to nonprofit research institutions to aid them in providing~~ needed research facilities, and other needed services and facilities in this state.

SECTION 2045. 231.06 of the statutes is amended to read:

231.06 Property acquisition. The authority may acquire, directly or by and through a participating health institution, participating educational institution, participating nonprofit institution, or participating research institution as its agent, by purchase or by gift or devise, such lands, structures, property, rights,

rights–of–way, franchises, easements, and other interests in lands, including lands lying under water and riparian rights, as it deems necessary or convenient for the construction or operation of a project, upon such terms and at such prices as it considers reasonable and can be agreed upon between it and the owner thereof, and take title thereto in the name of the authority or in the name of a health facility, educational facility, nonprofit facility, or research facility as its agent.

SECTION 2046. 231.07 (1) (b) of the statutes is amended to read:

231.07 **(1)** (b) Convey to the participating health institution, participating educational institution, participating nonprofit institution, or participating research institution the authority's interest in the project and in any other health facility, educational facility, nonprofit facility, or research facility leased, mortgaged, or subject to a deed of trust or any other form of security arrangement to secure the bond.

SECTION 2047. 231.07 (2) (a) of the statutes is amended to read:

231.07 **(2)** (a) The principal of and interest on any bond issued by the authority to finance a project or to refinance or refund outstanding indebtedness of one or more participating health institutions, participating educational institutions, participating nonprofit institutions, or participating research institutions, including any refunding bonds issued to refund and refinance the bond, have been fully paid and the bonds retired or if the adequate provision has been made to pay fully and retire the bond; and

SECTION 2048. 231.08 (5) of the statutes is amended to read:

231.08 **(5)** In addition to the other authorizations under this section, bonds of the authority may be secured by a pooling of leases whereby the authority may assign its rights, as lessor, and pledge rents under 2 or more leases of health facilities,

educational facilities, nonprofit facilities, or research facilities with 2 or more participating health institutions, participating educational institutions, participating nonprofit institutions, or participating research institutions, as lessees respectively, upon such terms as may be provided for in bond resolutions of the authority.

SECTION 2049. 231.10 (1) of the statutes is amended to read:

231.10 **(1)** The state is not liable on notes or bonds of the authority and the notes and bonds are not a debt of the state. All notes and bonds of the authority shall contain on the face thereof a statement to this effect. The issuance of bonds under this chapter shall not, directly or indirectly or contingently, obligate the state or any political subdivision thereof to levy any form of taxation therefor or to make any appropriation for their payment. Nothing in this section prevents the authority from pledging its full faith and credit or the full faith and credit of a participating health institution, participating educational institution, participating nonprofit institution, or participating research institution to the payment of bonds authorized under this chapter.

SECTION 2050. 231.12 of the statutes is amended to read:

231.12 Studies and recommendations. It is the intent and purpose of this chapter that the exercise by the authority of the powers granted to it shall be in all respects for the benefit of the people of this state to assist them to provide needed health facilities, educational facilities, nonprofit facilities, and research facilities of the number, size, type, distribution, and operation that will assure admission and health care, education, ~~or~~ research opportunities, or other necessary services of high quality to all who need it. The authority shall identify and study all projects which are determined by health planning agencies to be needed, but which could not

sustain a loan were such to be made to it under this chapter. The authority shall formulate and recommend to the legislature such amendments to this and other laws, and such other specific measures as grants, loan guarantees, interest subsidies, or other actions the state may provide which would render the construction and operation of needed health facilities, educational facilities, nonprofit facilities, and research facilities feasible and in the public interest. The authority also shall identify and study any laws or rules which it finds handicaps or bars a needed health facility, educational facility, nonprofit facility, or research facility from participating in the benefits of this chapter, and recommend to the legislature such actions as will remedy such situation.

SECTION 2051. 231.13 (1) (intro.) of the statutes is amended to read:

231.13 **(1)** (intro.) The authority shall collect rents for the use of, or other revenues relating to the financing of, each project. The authority shall contract with a participating health institution, participating educational institution, participating nonprofit institution, or participating research institution for each issuance of bonds. The contract shall provide that the rents or other revenues payable by the health facility, educational facility, nonprofit facility, or research facility shall be sufficient at all times to:

SECTION 2052. 231.13 (2) of the statutes is amended to read:

231.13 **(2)** The authority shall pledge the revenues derived and to be derived from a project and other related health facilities, educational facilities, nonprofit facilities, or research facilities for the purposes specified in sub. (1), and additional bonds may be issued which may rank on a parity with other bonds relating to the project to the extent and on the terms and conditions provided in the bond resolution. Such pledge shall be valid and binding from the time when the pledge is made, the

revenues so pledged by the authority shall immediately be subject to the lien of such pledge without any physical delivery thereof or further act and the lien of any such pledge shall be valid and binding as against all parties having claims of any kind in tort, contract, or otherwise against the authority, irrespective of whether such parties have notice thereof. Neither the bond resolution nor any financing statement, continuation statement, or other instrument by which a pledge is created or by which the authority's interest in revenues is assigned need be filed or recorded in any public records in order to perfect the lien thereof as against 3rd parties, except that a copy thereof shall be filed in the records of the authority and with the department of financial institutions.

SECTION 2053. 231.16 (1) of the statutes is amended to read:

231.16 **(1)** The authority may issue bonds to refund any outstanding bond of the authority or indebtedness that a participating health institution, participating educational institution, <u>participating nonprofit institution,</u> or participating research institution may have incurred for the construction or acquisition of a project prior to or after April 30, 1980, including the payment of any redemption premium on the outstanding bond or indebtedness and any interest accrued or to accrue to the earliest or any subsequent date of redemption, purchase, or maturity, or to pay all or any part of the cost of constructing and acquiring additions, improvements, extensions, or enlargements of a project or any portion of a project. Except for bonds to refund bonds issued under s. 231.03 (6) (g), no bonds may be issued under this section unless the authority has first entered into a new or amended agreement with a participating health institution, participating educational institution, <u>participating nonprofit institution,</u> or participating research institution to provide sufficient revenues to pay the costs and other items described in s. 231.13.

SECTION 2054. 231.20 of the statutes is amended to read:

231.20 Waiver of construction and bidding requirements. In exercising its powers under s. 101.12, the department of safety and professional services or any city, village, town, or county may, within its discretion for proper cause shown, waive any particular requirements relating to public buildings, structures, grounds, works, and improvements imposed by law upon projects under this chapter; the requirements of s. 101.13 may not be waived, however. If, however, the prospective lessee so requests in writing, the authority shall, through the participating health institution, participating educational institution, participating nonprofit institution, or participating research institution as its agent, call for construction bids in such manner as is determined by the authority with the approval of the lessee.

SECTION 2055. 231.23 of the statutes is amended to read:

231.23 Nonprofit institutions. It is intended that all nonprofit ~~health institutions, educational institutions, and research institutions~~ entities in this state be enabled to benefit from and participate in this chapter. To this end, all nonprofit ~~health institutions, educational institutions, and research institutions~~ entities operating, or authorized to be operated, under any law of this state may undertake projects and utilize the capital financing sources and methods of repayment provided by this chapter, the provisions of any other laws to the contrary notwithstanding.

SECTION 2056. 238.133 (1) (c) of the statutes is amended to read:

238.133 **(1)** (c) "Petroleum product" has the meaning given in s. ~~101.143~~ 292.63 (1) (f).

SECTION 2057. 238.133 (1) (e) of the statutes is amended to read:

238.133 **(1)** (e) "Underground petroleum product storage tank" has the meaning given in s. ~~101.143~~ 292.63 (1) (i).

SECTION 2058. 238.145 of the statutes is repealed.

SECTION 2059. 238.146 of the statutes is repealed.

SECTION 2060. 238.16 (1) (c) of the statutes is renumbered 238.16 (1) (c) 1. and amended to read:

238.16 **(1)** (c) 1. ~~"Full–time~~ Except as provided in subd. 2., "full–time job" means a regular, nonseasonal full–time position in which an individual, as a condition of employment, is required to work at least 2,080 hours per year, including paid leave and holidays, and for which the individual receives pay that is equal to at least 150 percent of the federal minimum wage and benefits that are not required by federal or state law. "Full–time job" does not include initial training before an employment position begins.

SECTION 2061. 238.16 (1) (c) 2. of the statutes is created to read:

238.16 **(1)** (c) 2. The corporation may grant exceptions to the requirement under subd. 1. that a full–time job means a position in which an individual, as a condition of employment, is required to work at least 2,080 hours per year if all of the following apply:

a. The annual pay for the position is more than the amount determined by multiplying 2,080 by 150 percent of the federal minimum wage.

b. An individual in the position is offered retirement, health, and other benefits that are equivalent to the retirement, health, and other benefits offered to an individual who is required to work at least 2,080 hours per year.

SECTION 2062. 238.16 (3) (intro.) of the statutes is amended to read:

238.16 **(3)** ELIGIBILITY FOR TAX BENEFITS. (intro.) A person certified under sub. (2) may receive tax benefits under this section if, in each year for which the person claims tax benefits under this section, the person increases net employment in the

person's business above the net employment in the person's business during the year before the person was certified under sub. (2), as determined by the corporation under its policies and procedures, and one of the following applies:

SECTION 2063. 238.16 (3) (a) of the statutes is amended to read:

238.16 **(3)** (a) In a tier I county or municipality, an eligible employee for whom the person claims a tax credit will earn at least ~~$20,000~~ the amount determined by multiplying 2,080 by 150 percent of the federal minimum wage in wages from the person in the year for which the credit is claimed.

SECTION 2064. 238.16 (3) (am) of the statutes is repealed.

SECTION 2065. 238.16 (4) (b) 1. (intro.) of the statutes is amended to read:

238.16 **(4)** (b) 1. (intro.) The corporation may award to a person certified under sub. (2) tax benefits for each eligible employee in an amount equal to up to 10 percent of the wages paid by the person to that employee or $10,000, whichever is less, if that employee earned wages in the year for which the tax benefit is claimed equal to one of the following:

SECTION 2066. 238.16 (4) (b) 1. a. of the statutes is amended to read:

238.16 **(4)** (b) 1. a. In a tier I county or municipality, at least ~~$20,000~~ the amount determined by multiplying 2,080 by 150 percent of the federal minimum wage.

SECTION 2067. 238.16 (5) (f) (intro.) of the statutes is amended to read:

238.16 **(5)** (f) (intro.) The corporation shall adopt ~~rules~~ policies and procedures for the implementation and operation of this section, including ~~rules~~ policies and procedures relating to the following:

SECTION 2068. 238.16 (5) (f) 5. of the statutes is created to read:

238.16 **(5)** (f) 5. Determining a change in net employment in a person's business.

SECTION 2069. 238.20 of the statutes is repealed.

SECTION 2070. 238.30 (intro.) of the statutes is amended to read:

238.30 Definitions. (intro.) In this section and ss. ~~238.31~~ 238.301 to 238.395:

SECTION 2071. 238.30 (2m) (b) of the statutes is renumbered 238.30 (2m) (b) (intro.) and amended to read:

238.30 **(2m)** (b) (intro.) The corporation ~~may adopt a rule specifying circumstances under which the corporation~~ may grant exceptions to the requirement under par. (a) that a full–time job means a ~~job~~ position in which an individual, as a condition of employment, is required to work at least 2,080 hours per year~~, but under no circumstances may a full–time job mean a job in which an individual, as a condition of employment, is required to work less than 37.5 hours per week.~~ if all of the following apply:

SECTION 2072. 238.30 (2m) (b) 1. of the statutes is created to read:

238.30 **(2m)** (b) 1. The annual pay for the position is more than the amount determined by multiplying 2,080 by 150 percent of the federal minimum wage.

SECTION 2073. 238.30 (2m) (b) 2. of the statutes is created to read:

238.30 **(2m)** (b) 2. An individual in the position is offered retirement, health, and other benefits that are equivalent to the retirement, health, and other benefits offered to an individual who is required to work at least 2,080 hours per year.

SECTION 2074. 238.30 (4m) of the statutes is amended to read:

238.30 **(4m)** "Member of a targeted group" means a person who resides in an area designated by the federal government as an economic revitalization area, a person who is employed in an unsubsidized job but meets the eligibility requirements under s. 49.145 (2) and (3) for a Wisconsin Works employment position, a person who is employed in a trial job, as defined in s. 49.141 (1) (n), 2011 stats., or in a ~~real work,~~

~~real pay project position under s. 49.147 (3m)~~ trial employment match program job, as defined in s. 49.141 (1) (n), a person who is eligible for child care assistance under s. 49.155, a person who is a vocational rehabilitation referral, an economically disadvantaged youth, an economically disadvantaged veteran, a supplemental security income recipient, a general assistance recipient, an economically disadvantaged ex–convict, a dislocated worker, as defined in 29 USC 2801 (9), or a food stamp recipient, if the person has been certified in the manner under 26 USC 51 (d) (13) (A) by a designated local agency, as defined in 26 USC 51 (d) (12).

SECTION 2075. 238.303 (1) (a) of the statutes is amended to read:

238.303 **(1)** (a) Except as provided in ~~pars. (am) and~~ par. (b), and subject to a reallocation by the corporation pursuant to rules adopted under s. 238.15 (3) (d), the total tax benefits available to be allocated by the corporation under ss. 238.301 to 238.306 may not exceed the sum of the tax benefits remaining to be allocated under s. 560.71 to 560.785, 2009 stats., s. 560.797, 2009 stats., s. 560.798, 2009 stats., s. 560.7995, 2009 stats., and s. 560.96, 2009 stats., on March 6, 2009, plus ~~$25,000,000~~ $100,000,000.

SECTION 2076. 238.303 (1) (am) of the statutes is repealed.

SECTION 2077. 238.399 (1) (am) 2. of the statutes is renumbered 238.399 (1) (am) 2. (intro.) and amended to read:

238.399 **(1)** (am) 2. (intro.) The corporation ~~may by rule specify circumstances under which the corporation~~ may grant exceptions to the requirement under subd. 1. that a full–time employee means an individual who, as a condition of employment, is required to work at least 2,080 hours per year~~, but under no circumstances may a full–time employee mean an individual who, as a condition of employment, is required to work less than 37.5 hours per week.~~ if all of the following apply:

SECTION 2078. 238.399 (1) (am) 2. a. of the statutes is created to read:

238.399 **(1)** (am) 2. a. The individual is employed in a job for which the annual pay is more than the amount determined by multiplying 2,080 by 150 percent of the federal minimum wage.

SECTION 2079. 238.399 (1) (am) 2. b. of the statutes is created to read:

238.399 **(1)** (am) 2. b. The individual is offered retirement, health, and other benefits that are equivalent to the retirement, health, and other benefits offered to an individual who is required to work at least 2,080 hours per year.

SECTION 2080. 238.399 (5) (c) 2. (intro.) of the statutes is amended to read:

238.399 **(5)** (c) 2. (intro.) The business makes a significant capital investment in property located in the enterprise zone and all of the following apply:

SECTION 2081. 238.399 (5) (c) 2. a. of the statutes is repealed.

SECTION 2082. 238.399 (5) (d) 1. of the statutes is amended to read:

238.399 **(5)** (d) 1. The business is ~~an original equipment~~ a manufacturer with a significant supply chain in the state, as determined by the corporation ~~by rule~~.

SECTION 2083. 238.399 (6) (d) of the statutes is amended to read:

238.399 **(6)** (d) The corporation may require a business to repay any tax benefits the business claims for a year in which the business failed to maintain employment ~~or capital investment~~ levels or a significant capital investment in property required by an agreement under sub. (5) (c).

SECTION 2084. 238.399 (6) (g) (intro.) of the statutes is amended to read:

238.399 **(6)** (g) (intro.) The corporation shall adopt ~~rules~~ policies and procedures specifying all of the following:

SECTION 2085. 238.399 (6) (g) 2. of the statutes is repealed.

SECTION 2086. 238.399 (6) (g) 2m. of the statutes is created to read:

238.399 **(6)** (g) 2m. The definition of "significant capital investment" for purposes of sub. (5).

SECTION 2087. 256.125 of the statutes is repealed.

SECTION 2088. 281.33 (3) (a) 1. of the statutes is renumbered 281.33 (3) (a) 1. (intro.) and amended to read:

281.33 **(3)** (a) 1. (intro.) Except as restricted under subd. 2., the department shall establish by rule minimum standards for ~~activities~~ all of the following:

a. Activities related to construction site erosion control at sites ~~where the construction activities do not include the construction of a building and to storm water management~~ that have a land disturbance that is one acre or more in area.

SECTION 2089. 281.33 (3) (a) 1. b. of the statutes is created to read:

281.33 **(3)** (a) 1. b. Activities related to construction site erosion control at sites that have a land disturbance that is less than one acre and to which ss. 101.1206 and 101.653 do not apply.

SECTION 2090. 281.33 (3) (a) 1. c. of the statutes is created to read:

281.33 **(3)** (a) 1. c. Storm water management.

SECTION 2091. 281.33 (3) (b) (intro.) of the statutes is amended to read:

281.33 **(3)** (b) (intro.) The minimum standards for construction site erosion control at sites ~~where the construction activities do not include the construction of a building~~ described in par. (a) 1. a. and b. shall provide for the regulation of any construction activity, at such a site, that:

SECTION 2092. 281.33 (4) of the statutes is amended to read:

281.33 **(4)** MODEL ORDINANCES; STATE PLAN; DISTRIBUTION. The department shall prepare a model zoning ordinance for construction site erosion control at sites ~~where the construction activities do not include the construction of a building~~ described in

sub. (3) (a) 1. a. and b. and for storm water management in the form of an administrative rule. The model ordinance is subject to s. 227.19 and other provisions of ch. 227 in the same manner as other administrative rules. Following the promulgation of the model ordinance as a rule, the department shall distribute a copy of the model ordinance to any city, village, town or county that submits a request. The department shall distribute a copy of the state plan to any agency which submits a request.

SECTION 2093. 281.59 (3e) (b) 1. of the statutes is amended to read:

281.59 **(3e)** (b) 1. Equal to ~~$69,200,000~~ $76,700,000 during the ~~2011–13~~ 2013–15 biennium.

SECTION 2094. 281.59 (3e) (b) 3. of the statutes is amended to read:

281.59 **(3e)** (b) 3. Equal to $1,000 for any biennium after the ~~2011–13~~ 2013–15 biennium.

SECTION 2095. 281.59 (3s) (b) 1. of the statutes is amended to read:

281.59 **(3s)** (b) 1. Equal to ~~$30,700,000~~ $29,600,000 during the ~~2011–13~~ 2013–15 biennium.

SECTION 2096. 281.59 (3s) (b) 2. of the statutes is amended to read:

281.59 **(3s)** (b) 2. Equal to $1,000 for any biennium after the ~~2011–13~~ 2013–15 biennium.

SECTION 2097. 283.33 (1) (a) of the statutes is amended to read:

283.33 **(1)** (a) A discharge from a discernible, confined, and discrete conveyance of storm water associated with an industrial activity~~, including construction,~~ that meets criteria in rules promulgated by the department.

SECTION 2098. 283.33 (1) (am) of the statutes is created to read:

283.33 **(1)** (am) A discharge from a discernible, confined, and discrete conveyance of storm water associated with a construction site, including a construction site for a building, that meets criteria in rules promulgated by the department.

SECTION 2099. 283.33 (3) (d) of the statutes is created to read:

283.33 **(3)** (d) If the department determines that rules promulgated under s. 281.16 (2) prescribe performance standards that meet the requirements for establishing minimum standards under this subsection, the department's rules under s. 281.16 (2) satisfy the rule–making requirements under this subsection and shall apply as if they were promulgated under this subsection.

SECTION 2100. 283.33 (4) (a) (intro.) of the statutes is amended to read:

283.33 **(4)** (a) (intro.) In addition to obtaining a permit under this section, the owner or operator of an ~~industrial~~ activity described in sub. (1) (a) <u>or (am)</u> that discharges storm water through a municipal separate storm sewer system described in sub. (1) (b) to (cr) shall submit the following information to the owner or operator of the municipal separate storm sewer system:

SECTION 2101. 283.33 (5) of the statutes is amended to read:

283.33 **(5)** OTHER DISCHARGERS. A person who is required to obtain a permit under sub. (1) (a)<u>, (am),</u> or (d) may apply for an individual permit or request coverage under a general permit issued by the department under s. 283.35.

SECTION 2102. 283.33 (7) of the statutes is amended to read:

283.33 **(7)** PETITIONS. The owner or operator of a municipal separate storm sewer system may petition the department to require a permit under this section for any discharge through the municipal separate storm sewer system. The department

may approve the petition only if a permit for the discharge is required under sub. (1) (a), (am), or (d).

SECTION 2103. 283.35 (1m) (c) of the statutes is amended to read:

283.35 **(1m)** (c) Paragraph (b) does not apply after June 30, ~~2013~~ 2015.

SECTION 2104. 283.35 (1m) (d) of the statutes is repealed.

SECTION 2105. 285.69 (2) (a) 1. of the statutes is repealed.

SECTION 2106. 285.69 (2) (a) 2. of the statutes is repealed.

SECTION 2107. 285.69 (2) (a) 3. of the statutes is repealed.

SECTION 2108. 285.69 (2) (a) 4. of the statutes is repealed.

SECTION 2109. 285.69 (2) (a) 5. of the statutes is amended to read:

285.69 **(2)** (a) 5. That fees are not based on emissions by an air contaminant source in excess of 5,000 tons per year of each regulated pollutant~~, except that, subject to par. (b), this limitation does not apply to a major utility, as defined in s. 285.41 (1) (f), that owns or operates a phase I affected unit as listed in Table A of 42 USC 7651c~~.

SECTION 2110. 285.69 (2) (a) 6. of the statutes is repealed.

SECTION 2111. 285.69 (2) (a) 7. of the statutes is repealed.

SECTION 2112. 285.69 (2) (a) 9. of the statutes is repealed.

SECTION 2113. 285.69 (2) (a) 10. of the statutes is repealed.

SECTION 2114. 285.69 (2) (a) 11. of the statutes is repealed.

SECTION 2115. 285.69 (2) (a) 12. of the statutes is created to read:

285.69 **(2)** (a) 12. That the fee billed in 2013 equals $37.51 per ton of emissions specified under subd. 8.

SECTION 2116. 285.69 (2) (a) 13. of the statutes is created to read:

285.69 **(2)** (a) 13. That the fee billed in 2014 equals $46.71 per ton of emissions specified under subd. 8.

SECTION 2117. 285.69 (2) (a) 14. of the statutes is created to read:

285.69 **(2)** (a) 14. That the fee billed in 2015 equals $59.81 per ton of emissions specified under subd. 8.

SECTION 2118. 285.69 (2) (a) 15. of the statutes is created to read:

285.69 **(2)** (a) 15. That the amount of the fee per ton of emissions specified under subd. 8. billed in a year after 2015 is 104 percent of the amount of the fee per ton billed in the previous year.

SECTION 2119. 285.69 (2) (b) of the statutes is repealed.

SECTION 2120. 285.69 (2) (e) of the statutes is amended to read:

285.69 **(2)** (e) Beginning in 2001 <u>and ending in 2012</u>, the owner or operator of a stationary source for which an operation permit is required shall pay to the department an annual fee of 86 cents per ton of actual emissions in the preceding year of all air contaminants on which the fee under par. (a) is based.

SECTION 2121. 285.69 (2m) (a) of the statutes is amended to read:

285.69 **(2m)** (a) The owner or operator of a stationary source for which an operation permit is required under s. 285.60 but not under the federal clean air act shall pay to the department a fee of ~~$300~~ <u>$725</u> per year, except as provided in par. (b).

SECTION 2122. 292.11 (2) (e) of the statutes is repealed.

SECTION 2123. 292.11 (7) (a) of the statutes is amended to read:

292.11 **(7)** (a) Subject to ~~ss.~~ <u>s.</u> 94.73 (2m) ~~and 101.144 (3)~~, in any case where action required under sub. (3) is not being adequately taken or the identity of the person responsible for the discharge is unknown, the department or its authorized

representative may identify, locate, monitor, contain, remove or dispose of the hazardous substance or take any other emergency action which it deems appropriate under the circumstances.

SECTION 2124. 292.11 (7) (c) of the statutes is amended to read:

292.11 **(7)** (c) Subject to ~~ss.~~ s. 94.73 (2m) ~~and 101.144 (3)~~, the department, for the protection of public health, safety or welfare, may issue an emergency order or a special order to the person possessing, controlling or responsible for the discharge of hazardous substances to fulfill the duty imposed by sub. (3).

SECTION 2125. 292.12 (1) (a) of the statutes is amended to read:

292.12 **(1)** (a) "Agency with administrative authority" means the department of agriculture, trade and consumer protection with respect to a site over which it has jurisdiction under s. 94.73 (2)~~, the department of safety and professional services with respect to a site over which it has jurisdiction under s. 101.144 (2) (a),~~ or the department of natural resources with respect to a site over which it has jurisdiction under s. 292.11 (7).

SECTION 2126. 292.31 (7) (d) of the statutes is created to read:

292.31 **(7)** (d) The department may enter into an agreement with a responsible party under the federal Comprehensive Environmental Response, Compensation, and Liability Act, 42 USC 9601 to 9675, to provide management and technical support for a remedial action under the act. A responsible party shall reimburse the department for the costs the department incurs under an agreement, using the hourly billing rate calculated under s. NR 750.07 (2), Wis. Adm. Code.

SECTION 2127. 292.99 (1) of the statutes is amended to read:

292.99 **(1)** Except as provided under sub. (1m) and s. 292.63 (10), any person who violates this chapter or any rule promulgated or any plan approval, license or

special order issued under this chapter shall forfeit not less than $10 nor more than $5,000 for each violation. Each day of continued violation is a separate offense. While an order is suspended, stayed or enjoined, this penalty does not accrue.

SECTION 2128. 299.07 (1) (a) 6m. of the statutes is created to read:

299.07 **(1)** (a) 6m. A certification or registration under s. 292.63 (2) (g).

SECTION 2129. 299.08 (1) (a) 6m. of the statutes is created to read:

299.08 **(1)** (a) 6m. A certification or registration under s. 292.63 (2) (g).

SECTION 2130. 299.09 (1) of the statutes is amended to read:

299.09 **(1)** In this section, "approval" means a well driller license under s. 280.15 (2m), certification for an incinerator operator under s. 285.51 (2), ~~or~~ certification for an operator of a solid waste disposal facility under s. 289.42 (1)<u>, or certification of a consultant under s. 292.63 (2) (g)</u>.

SECTION 2131. 301.08 (1) (c) 4. of the statutes is amended to read:

301.08 **(1)** (c) 4. If the department collects any moneys from a vendor under a contract under subd. 2., the department shall credit those moneys to the appropriation account under s. 20.410 (1) ~~(ge)~~ <u>(gf)</u>.

SECTION 2132. 301.235 (2) (a) 1. of the statutes is amended to read:

301.235 **(2)** (a) 1. Without limitation by reason of any other statute except ~~s.~~ <u>ss. 13.48 (14) (am) and</u> 16.848 <u>(1)</u>, the power to sell and to convey title in fee simple to a nonprofit corporation any land and any existing buildings thereon owned by, or owned by the state and held for, the department or any of the institutions under the jurisdiction of the department for such consideration and upon such terms and conditions as in the judgment of the secretary are in the public interest.

SECTION 2133. 301.24 (4) of the statutes is amended to read:

301.24 **(4)** SALES. Except where a sale occurs under s. 13.48 (14) (am) or 16.848 (1), the department, with the approval of the building commission, may sell and convey such lands under the jurisdiction of the department as the secretary deems to be in excess of the present or future requirements of the department for either the operation of its facilities or programs, for the maintenance of buffer zones adjacent to its facilities or for other public purposes. The proceeds of the sales shall be credited to the state building trust fund.

SECTION 2134. 301.24 (4m) of the statutes is amended to read:

301.24 **(4m)** CORRECTIONAL INSTITUTION PROPERTY DISPOSITION. In addition to any other requirements under this section, except where a sale occurs under s. 13.48 (14) (am) or 16.848 (1), the department may sell or otherwise transfer or dispose of the property acquired for the correctional institution under s. 46.05 (1o), 1985 stats., only if the sale, transfer or disposition is approved by the joint committee on finance. The department shall submit a plan for any such proposed ~~sale,~~ transfer or disposition to the committee.

SECTION 2135. 301.26 (4) (d) 2. of the statutes is amended to read:

301.26 **(4)** (d) 2. Beginning on July 1, ~~2011~~ 2013, and ending on June 30, ~~2012~~ 2014, the per person daily cost assessment to counties shall be ~~$284~~ $297 for care in a Type 1 juvenile correctional facility, as defined in s. 938.02 (19), ~~$284~~ $297 for care for juveniles transferred from a juvenile correctional institution under s. 51.35 (3), ~~$99~~ $125 for departmental corrective sanctions services, and ~~$40~~ $41 for departmental aftercare services.

SECTION 2136. 301.26 (4) (d) 3. of the statutes is amended to read:

301.26 **(4)** (d) 3. Beginning on July 1, ~~2012~~ 2014, and ending on June 30, ~~2013~~ 2015, the per person daily cost assessment to counties shall be ~~$289~~ $304 for care in

a Type 1 juvenile correctional facility, as defined in s. 938.02 (19), ~~$289~~ $304 for care for juveniles transferred from a juvenile correctional institution under s. 51.35 (3), ~~$100~~ $128 for departmental corrective sanctions services, and ~~$40~~ $41 for departmental aftercare services.

SECTION 2137. 301.26 (4) (e) of the statutes is amended to read:

301.26 **(4)** (e) For ~~foster care, group home care, and institutional child care to~~ alternate care services for delinquent juveniles under ss. 49.19 (10) (d), 938.48 (4) and (14), and 938.52 all payments and deductions made under this subsection and uniform fee collections under s. 301.03 (18) shall be credited to the appropriation account under s. 20.410 (3) (ho).

SECTION 2138. 301.26 (4) (ed) of the statutes is amended to read:

301.26 **(4)** (ed) For ~~foster care, group home care, and institutional child care to~~ alternate care services for serious juvenile offenders under ss. 49.19 (10) (d), 938.48 (4) and (14), and 938.52 all uniform fee collections under s. 301.03 (18) shall be credited to the appropriation account under s. 20.410 (3) (ho).

SECTION 2139. 301.26 (7) (intro.) of the statutes is amended to read:

301.26 **(7)** ALLOCATIONS OF FUNDS. (intro.) Within the limits of the availability of the appropriations under s. 20.410 (3) (cd) and (ko), the department shall allocate funds for community youth and family aids for the period beginning on July 1, ~~2011~~ 2013, and ending on June 30, ~~2013~~ 2015, as provided in this subsection to county departments under ss. 46.215, 46.22, and 46.23 as follows:

SECTION 2140. 301.26 (7) (a) of the statutes is amended to read:

301.26 **(7)** (a) For community youth and family aids under this section, amounts not to exceed $45,478,000 for the last 6 months of ~~2011~~ 2013, $90,956,100 for ~~2012~~ 2014, and $45,478,100 for the first 6 months of ~~2013~~ 2015.

SECTION 2141. 301.26 (7) (b) (intro.) of the statutes is amended to read:

301.26 **(7)** (b) (intro.) Of the amounts specified in par. (a), the department shall allocate $2,000,000 for the last 6 months of ~~2011~~ 2013, $4,000,000 for ~~2012~~ 2014, and $2,000,000 for the first 6 months of ~~2013~~ 2015 to counties based on each of the following factors weighted equally:

SECTION 2142. 301.26 (7) (b) 2. of the statutes is amended to read:

301.26 **(7)** (b) 2. Each county's proportion of the total Part I juvenile arrests reported statewide under the uniform crime reporting system of the ~~office of justice assistance~~ department of justice during the most recent 3–year period for which that information is available.

SECTION 2143. 301.26 (7) (bm) of the statutes is amended to read:

301.26 **(7)** (bm) Of the amounts specified in par. (a), the department shall allocate $6,250,000 for the last 6 months of ~~2011~~ 2013, $12,500,000 for ~~2012~~ 2014, and $6,250,000 for the first 6 months of ~~2013~~ 2015 to counties based on each county's proportion of the number of juveniles statewide who are placed in a juvenile correctional facility during the most recent 3–year period for which that information is available.

SECTION 2144. 301.26 (7) (c) of the statutes is amended to read:

301.26 **(7)** (c) Of the amounts specified in par. (a), the department shall allocate $1,053,200 for the last 6 months of ~~2011~~ 2013, $2,106,500 for ~~2012~~ 2014, and $1,053,300 for the first 6 months of ~~2013~~ 2015 to counties based on each of the factors specified in par. (b) 1. to 3. weighted equally, except that no county may receive an allocation under this paragraph that is less than 93% nor more than 115% of the amount that the county would have received under this paragraph if the allocation had been distributed only on the basis of the factor specified in par. (b) 3.

SECTION 2145. 301.26 (7) (e) of the statutes is amended to read:

301.26 **(7)** (e) For emergencies related to community youth and family aids under this section, amounts not to exceed $125,000 for the last 6 months of ~~2011~~ 2013, $250,000 for ~~2012~~ 2014, and $125,000 for the first 6 months of ~~2013~~ 2015. A county is eligible for payments under this paragraph only if it has a population of not more than 45,000.

SECTION 2146. 301.26 (7) (h) of the statutes is amended to read:

301.26 **(7)** (h) For counties that are participating in the corrective sanctions program under s. 938.533 (2), $1,062,400 in the last 6 months of ~~2011~~ 2013, $2,124,800 in ~~2012~~ 2014, and $1,062,400 in the first 6 months of ~~2013~~ 2015 for the provision of corrective sanctions services for juveniles from that county. In distributing funds to counties under this paragraph, the department shall determine a county's distribution by dividing the amount allocated under this paragraph by the number of slots authorized for the program under s. 938.533 (2) and multiplying the quotient by the number of slots allocated to that county by agreement between the department and the county. The department may transfer funds among counties as necessary to distribute funds based on the number of slots allocated to each county.

SECTION 2147. 301.26 (8) of the statutes is amended to read:

301.26 **(8)** ALCOHOL AND OTHER DRUG ABUSE TREATMENT. From the amount of the allocations specified in sub. (7) (a), the department shall allocate $666,700 in the last 6 months of ~~2011~~ 2013, $1,333,400 in ~~2012~~ 2014, and $666,700 in the first 6 months of ~~2013~~ 2015 for alcohol and other drug abuse treatment programs.

SECTION 2148. 301.263 (3) of the statutes is amended to read:

301.263 **(3)** The department shall distribute 33% of the amounts distributed under sub. (1) based on each county's proportion of the violent Part I juvenile arrests

reported statewide under the uniform crime reporting system of the ~~office of justice assistance in the department of administration~~ department of justice, during the most recent 2–year period for which that information is available. The department shall distribute 33% of the amounts distributed under sub. (1) based on each county's proportion of the number of juveniles statewide who are placed in a juvenile correctional facility or a secured residential care center for children and youth during the most recent 2–year period for which that information is available. The department shall distribute 34% of the amounts distributed under sub. (1) based on each county's proportion of the total Part I juvenile arrests reported statewide under the uniform crime reporting system of the ~~office of justice assistance~~ department of justice, during the most recent 2–year period for which that information is available.

SECTION 2149. 301.27 (1) of the statutes is amended to read:

301.27 **(1)** CHARGES. In compliance with the compensation plan established under s. 230.12 (3), the department may make and determine charges for meals, living quarters, laundry, and other services furnished to employees of the state correctional institutions and members of the employee's family maintained as such. All moneys received from each person on account of these services shall be used for operation of the institutions under s. 20.410 (1) (a) and (3) (a)~~,~~ and (hm) ~~and (j)~~. If a chaplain employed in any institution administered by the department is not furnished a residence by the state, $1,800 or 20% of the chaplain's salary, whichever is greater, is designated as his or her housing allowance.

SECTION 2150. 301.32 (1) of the statutes is amended to read:

301.32 **(1)** PROPERTY DELIVERED TO WARDEN OR SUPERINTENDENT; CREDIT AND DEBIT. All money and other property delivered to an employee of any state correctional institution for the benefit of a prisoner or resident shall be delivered to the warden

or superintendent, who shall enter the property upon his or her accounts to the credit of the prisoner or resident. The property may be used only under the direction and with the approval of the superintendent or warden and for the crime victim and witness assistance surcharge under s. 973.045 (4), the delinquency victim and witness assistance surcharge under s. 938.34 (8d) (c), the deoxyribonucleic acid analysis surcharge under s. 973.046 (1r), the child pornography surcharge under s. 973.042, the drug offender diversion surcharge under s. 973.043, or the benefit of the prisoner or resident. If the money remains uncalled for for one year after the prisoner's or resident's death or departure from the state correctional institution, the superintendent shall deposit it in the general fund. If any prisoner or resident leaves property, other than money, uncalled for at a state correctional institution for one year, the superintendent shall sell the property and deposit the proceeds in the general fund, donate the property to a public agency or private, nonprofit organization or destroy the property. If any person satisfies the department, within 5 years after the deposit, of his or her right to the deposit, the department shall direct the department of administration to draw its warrant in favor of the claimant and it shall charge the same to the appropriation made by s. 20.913 (3) (bm).

SECTION 2151. 301.32 (3) (a) of the statutes is renumbered 301.32 (3).

SECTION 2152. 301.32 (3) (b) of the statutes is repealed.

SECTION 2153. 301.32 (3) (c) of the statutes is repealed.

SECTION 2154. 302.04 of the statutes is amended to read:

302.04 Duties of warden and superintendents. Except as provided in ~~s.~~ ss. 13.48 (14) (am) and 16.848 (1), the warden or the superintendent of each state prison shall have charge and custody of the prison and all lands, belongings, furniture, implements, stock and provisions and every other species of property

within the same or pertaining thereto. The warden or superintendent shall enforce the rules of the department for the administration of the prison and for the government of its officers and the discipline of its inmates.

SECTION 2155. 302.12 (2) of the statutes is amended to read:

302.12 **(2)** Money accruing under this section remains under the control of the department, to be used for the crime victim and witness assistance surcharge under s. 973.045 (4), the deoxyribonucleic acid analysis surcharge under s. 973.046 (1r), the drug offender diversion surcharge under s. 973.043, and the benefit of the inmate or the inmate's family or dependents, under rules promulgated by the department as to time, manner and amount of disbursements. The rules shall provide that the money be used for the reasonable support of the inmate's family or dependents before it is allocated for the drug offender diversion surcharge.

SECTION 2156. 302.13 of the statutes is amended to read:

302.13 Preservation of property an inmate brings to prison. The department shall preserve money and effects, except clothes, in the possession of an inmate when admitted to the prison and, subject to the crime victim and witness assistance surcharge under s. 973.045 (4), the deoxyribonucleic acid analysis surcharge under s. 973.046 (1r), the child pornography surcharge under s. 973.042, and the drug offender diversion surcharge under s. 973.043, shall restore the money and effects to the inmate when discharged.

SECTION 2157. 302.43 of the statutes is amended to read:

302.43 Good time. Every inmate of a county jail is eligible to earn good time in the amount of one–fourth of his or her term for good behavior if sentenced to at least 4 days, but fractions of a day shall be ignored. An inmate shall be given credit for time served prior to sentencing under s. 973.155, including good time under s.

973.155 (4). An inmate who violates any law or any regulation of the jail, or neglects or refuses to perform any duty lawfully required of him or her, may be deprived by the sheriff of good time under this section, except that the sheriff shall not deprive the inmate of more than 2 days good time for any one offense without the approval of the court. An inmate who files an action or special proceeding, including a petition for a common law writ of certiorari, to which s. 807.15 applies shall be deprived of the number of days of good time specified in the court order prepared under s. 807.15 (3). This section does not apply to a person who is confined in the county jail in connection with his or her participation in a substance abuse treatment program that meets the requirements of s. ~~16.964 (12) (c)~~ 165.95 (3), as determined by the ~~office of justice assistance~~ department of justice under s. ~~16.964 (12) (j)~~ 165.95 (9) and (10).

SECTION 2158. 304.075 of the statutes is repealed.

SECTION 2159. 321.40 (5) (c) of the statutes is amended to read:

321.40 **(5)** (c) No guard member may receive a tuition grant under sub. (3) for any semester in which he or she received a payment under s. 45.20 (2) or 45.205 (2).

SECTION 2160. 321.42 (1) (b) of the statutes is amended to read:

321.42 **(1)** (b) The costs and expenses of the defense under par. (a) shall be audited by the department of administration and charged to the appropriation under s. ~~20.455 (1) (b)~~ 20.505 (1) (d). If the jury or court finds that the member against whom the action is brought acted within the scope of his or her employment as a member, the judgment as to damages entered against the member shall be paid by the state.

SECTION 2161. 321.60 (1) (a) 12. of the statutes is amended to read:

321.60 **(1)** (a) 12. A license or certificate of registration issued by the department of financial institutions, or a division of it, under ss. 138.09, 138.12, 138.14, 202.13, 202.14, 217.06, 218.0101 to 218.0163, 218.02, 218.04, 218.05, 224.72, 224.725, or 224.93 or subch. IV of ch. 551.

SECTION 2162. 323.40 (3) (a) of the statutes is renumbered 323.40 (3) (a) 1. and amended to read:

323.40 **(3)** (a) 1. Except as provided in par. (b), an individual who registers in writing with a local unit of government's emergency management program to provide his or her own labor without compensation, other than reimbursement for travel, lodging, or meals, during a disaster, an imminent threat of a disaster, or a related training exercise is considered an employee of the ~~local unit of government~~ state for worker's compensation under ch. 102 for purposes of any claim relating to the labor provided.

SECTION 2163. 323.40 (3) (a) 2. of the statutes is created to read:

323.40 **(3)** (a) 2. If an individual who is considered an employee of the state under subd. 1. files a claim for worker's compensation relating to the individual's labor provided during a disaster, an imminent threat of a disaster, or a related training exercise, the local unit of government with which the individual is registered to provide that labor shall refer that claim to the department of military affairs, and, if the claim is payable under ch. 102, the department shall pay that claim from the appropriation under s. 20.465 (3) (am).

SECTION 2164. 343.50 (8) (c) 3. of the statutes is renumbered 343.50 (8) (c) 5.

SECTION 2165. 343.50 (8) (c) 4. of the statutes is created to read:

343.50 **(8)** (c) 4. Notwithstanding par. (b) and s. 343.14 (2j), the department may, upon request, provide to the department of revenue any applicant information,

including social security numbers, maintained by the department of transportation and identified in s. 343.14 (2), including providing electronic access to the information. Any information obtained by the department of revenue under this subdivision is subject to the confidentiality provisions of s. 71.78.

SECTION 2166. 348.21 (3) (b) 1. b. of the statutes is amended to read:

348.21 **(3)** (b) 1. b. ~~Two~~ Three cents for each pound of total excess load if the excess is over 2,000 pounds and not over 3,000 pounds.

SECTION 2167. 348.21 (3) (b) 1. c. of the statutes is amended to read:

348.21 **(3)** (b) 1. c. ~~Three~~ Five cents for each pound of total excess load if the excess is over 3,000 pounds and not over 4,000 pounds.

SECTION 2168. 348.21 (3) (b) 1. d. of the statutes is amended to read:

348.21 **(3)** (b) 1. d. ~~Five~~ Eight cents for each pound of total excess load if the excess is over 4,000 pounds and not over 5,000 pounds.

SECTION 2169. 348.21 (3) (b) 1. e. of the statutes is amended to read:

348.21 **(3)** (b) 1. e. ~~Seven~~ Fifteen cents for each pound of total excess load if the excess is over 5,000 pounds.

SECTION 2170. 348.21 (3) (b) 2. b. of the statutes is amended to read:

348.21 **(3)** (b) 2. b. ~~Four~~ Five cents for each pound of total excess load if the excess is over 2,000 pounds and not over 3,000 pounds.

SECTION 2171. 348.21 (3) (b) 2. c. of the statutes is amended to read:

348.21 **(3)** (b) 2. c. ~~Six~~ Eight cents for each pound of total excess load if the excess is over 3,000 and not over 4,000 pounds.

SECTION 2172. 348.21 (3) (b) 2. d. of the statutes is amended to read:

348.21 **(3)** (b) 2. d. ~~Eight~~ Twelve cents for each pound of total excess load if the excess is over 4,000 pounds and not over 5,000 pounds.

SECTION 2173. 348.21 (3) (b) 2. e. of the statutes is amended to read:

348.21 **(3)** (b) 2. e. ~~Ten~~ Eighteen cents for each pound of total excess load if the excess is over 5,000 pounds.

SECTION 2174. 348.21 (3g) (a) (intro.) of the statutes is amended to read:

348.21 **(3g)** (a) (intro.) For ~~a~~ the first conviction ~~or a 2nd conviction within a 12–month period~~, a forfeiture of not less than $150 nor more than $250 plus an amount equal to whichever of the following applies:

SECTION 2175. 348.21 (3g) (b) (intro.) of the statutes is amended to read:

348.21 **(3g)** (b) (intro.) For the ~~3rd~~ 2nd and each subsequent conviction within a 12–month period, a forfeiture of not less than $500 nor more than $550, plus an amount equal to whichever of the following applies:

SECTION 2176. 409.109 (4) (n) of the statutes is created to read:

409.109 **(4)** (n) Any rental–purchase company that has filed notice as provided under s. 420.02 (1) and any rental–purchase agreement entered into by such a rental–purchase company.

SECTION 2177. Chapter 420 of the statutes is created to read:

CHAPTER 420

RENTAL–PURCHASE COMPANIES

420.01 Definitions. In this chapter:

(1) "Cash price" means the price at which a rental–purchase company would sell rental property to the lessee of the rental property if the lessee were to pay for the rental property in full on the date on which the rental–purchase agreement is executed.

(2) "Department" means the department of financial institutions.

(3) "Rental property" means property rented under a rental–purchase agreement but does not include any motor vehicle, as defined in s. 340.01 (35), or any musical instrument that is intended to be used in whole or in part in an elementary school or high school.

(4) "Rental–purchase agreement" means an agreement between a rental–purchase company and a lessee for the use of rental property if all of the following apply:

(a) The rental property is to be used primarily for personal, family, or household purposes.

(b) The agreement has an initial term of 4 months or less and is renewable with each payment after the initial term.

(c) The agreement does not obligate or require the lessee to renew the agreement beyond the initial term.

(d) The agreement permits, but does not obligate, the lessee to acquire ownership of the rental property.

(5) "Rental–purchase company" means a person engaged in the business of entering into rental–purchase agreements in this state or acquiring rental–purchase agreements that are entered into in this state.

420.02 Notice to the department. (1) NOTICE. (a) Except as provided in par. (b), a rental–purchase company shall file notice with the department, in the form and manner prescribed by the department, within 30 days after commencing business in this state. A separate notice is required for each place of business maintained by the rental–purchase company.

(b) A rental–purchase company that generates less than 75 percent of its total revenues in this state from transactions involving rental–purchase agreements may

elect not to file notice with the department under par. (a) and, upon informing the department of this election in a manner prescribed by the department, shall not be governed by the provisions of this chapter.

(2) FEE. For each location for which a notice is filed under sub. (1), the rental–purchase company shall pay to the department an annual fee of $1,000. If a rental–purchase company fails to timely pay the annual fee, the department shall order the rental–purchase company to cease operating until the annual fee is paid.

420.03 General requirements of disclosure. (1) FORM, LOCATION, SIZE, AND TIME OF DISCLOSURE. The information that is required to be disclosed under s. 420.04 shall satisfy all of the following:

(a) The information shall be clearly and conspicuously disclosed.

(b) The information shall be disclosed in writing.

(c) Except as provided in par. (f), the information shall be disclosed in the rental–purchase agreement above the line for the lessee's signature. Multiple pages or backs of pages may be used as long as the face of the rental–purchase agreement is signed by the lessee and other pages are signed or initialed by the lessee.

(d) Except as provided in par. (f), the information shall be disclosed in not less than 8–point standard type.

(e) The information shall be disclosed before the time that the lessee becomes legally obligated under the rental–purchase agreement.

(f) The disclosures required by s. 420.04 (2), (3), (4), and (7) shall be printed in at least 10–point boldface type on the face of the rental–purchase agreement, and shall be grouped together in a box, in the form and order prescribed by the department.

(2) ACCURACY OF DISCLOSURE. The information required under s. 420.04 must be accurate as of the time that it is disclosed to the lessee. If any information subsequently becomes inaccurate as a result of any act, occurrence, or agreement by the lessee, the resulting inaccuracy is not a violation of any provision of this chapter relating to rental–purchase agreements.

(3) COPY OF RENTAL–PURCHASE AGREEMENT. The rental–purchase company shall provide the lessee with a copy of the completed rental–purchase agreement signed by the lessee. If more than one lessee is legally obligated under the same rental–purchase agreement, delivery of a copy of the completed rental–purchase agreement to one of the lessees shall satisfy this subsection.

420.04 Required provisions of rental–purchase agreement. A rental–purchase company shall include all of the following information, to the extent applicable, in every rental–purchase agreement:

(1) DESCRIPTION. A brief description of the rental property, sufficient to identify the rental property to the lessee and the rental–purchase company, including any identification number, and a statement indicating whether the rental property is new or used. A statement that new rental property is used shall not be a violation of this subchapter.

(2) CASH PRICE. The cash price of the rental property.

(3) RENTAL PAYMENTS TO ACQUIRE OWNERSHIP. The total number, total dollar amount, and timing of all rental payments necessary to acquire ownership of the rental property, excluding any applicable taxes, application or processing charge, delivery fee, liability damage waiver fee, and fees for optional services.

(4) COST OF RENTAL SERVICES. The difference between the total dollar amount of payments necessary to acquire ownership of the rental property disclosed under

sub. (3) and the cash price of the property disclosed under sub. (2). The rental–purchase company shall also include a statement substantially similar to the following: "The cost of rental services is the amount you will pay in addition to the cash price if you acquire ownership of the rented goods by making all payments necessary to acquire ownership."

(5) PERIODIC PAYMENT. The rental payment and any applicable taxes and fees for optional services to which the lessee agrees.

(6) UP–FRONT PAYMENT. The total amount of the initial payment to be made by the lessee at the time that the rental–purchase agreement is executed or the rental property is delivered, including the initial rental payment, any application or processing charge, any delivery fee, and fees for other optional services to which the lessee agrees.

(7) TOTAL PAYMENTS TO ACQUIRE OWNERSHIP. The total of all charges to be paid by the lessee to acquire ownership of the rental property, which shall consist of the total dollar amount of all rental payments disclosed under sub. (3), and the total dollar amount of all required fees and taxes.

(8) OTHER CHARGES. An itemized description of any other charges or fees that the rental–purchase company may charge upon the occurrence of a contingency specified in the rental–purchase agreement, such as late fees.

(9) SUMMARY OF EARLY–PURCHASE OPTION. A statement summarizing the terms of the lessee's options to acquire ownership of the rental property as provided in s. 420.06 (3).

(10) RESPONSIBILITY FOR THEFT OR DAMAGE. A statement that, unless otherwise agreed, the lessee is responsible for the fair market value of the rental property, determined according to the early–purchase option formula under sub. (9), if the

rental property is stolen, damaged, or destroyed while in the possession of or subject to the control of the lessee. The statement shall indicate that the fair market value will be determined as of the date on which the rental property is stolen, damaged, or destroyed.

(11) SERVICE AND WARRANTY. A statement that during the term of the rental–purchase agreement, the rental–purchase company is required to service the rental property and maintain it in good working condition, as long as no other person has serviced the rental property. In lieu of servicing the rental property, the rental–purchase company may, at its option, replace the rental property with substitute property of comparable quality and condition. The rental–purchase company's obligation to provide service is limited to defects in the property not caused by improper use or neglect by the lessee or harmful conditions outside the control of the rental–purchase company or manufacturer.

(12) TERMINATION AT OPTION OF LESSEE. A statement that the lessee may terminate the agreement at any time without penalty by voluntarily surrendering or returning the rental property in good repair.

(13) RIGHT TO REINSTATE. A brief explanation of the lessee's right to reinstate a rental–purchase agreement under s. 420.07.

(14) RENTAL, NOT PURCHASE. A statement reading substantially as follows: "You are renting this property. You will not own the property until you make all payments necessary to acquire ownership or until you exercise your early–purchase option. If you do not make your payments as scheduled or exercise your early–purchase option, the rental–purchase company may repossess the property."

(15) INFORMATION ABOUT RENTAL–PURCHASE COMPANY AND LESSEE. The names of the rental–purchase company and the lessee, the rental–purchase company's

business address and telephone number, the lessee's address, and the date on which the rental–purchase agreement is executed.

(16) OPTIONAL SERVICES. Space for a specific, separately signed or initialed, affirmative, written indication of the lessee's desire for any optional service for which a charge is assessed. The lessee's request must be obtained after a written disclosure of the cost of the optional service is made, and the disclosure of the cost and purpose of such service must be listed at or near the affirmation space. This requirement is satisfied by a separate written agreement for an optional service that meets the requirements of this subsection.

420.05 Prohibited provisions of rental–purchase agreements. A rental–purchase agreement may not contain any of the following:

(1) CONFESSION. A confession of judgment.

(2) REPOSSESSION. A provision authorizing a rental–purchase company, or an agent of the rental–purchase company, to enter the lessee's residence without the lessee's permission, or to commit a breach of the peace in the repossession of rental property provided by the rental–purchase company under the rental–purchase agreement.

(3) WAIVER. A waiver of a defense or counterclaim, a waiver of any right to assert any claim that the lessee may have against the rental–purchase company or an agent of the rental–purchase company, or a waiver of any provision of this chapter relating to rental–purchase agreements.

(4) OVERPAYMENT. A provision requiring rental payments totaling more than the total dollar amount of all rental payments necessary to acquire ownership, as disclosed in the rental–purchase agreement.

(5) INSURANCE. A provision requiring the lessee to purchase insurance from the rental–purchase company to insure the rental property.

(6) ATTORNEY FEES. A provision requiring the lessee to pay any attorney fees.

420.06 Price and cost limitations. (1) LIMITS ON CASH PRICES. The cash price for rental property offered by a rental–purchase company may not exceed the greater of the following:

(a) An amount equal to twice the actual purchase price of the rental property, including any applicable freight charges, paid by the rental–purchase company.

(b) The price at which property of like type and quality is offered, in the ordinary course of business, for sale for cash in the market area of the rental–purchase store where the property is offered for rental purchase.

(2) LIMITS ON COST OF RENTAL SERVICES AND OTHER CHARGES. The total amount charged by the rental–purchase company for all required charges or fees, excluding applicable taxes and any late fees or reinstatement fees, in a rental–purchase transaction shall not exceed twice the maximum cash price of the property as determined under sub. (1).

(3) ACQUISITION OF OWNERSHIP. At any time after the initial rental period under a rental–purchase agreement, if a lessee affirmatively elects an early–purchase option, the lessee may acquire ownership of the rental property by tendering an amount not to exceed 55 percent of the difference between the total of rental payments necessary to acquire ownership of the rental property and the total amount of rental payments paid for use of the rental property at that time, plus applicable taxes, except that the lessee's early–purchase option amount may not be less than the amount of one rental payment. Before a lessee acquires ownership of

the rental property as provided under this subsection, a rental–purchase company may first require the lessee to pay any accrued unpaid rental payments and fees.

(4) ANNUAL PERCENTAGE RATE DISCLOSURE NOT REQUIRED. A rental–purchase company shall not be required to disclose, in a rental–purchase agreement or otherwise, any percentage rate calculation, including a time–price differential, an annual percentage rate, or an effective annual percentage rate.

420.07 Reinstatement of a rental–purchase agreement. (1) REINSTATEMENT GENERALLY. Subject to sub. (2), a lessee may reinstate a rental–purchase agreement that has ended without losing any rights or options previously acquired if all of the following apply:

(a) The lessee voluntarily returned or surrendered the rental property within 7 days after the expiration of the rental–purchase agreement.

(b) Not more than 120 days have passed after the date on which the rental–purchase agreement ended.

(2) AUTHORIZED CONDITIONS ON REINSTATEMENT. As a condition of reinstatement under sub. (1), the rental–purchase company may require the payment of all past–due rental charges, any applicable late fees, a reinstatement fee not to exceed $5, and the rental payment for the next term.

(3) EFFECT OF REPOSSESSION ON REINSTATEMENT. Subject to s. 420.05 (2), nothing in this section prohibits a rental–purchase company from repossessing or attempting to repossess rental property when a rental–purchase agreement ends, but such efforts do not affect the lessee's right to reinstate as long as the rental property is voluntarily returned or surrendered within 7 days after the rental–purchase agreement ends.

(4) PROPERTY AVAILABLE UPON REINSTATEMENT. Upon reinstatement, the rental–purchase company shall provide the lessee with the same rental property, if the property is available and is in the same condition as when it was returned to the rental–purchase company, or with substitute property of comparable quality and condition.

(5) NOTICE OF REINSTATEMENT RIGHTS. If the lessee is entitled to reinstatement under subs. (1) and (2), within 15 days of repossession or voluntary return or surrender of the rental property, the rental–purchase company shall provide written notice to the lessee of the lessee's rights and obligations under this section.

420.08 Receipts and statements. (1) RECEIPTS. A rental–purchase company shall provide a written receipt to the lessee for any payment made by the lessee in cash or, upon the request of the lessee, for any other type of payment.

(2) STATEMENT DUE TO LESSEE. Subject to sub. (4), upon the request of a lessee, a rental–purchase company shall provide a written statement to the lessee showing the lessee's payment history on each rental–purchase agreement between the lessee and the rental–purchase company. A rental–purchase company is not required to provide a statement covering any rental–purchase agreement that ended more than one year prior to the date of the lessee's request. A rental–purchase company may provide a single statement covering all rental–purchase agreements or separate statements for each rental–purchase agreement, at the rental–purchase company's option.

(3) STATEMENT DUE TO OTHER PARTIES. Subject to sub. (4), upon the written request of a lessee, made during the term of or no later than one year after the rental–purchase agreement ended, a rental–purchase company shall provide a

written statement to any person the lessee designates, showing the lessee's payment history under the rental–purchase agreement.

(4) FEE FOR STATEMENT. A lessee or, if appropriate, a lessee's designee, is entitled to receive one statement under subs. (2) and (3) without charge once every 12 months. A rental–purchase company shall provide an additional statement if the lessee pays the rental–purchase company's reasonable costs of preparing and furnishing the statement.

420.09 Advertising disclosure required. If an advertisement for a rental–purchase agreement states the amount of a payment for a specific item of property, the advertisement shall also clearly and conspicuously state all of the following:

(1) That the transaction advertised is a rental–purchase agreement.

(2) The total number and total dollar amount of all rental payments necessary to acquire ownership of the property.

(3) That the lessee does not acquire ownership of the property if the lessee fails to make all payments necessary to acquire ownership of the property.

420.10 Price cards displayed. (1) PRICE CARDS GENERALLY. Except as provided in sub. (2), a card or tag that clearly and conspicuously states all of the following shall be displayed on or next to any property displayed or offered by a rental–purchase company for rent under a rental–purchase agreement:

(a) The cash price that a lessee would pay to purchase the property.

(b) The amount and timing of the rental payments.

(c) The total number and total amount of all rental payments necessary to acquire ownership of the property under a rental–purchase agreement.

(d) The cost of rental services under a rental–purchase agreement.

(e) Whether the property is new or used.

(2) EXCEPTIONS. If property is offered for rent under a rental–purchase agreement through a catalog, whether print or electronic, or if the size of the property is such that displaying a card or tag on or next to the property would be impractical, a rental–purchase company may make the disclosures required under sub. (1) in a catalog, list, or disclosure sheet if the catalog, list, or disclosure sheet is readily available to prospective lessees and provided upon request.

420.11 Rule making. The department may promulgate rules to administer and enforce the requirements of this chapter.

420.12 Penalties. (1) AWARD OF DAMAGES. Subject to sub. (3), a rental–purchase company that violates any provision of this chapter, rule promulgated under this chapter, or order issued under this chapter pertaining to a lessee is liable to the lessee in an amount equal to the greater of the following:

(a) The actual damages sustained by the lessee as a result of the violation.

(b) If the action is not brought as a class action, 25 percent of the total payments necessary for the lessee to acquire ownership of the rental property, but not less than $100 nor more than $1,000.

(c) If the action is brought as a class action, the amount the court determines to be appropriate, subject to sub. (2).

(2) DAMAGE LIMITATIONS IN CLASS ACTIONS. The total recovery by all lessees in any class action or series of class actions arising out of the same violation may not be more than the lesser of $500,000 or 1 percent of the net worth of the rental–purchase company. In determining the amount of any award in a class action, the court shall consider, among other relevant factors, the amount of actual damages awarded, the frequency and persistence of the violation, the rental–purchase

company's resources, and the extent to which the rental–purchase company's violation was intentional.

(3) UNINTENTIONAL VIOLATIONS. A rental–purchase company is not liable for any violation of this chapter if the rental–purchase company shows by a preponderance of the evidence that the violation was not intentional and resulted from a bona fide error, and the rental–purchase company maintained procedures reasonably adapted to avoid such an error.

(4) COSTS AND ATTORNEY FEES. If a court awards any monetary amount under sub. (1) to a lessee, the rental–purchase company shall also be liable to the lessee for the costs of the action and, notwithstanding s. 814.04 (1), for reasonable attorney fees as determined by the court.

420.13 Inapplicability of Consumer Act and ch. 409. A rental–purchase company that has filed notice as provided under s. 420.02 (1) is not subject to the Wisconsin Consumer Act, chs. 421 to 427, or any related rule or order adopted under chs. 421 to 427, or to any provision of ch. 409, and any rental–purchase agreement entered into by such a rental–purchase company may not be construed or regulated as a security interest, credit sale, retail installment sale, conditional sale, or any other form of consumer credit, nor considered to be the creation of a debt or extension of credit.

SECTION 2178. 421.202 (11) of the statutes is created to read:

421.202 **(11)** Any rental–purchase company that has filed notice as provided under s. 420.02 (1) and any rental–purchase agreement entered into by such a rental–purchase company.

SECTION 2179. 440.03 (7m) of the statutes is amended to read:

440.03 **(7m)** The department may promulgate rules that establish procedures for submitting an application for a credential or credential renewal by electronic transmission. Any rules promulgated under this subsection shall specify procedures for complying with any requirement that a fee be submitted with the application. The rules may also waive any requirement in chs. 440 to 480 that an application submitted to the department, an examining board or an affiliated credentialing board be executed, verified, signed, sworn or made under oath, notwithstanding ss. 440.26 (2) (b), ~~440.42 (2) (intro.),~~ 440.91 (2) (intro.), 443.06 (1) (a), 443.10 (2) (a), 445.04 (2), 445.08 (4), 445.095 (1) (a), 448.05 (7), 450.09 (1) (a), 452.10 (1) and 480.08 (2m).

SECTION 2180. 440.03 (13) (b) 29. of the statutes is repealed.

SECTION 2181. 440.03 (13) (b) 57m. of the statutes is repealed.

SECTION 2182. 440.03 (13) (b) 58. of the statutes is repealed.

SECTION 2183. 440.05 (intro.) of the statutes is amended to read:

440.05 Standard fees. (intro.) The following standard fees apply to all initial credentials, except as provided in ss. ~~440.42, 440.43, 440.44,~~ 440.51, 444.03, 444.11, 446.02 (2) (c), 447.04 (2) (c) 2., 449.17 (1m) (d), and 449.18 (2) (d):

SECTION 2184. 440.08 (2) (a) 23m. of the statutes is repealed.

SECTION 2185. 440.08 (2) (a) 35m. of the statutes is repealed.

SECTION 2186. 440.08 (2) (a) 63p. of the statutes is repealed.

SECTION 2187. 440.08 (2) (a) 63t. of the statutes is repealed.

SECTION 2188. Subchapter IV (title) of chapter 440 [precedes 440.41] of the statutes is renumbered subchapter II (title) of chapter 202 [precedes 202.11].

SECTION 2189. 440.41 (intro.) of the statutes is renumbered 202.11 (intro.).

SECTION 2190. 440.41 (1) of the statutes is renumbered 202.11 (1).

SECTION 2191. 440.41 (2) (intro.) of the statutes is renumbered 202.11 (2) (intro.).

SECTION 2192. 440.41 (2) (a) of the statutes is renumbered 202.11 (2) (a).

SECTION 2193. 440.41 (2) (b) of the statutes is renumbered 202.11 (2) (b) and amended to read:

202.11 **(2)** (b) A benevolent, educational, philanthropic, humane, scientific, patriotic, social welfare or advocacy, public health, environmental conservation, civic, or other eleemosynary objective.

SECTION 2194. 440.41 (3) of the statutes is renumbered 202.11 (3) and amended to read:

202.11 **(3)** "Charitable sales promotion" means an advertising or sales campaign~~,~~ that is conducted by a person who is regularly and primarily engaged in trade or commerce for profit other than in connection with soliciting~~, which~~ and that represents that the purchase or use of goods or services offered will benefit, in whole or in part, a charitable organization or charitable purpose.

SECTION 2195. 440.41 (4) of the statutes is renumbered 202.11 (4).

SECTION 2196. 440.41 (5) of the statutes is renumbered 202.11 (5) (intro.) and amended to read:

202.11 **(5)** (intro.) "Contribution" means a grant or pledge of money, credit, property, or other thing of any kind or value, except used clothing or household goods, to a charitable organization or for a charitable purpose. "Contribution" does not include income from ~~bingo~~ any of the following:

(a) Bingo or raffles conducted under ch. 563~~, a.~~

(b) A government grant~~, or a.~~

(c) A bona fide fee, due, or assessment paid by a member of a charitable organization, except that, if initial membership in a charitable organization is conferred solely as consideration for making a grant or pledge of money to the charitable organization in response to a solicitation, ~~the~~ that grant or pledge of money is a contribution.

SECTION 2197. 440.41 (6) of the statutes is renumbered 202.11 (6) (intro.) and amended to read:

202.11 **(6)** (intro.) "Fund–raising counsel" means a person who, for compensation, plans, manages, advises, consults, or prepares material for, or with respect to, solicitation in this state for a charitable organization, but who does not solicit ~~and who does not~~ in this state or employ, engage, or provide any person who is paid to solicit ~~contributions~~ in this state. "Fund–raising counsel" does not include ~~an~~ any of the following:

(a) An attorney, investment counselor, or employee of a financial institution who, in the normal course of his or her work as an attorney, investment counselor, or employee of a financial institution, advises a person to make a contribution ~~or a~~.

(b) A bona fide employee, volunteer, or salaried officer of a charitable organization.

SECTION 2198. 440.41 (7) of the statutes is renumbered 202.11 (7) (intro.) and amended to read:

202.11 **(7)** (intro.) "Professional fund–raiser" means a person who, for compensation, solicits in this state or employs, engages, or provides, directly or indirectly, another person who is paid to solicit in this state. "Professional fund–raiser" does not include ~~an~~ any of the following:

(a) An attorney, investment counselor, or employee of a financial institution who, in the normal course of his or her work as an attorney, investment counselor, or employee of a financial institution, advises a person to make a charitable contribution~~, a~~.

(b) A bona fide employee, volunteer, wholly owned subsidiary, or salaried officer of a charitable organization~~, an~~.

(c) An employee of a temporary help agency who is placed with a charitable organization ~~or a~~.

(d) A bona fide employee of a person who employs another person to solicit in this state.

SECTION 2199. 440.41 (8) of the statutes is renumbered 202.11 (8).

SECTION 2200. 440.41 (9) (intro.) of the statutes is renumbered 202.11 (9) (intro.).

SECTION 2201. 440.41 (9) (a) of the statutes is renumbered 202.11 (9) (a).

SECTION 2202. 440.41 (9) (b) of the statutes is renumbered 202.11 (9) (b) and amended to read:

202.11 **(9)** (b) An announcement to the news media or by radio, television, telephone, telegraph, or other transmission of images or information concerning ~~the~~ a request for ~~contributions~~ a contribution by or for a charitable organization or for a charitable purpose.

SECTION 2203. 440.41 (9) (c) of the statutes is renumbered 202.11 (9) (c) and amended to read:

202.11 **(9)** (c) The distribution or posting of a handbill, written advertisement, or other publication ~~which~~ that directly or by implication seeks ~~contributions~~ a contribution.

SECTION 2204. 440.41 (9) (d) (intro.) of the statutes is renumbered 202.11 (9) (d) (intro.) and amended to read:

202.11 **(9)** (d) (intro.) The sale of, or offer or attempt to sell, a membership or an advertisement, advertising space, book, card, tag, coupon, device, magazine, merchandise, subscription, flower, ticket, candy, cookie, or other tangible item in connection with any of the following:

SECTION 2205. 440.41 (9) (d) 1. of the statutes is renumbered 202.11 (9) (d) 1.

SECTION 2206. 440.41 (9) (d) 2. of the statutes is renumbered 202.11 (9) (d) 2.

SECTION 2207. 440.41 (9) (d) 3. of the statutes is renumbered 202.11 (9) (d) 3.

SECTION 2208. 440.41 (10) of the statutes is renumbered 202.11 (10).

SECTION 2209. 440.42 of the statutes is renumbered 202.12, and 202.12 (1) (b) 3., (c) and (d), (2) (b), (c), (g) and (L) 1. and 2., (3) (a) 2., (5) (a) 1., 2., 3., 3m. and 5. and (7) (a), (b) and (c), as renumbered, are amended to read:

202.12 **(1)** (b) 3. Pays to the department ~~a $15~~ the registration fee determined by the department under s. 202.08.

(c) The department shall issue a certificate of registration to each charitable organization that is registered under this subsection. Renewal applications shall be submitted to the department, ~~on~~ in a form ~~provided~~ and manner prescribed by the department, ~~on or before the expiration date specified in s. 440.08 (2) (a)~~ by August 1 of each year and shall include a registration statement that complies with sub. (2) and the renewal fee determined by the department under s. ~~440.03 (9) (a)~~ 202.08.

(d) ~~Within 20 days after receiving~~ Upon the department's review of an application for registration or for renewal of a registration under this subsection, the department shall notify the charitable organization of any deficiencies in the application, registration statement, or fee payment.

(2) (b) The address and telephone number, and electronic mail address, if available, of the charitable organization and the address and telephone number of any offices in this state or, if the charitable organization does not have an address, the name, address, and telephone number of the person having custody of its financial records.

(c) The names and the addresses of the officers, directors ~~and~~, trustees, and ~~the~~ principal salaried employees of the charitable organization.

(g) A statement of whether the charitable organization has ever had its authority to solicit denied, suspended, revoked, or enjoined by a court or other governmental authority.

(L) 1. A copy of the charitable organization's charter, articles of organization, agreement of association, instrument of trust, constitution, or other organizational instrument and bylaws.

2. A statement of the place where and the date when the charitable organization was legally established, the form of its organization, and whether it has tax–exempt status.

(3) (a) 2. A statement of support, revenue, expenses, and changes in fund balance.

(5) (a) 1. A person that is exempt from filing a federal annual information return under section 6033 (a) ~~(2)~~ (3) (A) (i) and (iii) and (C) (i) of the ~~internal revenue code~~ Internal Revenue Code.

2. A candidate for national, state, or local office or a political party or other committee or group required to file financial information with the federal elections commission or a filing officer under s. 11.02.

3. Except as provided in par. (b) and in rules promulgated under sub. (8), a charitable organization ~~which~~ that does not intend to raise or receive contributions in excess of $5,000 during a fiscal year, if all of its functions, including solicitation, are performed by persons who are unpaid for their services and if no part of its assets or income inures to the benefit of, or is paid to, any officer or member of the charitable organization.

3m. A fraternal, civic, benevolent, patriotic, or social organization that solicits contributions solely from its membership.

5. A nonprofit, postsecondary educational institution accredited by a regional accrediting agency or association approved under 20 USC 1099b, or an educational institution and its authorized charitable foundations ~~which~~ that solicit contributions only from its students and their families, alumni, faculty, trustees, corporations, foundations, and patients.

(7) (a) Before a fund–raising counsel performs any material services for a charitable organization that is required to be registered under sub. (1), the charitable organization shall contract in writing with the fund–raising counsel, except as provided in par. (c). Requirements for the contract are specified in s. ~~440.43~~ 202.13 (3).

(b) Before a professional fund–raiser performs any material services for a charitable organization that is required to be registered under sub. (1), the charitable organization shall contract in writing with the professional fund–raiser. Requirements for the contract are specified in s. ~~440.44~~ 202.14 (4).

(c) Paragraph (a) does not apply if the fund–raising counsel is exempt under s. ~~440.43~~ 202.13 (6) from contracting in writing with the charitable organization.

SECTION 2210. 440.43 of the statutes is renumbered 202.13, and 202.13 (1) (a), (b) 3. and (c), (3), (5) and (6), as renumbered, are amended to read:

202.13 **(1)** (a) Except as provided in sub. (6), no fund–raising counsel may at any time have custody of contributions from a solicitation for a charitable organization that is required to be registered under s. ~~440.42~~ 202.12 (1) unless the fund–raising counsel is registered with the department under this subsection.

(b) 3. Pays to the department ~~a $50~~ the registration fee determined by the department under s. 202.08, except that no registration fee is required under this subdivision for an individual who is eligible for the veterans fee waiver program under s. 45.44.

(c) The department shall issue a certificate of registration to each fund–raising counsel that is registered under this subsection. Renewal applications shall be submitted to the department, ~~on~~ in a form ~~provided~~ and manner prescribed by the department, ~~on or before the date specified in s. 440.08 (2) (a)~~ by September 1 of each even–numbered year and shall include the renewal fee determined by the department under s. ~~440.03 (9) (a)~~ 202.08 and evidence satisfactory to the department that the fund–raising counsel maintains a bond that is approved under sub. (2).

(3) CONTRACT. Except as provided in sub. (6), before a fund–raising counsel performs any material services for a charitable organization that is required to be registered under s. ~~440.42~~ 202.12 (1), the charitable organization and the fund–raising counsel shall contract in writing, and the fund–raising counsel shall file the contract with the department. The contract shall contain information that will enable the department to identify the services that the fund–raising counsel is

to provide, including whether the fund–raising counsel will at any time have custody of contributions.

(5) DEPARTMENT DISCLOSURE. The department shall not disclose information under sub. (4) (c) 1. except to the extent necessary for investigative or law enforcement purposes and except that the department may, if requested under s. 49.22 (2m), disclose information regarding the name, address, or employer of or financial information related to an individual to the department of children and families or a county child support agency under s. 59.53 (5).

(6) EXCEPTIONS. This section does not apply to a fund–raising counsel who does not intend to earn more than $1,000 per year as a fund–raising counsel, except that a fund–raising counsel who does not intend to earn more than $1,000 but does earn more than $1,000 in a year shall, beginning 30 days after actually earning more than $1,000 in a year, comply with sub. (3) and, if the fund–raising counsel at any time has custody of contributions for a charitable organization that is required to be registered under s. ~~440.42~~ 202.12 (1), register under sub. (1).

SECTION 2211. 440.44 of the statutes is renumbered 202.14, and 202.14 (1) (a), (b) 3., (c) and (d), (3) (intro.), (4) (a), (7), (8), (9) (a) 2. and (10), as renumbered, are amended to read:

202.14 **(1)** (a) No professional fund–raiser may solicit in this state for a charitable organization that is required to be registered under s. ~~440.42~~ 202.12 (1) unless the professional fund–raiser is registered under this subsection.

(b) 3. Pays ~~to the department a $50~~ the registration fee determined by the department under s. 202.08, except that no registration fee is required under this subdivision for an individual who is eligible for the veterans fee waiver program under s. 45.44.

(c) The department shall issue a certificate of registration to each professional fund–raiser that is registered under this subsection. Renewal applications shall be submitted to the department, ~~on~~ in a form ~~provided~~ and manner prescribed by the department, ~~on or before the date specified in s. 440.08 (2) (a)~~ by September 1 of each even–numbered year and shall include the renewal fee determined by the department under s. ~~440.03 (9) (a)~~ 202.08 and evidence satisfactory to the department that the professional fund–raiser maintains a bond that is approved under sub. (2).

(d) ~~Within 20 days after receiving~~ Upon the department's review of an application for registration or for renewal of a registration under this subsection, the department shall notify the professional fund–raiser of any deficiencies in the application, bond, or fee payment.

(3) (intro.) Before performing services under a contract with a charitable organization that is required to be registered under s. ~~440.42~~ 202.12 (1), a professional fund–raiser shall file with the department a completed solicitation notice in the form and manner prescribed by the department. The charitable organization on whose behalf the professional fund–raiser is acting shall file with the department a written confirmation that the solicitation notice and any accompanying material are true and complete to the best of its knowledge. The solicitation notice shall include all of the following:

(4) (a) A professional fund–raiser and a charitable organization that is required to be registered under s. ~~440.42~~ 202.12 (1) shall enter into a written contract that clearly states the respective obligations of the professional fund–raiser and the charitable organization and states the amount of gross revenue, raised under the contract, that the charitable organization will receive. The amount of the gross

revenue that the charitable organization will receive shall be expressed as a fixed percentage of the gross revenue or as an estimated percentage of the gross revenue, as provided in pars. (b) to (d).

(7) FINANCIAL REPORT. Within 90 days after completing services under a contract described in sub. (4), and on the anniversary of the signing of a contract described under sub. (4) lasting more than one year, the professional fund–raiser shall, if the charitable organization is required to be registered under s. ~~440.42~~ 202.12 (1), account in writing to the charitable organization for all contributions received and all expenses incurred under the contract. The charitable organization shall retain the accounting for at least 3 years and make it available to the department upon request.

(8) DEPOSITING CONTRIBUTIONS. A professional fund–raiser shall deposit, in its entirety, a contribution of money received by the professional fund–raiser, on behalf of a charitable organization required to be registered under s. ~~440.42~~ 202.12 (1), in an account at a financial institution within 5 days after its receipt. The account shall be in the name of the charitable organization. The charitable organization shall have sole control of all withdrawals from the account.

(9) (a) 2. The name and residence address of each employee, agent, or other person involved in the solicitation.

(10) NONDISCLOSURE. The department may not disclose information under sub. (9) (a) 1. to any person except to the extent necessary for investigative or law enforcement purposes and except that the department may, if requested under s. 49.22 (2m), disclose information regarding the name, address, or employer of or financial information related to an individual to the department of children and families or a county child support agency under s. 59.53 (5).

SECTION 2212. 440.45 of the statutes is renumbered 202.15 and amended to read:

202.15 Charitable sales promotions. If a commercial coventurer conducts a charitable sales promotion on behalf of a charitable organization that is required to be registered under s. ~~440.42~~ 202.12 (1), the commercial coventurer shall disclose in each advertisement for the charitable sales promotion the dollar amount, or percentage of price, per unit of goods or services purchased or used that will benefit the charitable organization or charitable purpose. If the actual dollar amount or percentage cannot reasonably be determined on the date of the advertisement, the commercial coventurer shall disclose an estimated dollar amount or percentage. The estimate shall be based upon all of the relevant facts known to the commercial coventurer and to the charitable organization regarding the charitable sales promotion.

SECTION 2213. 440.455 of the statutes is renumbered 202.155, and 202.155 (1) (intro.) and (b), (2) and (3) (intro.), as renumbered, are amended to read:

202.155 **(1)** (intro.) Except as provided in sub. (4), if a professional fund–raiser or unpaid solicitor solicits a contribution for a charitable organization that is required to be registered under s. ~~440.42~~ 202.12 (1), the professional fund–raiser or unpaid solicitor shall, at the time of the solicitation or with a written confirmation of a solicitation, prior to accepting a contribution, make the following disclosures to the person from whom the contribution is solicited:

(b) That a financial statement of the charitable organization disclosing assets, liabilities, fund balances, revenue~~,~~ and expenses for the preceding fiscal year will be provided to the person upon request.

(2) The financial statement under sub. (1) (b) shall, at a minimum, divide expenses into categories of management and general, program services and fund–raising. If the charitable organization is required to file an annual financial report under s. ~~440.42~~ 202.12 (3) (a), the financial statement under sub. (1) (b) shall be consistent with that annual financial report.

(3) (intro.) In addition to the requirements under subs. (1) and (2), except as provided in sub. (4), if a professional fund–raiser solicits on behalf of a charitable organization that is required to be registered under s. ~~440.42~~ 202.12 (1), all of the following apply:

SECTION 2214. 440.46 of the statutes is renumbered 202.16, and 202.16 (1) (intro.), (b), (c), (e) and (g), as renumbered, are amended to read:

202.16 **(1)** (intro.) No person may, in the planning, management, or execution of a solicitation or charitable sales promotion, do any of the following:

(b) Imply that a contribution is for or on behalf of a charitable organization or use any emblem, device, or printed matter belonging to or associated with a charitable organization without first being authorized in writing to do so by the charitable organization.

(c) Use a name, symbol, or statement so closely related or similar to that used by another charitable organization that the use of the name, symbol, or statement would tend to confuse or mislead a person being solicited.

(e) Lead anyone in any manner to believe that another person sponsors, endorses, or approves a solicitation or charitable sales promotion if the other person has not sponsored, endorsed, or approved the solicitation or charitable sales promotion in writing.

(g) Represent directly or by implication that a charitable organization will receive a fixed or estimated percentage of the gross revenue raised greater than that established under s. ~~440.44~~ 202.14 (4).

SECTION 2215. 440.47 of the statutes is renumbered 202.17, and 202.17 (1), (2), (3) and (5), as renumbered, are amended to read:

202.17 **(1)** PUBLIC RECORDS. Except as provided in ss. ~~440.43~~ 202.13 (5) and ~~440.44~~ 202.14 (10), registration statements, applications, reports, contracts, and agreements of charitable organizations, fund–raising counsel, professional fund–raisers, and unpaid solicitors and all other documents and information retained by or filed with the department under this subchapter are available for inspection or copying under s. 19.35 (1).

(2) FISCAL RECORDS; INSPECTION; RETENTION. All charitable organizations, fund–raising counsels, professional fund–raisers, and unpaid solicitors shall keep true records concerning activities regulated by this subchapter in a form that will enable them accurately to provide the information required by this subchapter. Upon demand, those records shall be made available to the department for inspection and copying. The records shall be retained by the charitable organization, fund–raising counsel, professional fund–raiser, or unpaid solicitor for at least 3 years after the end of the fiscal year to which they relate.

(3) EXCHANGE OF INFORMATION. The department may exchange with the appropriate authority of any other state or of the United States information with respect to charitable organizations, fund–raising counsel, professional fund–raisers, unpaid solicitors, and commercial coventurers.

(5) SUBSTITUTE SERVICE UPON DEPARTMENT ~~OF FINANCIAL INSTITUTIONS~~. A charitable organization, fund–raising counsel, professional fund–raiser, or

commercial coventurer that has its principal place of business outside of this state or is organized under laws other than the laws of this state and that is subject to this subchapter shall be considered to have irrevocably appointed the department ~~of financial institutions~~ as its agent for the service of process or notice directed to the charitable organization, fund–raising counsel, professional fund–raiser, or commercial coventurer or to any of its partners, principal officers, or directors in an action or proceeding brought under this subchapter. Service of process or notice upon the department ~~of financial institutions~~ shall be made by personally delivering to and leaving with the department ~~of financial institutions~~ a copy of the process or notice. That service shall be sufficient service if the department ~~of financial institutions~~ immediately sends notice of the service and a copy of the process or notice to the charitable organization, fund–raising counsel, professional fund–raiser, commercial coventurer, or other person to whom it is directed by registered mail, with return receipt requested, at the last address known to the department ~~of financial institutions~~.

SECTION 2216. 440.475 of the statutes is repealed.

SECTION 2217. 440.48 of the statutes is renumbered 202.18, and 202.18 (1) (b), (c) 1. and 2. (intro.) and a., (d) and (e), as renumbered, are amended to read:

202.18 **(1)** (b) Upon finding that a person has violated this subchapter or the applicable rules promulgated under s. 202.095 or this subchapter, the court may make any necessary order or judgment, including but not limited to injunctions, restitution, and, notwithstanding s. 814.04, award of reasonable attorney fees and costs of investigation and litigation, and, except as provided in par. (c), may impose a forfeiture of not less than $100 nor more than $10,000 for each violation.

(c) 1. A person who violates s. ~~440.47~~ 202.17 (4) (b) may be required to forfeit not more than $5,000, unless the person establishes reasonable cause for the violation.

2. (intro.) A person who, with intent to avoid, prevent, or interfere with a civil investigation under this subsection, does any of the following may be required to forfeit not more than $5,000:

a. Alters or by any other means falsifies, removes from any place, conceals, withholds, destroys, or mutilates any documentary material in the possession, custody, or control of a person subject to notice of the taking of testimony or examination of documents under s. ~~440.47~~ 202.17 (4).

(d) A charitable organization, fund–raising counsel, professional fund–raiser, commercial coventurer, or any other person who violates the terms of an injunction or other order entered under this subsection may be required to forfeit, in addition to all other remedies, not less than $1,000 nor more than $10,000 for each violation. The department of justice may recover the forfeiture in a civil action. Each separate violation of an order entered under this subsection is a separate offense, except that each day of a violation through continuing failure to obey an order is a separate offense.

(e) No charitable organization may indemnify an officer, employee, or director for any costs, fees, restitution, or forfeitures assessed against that individual by the court under par. (b), (c), or (d) unless the court determines that the individual acted in good faith and reasonably believed the conduct was in or not opposed to the best interests of the charitable organization.

SECTION 2218. Subchapter VI (title) of chapter 440 [precedes 440.55] of the statutes is created to read:

CHAPTER 440

SUBCHAPTER VI

EDUCATIONAL APPROVAL BOARD

SECTION 2219. Subchapter VI (title) of chapter 440 [precedes 440.60] of the statutes is renumbered subchapter VII (title) of chapter 440 [precedes 440.60].

SECTION 2220. Subchapter VII (title) of chapter 440 [precedes 440.70] of the statutes is renumbered subchapter VIII (title) of chapter 440 [precedes 440.70].

SECTION 2221. Subchapter VIII (title) of chapter 440 [precedes 440.88] of the statutes is renumbered subchapter IX (title) of chapter 440 [precedes 440.88].

SECTION 2222. Subchapter IX (title) of chapter 440 [precedes 440.90] of the statutes is renumbered subchapter X (title) of chapter 440 [precedes 449.90].

SECTION 2223. Subchapter X (title) of chapter 440 [precedes 440.96] of the statutes is renumbered subchapter XI (title) of chapter 440 [precedes 440.96].

SECTION 2224. Subchapter XI (title) of chapter 440 [precedes 440.97] of the statutes is renumbered subchapter XII (title) of chapter 440 [precedes 440.97].

SECTION 2225. Subchapter XII (title) of chapter 440 [precedes 440.98] of the statutes is renumbered subchapter XIII (title) of chapter 440 [precedes 440.98].

SECTION 2226. Subchapter XIII (title) of chapter 440 [precedes 440.9805] of the statutes is renumbered subchapter XIV (title) of chapter 440 [precedes 440.9805].

SECTION 2227. Subchapter XIV (title) of chapter 440 [precedes 440.99] of the statutes is renumbered subchapter XV (title) of chapter 440 [precedes 440.99].

SECTION 2228. 441.15 (2m) of the statutes is amended to read:

441.15 **(2m)** Subsection (2) does not apply to a person granted a license to practice midwifery under subch. ~~XIII~~ XIV of ch. 440.

SECTION 2229. 448.03 (2) (a) of the statutes is amended to read:

448.03 **(2)** (a) Any person lawfully practicing within the scope of a license, permit, registration, certificate or certification granted to practice midwifery under subch. ~~XIII~~ XIV of ch. 440, to practice professional or practical nursing or nurse–midwifery under ch. 441, to practice chiropractic under ch. 446, to practice dentistry or dental hygiene under ch. 447, to practice optometry under ch. 449, to practice acupuncture under ch. 451 or under any other statutory provision, or as otherwise provided by statute.

SECTION 2230. 450.19 (5) of the statutes is repealed.

SECTION 2231. 460.05 (1) (e) 1. of the statutes is amended to read:

460.05 **(1)** (e) 1. Graduated from a school of massage therapy or bodywork therapy approved by the educational approval board under s. ~~38.50~~ 440.55 that meets the requirements under s. 460.095 or completed a training program approved by the affiliated credentialing board under the rules promulgated under s. 460.04 (2) (b).

SECTION 2232. Chapter 461 (title) of the statutes is renumbered subchapter III (title) of chapter 202 [precedes 202.21].

SECTION 2233. 461.01 of the statutes is renumbered 202.21, and 202.21 (intro.), (1) and (6) of the statutes, as renumbered, are amended to read:

202.21 Definitions. (intro.) In this ~~chapter~~ subchapter:

(1) "Applicant" means a professional employer organization or a professional employer group that applies for registration under s. ~~461.02~~ 202.22.

(6) "Registrant" means a professional employer organization or a professional employer group that is registered under s. ~~461.02~~ 202.22.

SECTION 2234. 461.02 (title) of the statutes is renumbered 202.22 (title).

SECTION 2235. 461.02 (1) of the statutes is renumbered 202.22 (1), and 202.22 (1) (b), as renumbered, is amended to read:

202.22 **(1)** (b) No person may designate as the person's title, or append to the person's name the words or letters, "professional employer organization," "P.E.O.," "professional employer group," "P.E.G.," "staff leasing company," "registered staff leasing company," "employee leasing company," or "administrative employer," or other similar titles or letters, or use ~~these~~ those titles, words, or letters to describe the person's business or represent that the person or the person's business is registered or licensed as a "professional employer organization," "P.E.O.," "professional employer group," "P.E.G.," "staff leasing company," "registered staff leasing company," "employee leasing company," or "administrative employer," unless the person is registered ~~by the department~~ under this ~~chapter~~ section.

SECTION 2236. 461.02 (2) of the statutes is renumbered 202.22 (2), and 202.22 (2) (intro.), (d) and (e), as renumbered, are amended to read:

202.22 **(2)** APPLICATION FOR REGISTRATION. (intro.) Except as provided in sub. (7) (b), an applicant for registration under this section shall submit to the department an application for registration ~~on~~ in a form and manner prescribed by the department, together with the registration fee determined by the department under s. ~~440.03 (9) (a)~~ 202.08 and all of the following:

(d) A statement of ownership, which shall include the name and business experience of every controlling person, as defined in s. ~~461.01~~ 202.21 (3) (a), of the applicant.

(e) A statement of management, which shall include the name and business experience of every controlling person, as defined in s. ~~461.01~~ 202.21 (3) (b), of the applicant.

SECTION 2237. 461.02 (3) of the statutes is repealed.

SECTION 2238. 461.02 (4) of the statutes is renumbered 202.22 (4), and 202.22 (4) (a), as renumbered, is amended to read:

202.22 **(4)** (a) ~~Renewal applications~~ A registrant shall ~~be submitted~~ submit a renewal application, together with the ~~applicable~~ renewal fee determined by the department under s. ~~440.03 (9) (a)~~ 202.08, to the department ~~on~~ in a form ~~provided~~ and manner prescribed by the department ~~on or before the applicable renewal date specified under s. 440.08 (2) (a)~~ by July 1 of each year. Except as provided in pars. (b) and (c) and sub. (7) (b), ~~the~~ a registrant shall submit with each renewal application ~~shall be accompanied by~~ a financial statement, as ~~that term is used~~ specified in sub. (2) (f) 1., updated to reflect the current financial condition of the registrant.

SECTION 2239. 461.02 (5) (title) of the statutes is renumbered 202.22 (5) (title).

SECTION 2240. 461.02 (5) (a) of the statutes is renumbered 202.22 (5) (a) and amended to read:

202.22 **(5)** (a) Except as provided in sub. (7) (b), a professional employer organization or professional employer group that is domiciled outside this state, that is registered or licensed as a professional employer organization or professional employer group in another state, that does not maintain an office in this state or directly solicit clients that are located or domiciled in this state, and that has no more than 50 employees performing services for clients in this state on any given day may apply for small operations registration under this section by ~~filing with~~ submitting to the department ~~a~~ an application for small operations registration in a form and manner prescribed by the department and paying the initial ~~credential~~ registration fee determined by the department under s. ~~440.03 (9) (a)~~ 202.08. An applicant that

is seeking small operations registration shall, in addition to the information required under sub. (2) (a) to (e), provide the department with information and documentation showing that the applicant meets the qualifications specified in this paragraph for small operations registration.

SECTION 2241. 461.02 (5) (b) of the statutes is repealed.

SECTION 2242. 461.02 (5) (c) of the statutes is repealed.

SECTION 2243. 461.02 (5) (d) of the statutes is renumbered 202.22 (5) (d).

SECTION 2244. 461.02 (5) (e) of the statutes is renumbered 202.22 (5) (e) and amended to read:

202.22 **(5)** (e) A professional employer organization or professional employer group registered under this subsection is not required to comply with the financial capability requirement under s. ~~461.03~~ 202.23.

SECTION 2245. 461.02 (6) of the statutes is renumbered 202.22 (6) and amended to read:

202.22 **(6)** PROFESSIONAL EMPLOYER GROUP REGISTRATION. Except as provided in sub. (7) (b), 2 or more professional employer organizations that are part of a professional employer group may register under this section or renew a registration by providing the information required under sub. (2), (4), or (5) on a combined or consolidated basis, paying the initial ~~credential~~ registration or renewal fee determined by the department under s. ~~440.03 (9) (a)~~ 202.08, and guaranteeing each other's obligations. If a professional employer group provides a combined or consolidated financial statement under sub. (2) (f) 1. that includes the financial condition of entities that are not part of the professional employer group, the controlling person ~~controlling the professional employer group~~ shall guarantee the

obligations of the professional employer organizations in the professional employer group.

SECTION 2246. 461.02 (7) of the statutes is renumbered 202.22 (7), and 202.22 (7) (a), (b) and (c), as renumbered, are amended to read:

202.22 **(7)** (a) The department shall by rule provide for registration of a professional employer organization or professional employer group on acceptance by the department of a registration form, financial statement, or any other information or documentation required under sub. (2), (4), (5), or (6), s. ~~461.03~~ 202.23, or rules promulgated under s. ~~461.06~~ 202.095 or 202.26 in the form of an electronic record, as defined in s. 137.11 (7) and, if a signature is required, on acceptance of an electronic signature, as defined in s. 137.11 (8).

(b) The department may by rule provide for registration of a professional employer organization or professional employer group without compliance with sub. (2), (4), (5), or (6), s. ~~461.03~~ 202.23, or rules promulgated under s. ~~461.06~~ 202.095 or 202.26 on acceptance by the department of assurance, provided by a bonded, independent, and qualified assurance organization that has been approved by the department, ~~that provides assurance~~ satisfactory to the department that the professional employer organization or professional employer group is qualified to operate as a professional employer organization or a professional employer group in this state.

(c) This subsection does not limit the authority of the department to require a professional employer organization or professional employer group to register as provided in sub. (2), (4), (5), or (6), to maintain proof of financial capability as required under s. ~~461.03~~ 202.23, or to comply with this chapter and the rules promulgated under s. ~~461.06~~ 202.095 or 202.26; to investigate an applicant or

registrant and deny registration or renewal registration under sub. (8), or to investigate an applicant, registrant. or controlling person and take disciplinary action under s. ~~461.05~~ 202.06.

SECTION 2247. 461.02 (8) of the statutes is renumbered 202.22 (8) and amended to read:

202.22 **(8)** ISSUANCE OF REGISTRATION. The department shall investigate each applicant or registrant who submits to the department an application for registration or registration renewal under this section, together with the applicable registration or registration renewal fee, to determine whether the applicant or registrant is qualified for registration or for renewal registration. Except as provided in ~~s. 440.12 and 440.13~~ ss. 202.03 and 202.035, the department shall issue a registration or renewal registration if, after completing the investigation, the department determines that the applicant or registrant meets the applicable requirements under this chapter and rules promulgated under s. ~~461.06~~ 202.095 or 202.26 for issuance or renewal of a registration and is satisfied that the applicant or registrant will comply with this chapter and those rules.

SECTION 2248. 461.02 (9) of the statutes is renumbered 202.22 (9).

SECTION 2249. 461.03 of the statutes is renumbered 202.23 and amended to read:

202.23 Financial capability. Except as provided in s. ~~461.02~~ 202.22 (5) (e) or (7) (b), a professional employer organization or professional employer group shall maintain one of the following:

(1) WORKING CAPITAL REQUIREMENT. Working capital, as defined by generally accepted accounting principals, of not less than $100,000, as shown in the financial statement submitted to the department under s. ~~461.02~~ 202.22 (2) (f) 1., (4), or (6).

If a professional employer organization or professional employer group has less than $100,000 in working capital, the department may issue a registration or renewal registration contingent on the registrant meeting the working capital requirement of this subsection no later than 180 days after the issuance of the registration or renewal registration. During the period of contingent registration, the registrant shall submit quarterly financial statements to the department accompanied by an attestation by the chief executive officer of the registrant that all wages, salaries, employee benefits, worker's compensation insurance premiums, payroll taxes, unemployment insurance contributions, and other amounts that are payable to or with respect to an employee of the registrant performing services for a client were paid by the registrant when due.

(2) ALTERNATIVE COMMITMENT. A bond, certificate of deposit, escrow account, or irrevocable letter of credit in an amount that is not less than $100,000 or, if the financial statement submitted to the department under s. ~~461.02~~ 202.22 (2) (f) 1., (4), or (6) indicates a deficit in working capital, a bond, certificate of deposit, escrow account, or irrevocable letter of credit in an amount that is not less than $100,000 plus an amount that is sufficient to cover that deficit. The commitment described in this subsection shall be in a form approved by the department, shall be held in a depository designated by the department, and shall secure the payment by the professional employer organization or professional employer group of any wages, salaries, employee benefits, worker's compensation insurance premiums, payroll taxes, unemployment insurance contributions, or other amounts that are payable to or with respect to an employee performing services for a client if the professional employer organization or professional employer group does not make those payments when due. The commitment shall be established in favor of or be made

payable to the department, for the benefit of the state and any employee to whom or with respect to whom the professional employer organization or professional employer group does not make a payment described in this subsection when due. The professional employer organization or professional employer group shall file with the department any agreement, instrument, or other document that is necessary to enforce the commitment against the professional employer organization or professional employer group, or against any relevant 3rd party, or both.

SECTION 2250. 461.04 of the statutes is renumbered 202.24, and 202.24 (3), as renumbered, is amended to read:

202.24 **(3)** LICENSING. Nothing in this ~~chapter~~ subchapter or in any contract for the provision of the nontemporary, ongoing workforce of a client may be construed to affect or impair any federal, state, or local licensing, registration, or certification requirement that is applicable to a client or to an employee performing services for a client.

SECTION 2251. 461.05 of the statutes is repealed.

SECTION 2252. 461.06 of the statutes is renumbered 202.26, and 202.26 (intro.), (1) and (3), as renumbered, are amended to read:

202.26 Rules. (intro.) The rules the department ~~shall promulgate rules to~~ promulgates under s. 202.095 that implement this ~~chapter. Those rules~~ subchapter shall include rules providing for all of the following:

(1) Alternative registration of professional employer organizations under s. ~~461.02~~ 202.22 (7) (a) and (b).

(3) Minimum requirements for issuance or renewal of a registration under s. ~~461.02~~ 202.22 (8).

SECTION 2253. 461.10 of the statutes is renumbered 202.29 and amended to read:

202.29 Short title. This ~~chapter~~ subchapter shall be known as the "Wisconsin Professional Employer Organizations Act."

SECTION 2254. 562.025 (1) (intro.) of the statutes is amended to read:

562.025 **(1)** (intro.) No employee in the division of gaming who performs any duty related to racing or ~~the executive assistant or~~ the secretary ~~or~~, deputy secretary, or assistant deputy secretary of administration and no member of such a person's immediate family, as defined in s. 19.42 (7), may, while that person is employed or serves in such a capacity or for 2 years following the termination of his or her employment with the department after having served in such a capacity, do any of the following:

SECTION 2255. 563.05 (5) (intro.) of the statutes is amended to read:

563.05 **(5)** (intro.) No employee in the division of gaming who performs any duty related to bingo or raffles or ~~the executive assistant or~~ the secretary ~~or~~, deputy secretary, or assistant deputy secretary of administration and no member of such a person's immediate family, as defined in s. 19.42 (7), may, while that person is employed or serves in such a capacity or for 2 years following the termination of his or her employment with the department after having served in such a capacity, do any of the following:

SECTION 2256. Chapter 564 of the statutes is repealed.

SECTION 2257. 565.01 (4n) of the statutes is created to read:

565.01 **(4n)** "Personal representative" has the meaning given in s. 851.23.

SECTION 2258. 565.05 (1) (intro.) of the statutes is amended to read:

565.05 **(1)** (intro.) No employee in the lottery division of the department or ~~the executive assistant or~~ the secretary ~~or~~, deputy secretary, or assistant deputy secretary of revenue may do any of the following:

SECTION 2259. 565.05 (1) (a) of the statutes is amended to read:

565.05 **(1)** (a) Have a direct or indirect interest in, or be employed by, any vendor while serving as an employee in the lottery division of the department or ~~as the executive assistant or~~ as secretary ~~or~~, deputy secretary, or assistant deputy secretary of revenue ~~or~~ for 2 years following the person's termination of service.

SECTION 2260. 565.17 (5) (a) of the statutes is amended to read:

565.17 **(5)** (a) No employee in the lottery division of the department or ~~the executive assistant or~~ the secretary ~~or~~, deputy secretary, or assistant deputy secretary of revenue and no member of such a person's immediate family, as defined in s. 19.42 (7), may purchase a lottery ticket or lottery share.

SECTION 2261. 565.30 (1) of the statutes is renumbered 565.30 (1) (a) and amended to read:

565.30 **(1)** (a) The administrator shall direct the payment of a prize, in the form elected under s. 565.28, if applicable, to the holder of the winning lottery ticket or lottery share or to a person designated under sub. (2), except that a prize may be paid to another person under a court order or, upon the death of a prize winner, any prize money that has not been paid shall be paid to the prize winner's estate ~~of a deceased prize winner~~.

(e) The department, administrator, state and any contractor for materials, equipment or services of the game in which the prize is won are discharged of all liability upon payment of the prize to the holder of a winning lottery ticket or lottery share.

SECTION 2262. 565.30 (1) (b) of the statutes is created to read:

565.30 **(1)** (b) If prize money, other than prize money from a multijurisdictional lottery, is being paid in the form of an annuity to a person at the time of his or her death, and if the personal representative of the deceased person's estate petitions the administrator within 18 months after the effective date of this paragraph .... [LRB inserts date], or within 18 months after the date of death of the person, whichever is later, to have the remaining prize money paid in the form of a lump sum, the administrator shall direct that the payment be made as a lump sum.

SECTION 2263. 565.30 (1) (c) of the statutes is created to read:

565.30 **(1)** (c) If prize money, other than prize money from a multijurisdictional lottery, is being paid in the form of an annuity to a person, other than a prize winner, and if the person petitions the administrator within 18 months after the effective date of this paragraph .... [LRB inserts date], or within 18 months after the date of the receipt of the first annuity payment by the person, whichever is later, to have the remaining prize money paid in the form of a lump sum, the administrator shall direct that the payment be made in a lump sum.

SECTION 2264. 565.30 (1) (d) of the statutes is created to read:

565.30 **(1)** (d) The administrator shall establish a procedure for submitting petitions under pars. (b) and (c).

SECTION 2265. 601.415 (10) of the statutes is amended to read:

601.415 **(10)** PETROLEUM PRODUCT STORAGE REMEDIAL ACTION PROGRAM RULES. The commissioner shall promulgate the rules required under s. ~~101.143~~ 292.63 (1m).

SECTION 2266. 632.697 of the statutes is created to read:

632.697 Benefits subject to department's right to recover. Death benefits payable under a life insurance policy or an annuity are subject to the right

of the department of health services to recover under s. 46.27 (7g), 49.496, 49.682, or 49.849 an amount equal to the medical assistance that is recoverable under s. 49.496 (3) (a), an amount equal to aid under s. 49.68, 49.683, or 49.685 that is recoverable under s. 49.682 (2) (a), or an amount equal to long–term community support services under s. 46.27 that is recoverable under s. 46.27 (7g) (c) 1. and that was paid on behalf of the deceased policyholder or annuitant.

SECTION 2267. 635.02 (7) (b) 3. of the statutes is amended to read:

635.02 **(7)** (b) 3. A professional employer organization, as defined in s. ~~461.01~~ 202.21 (5), or a professional employer group, as defined in s. ~~461.01~~ 202.21 (4), that provides health care benefits to more than 50 employees performing services for a client, as defined in s. ~~461.01~~ 202.21 (2).

SECTION 2268. 700.24 of the statutes is amended to read:

700.24 Death of a joint tenant; effect of liens. A real estate mortgage, a security interest under ch. 409, or a lien under s. 72.86 (2), 1985 stats., or s. 71.91 (5) (b), or ch. 49 or 779 ~~or rules promulgated under s. 46.286 (7)~~ on or against the interest of a joint tenant does not defeat the right of survivorship in the event of the death of such joint tenant, but the surviving joint tenant or tenants take the interest such deceased joint tenant could have transferred prior to death subject to such mortgage, security interest, or statutory lien.

SECTION 2269. 701.065 (1) (b) 1. of the statutes is amended to read:

701.065 **(1)** (b) 1. The claim is a claim based on tort, on a marital property agreement that is subject to the time limitations under s. 766.58 (13) (b) or (c), on Wisconsin income, franchise, sales, withholding, gift, or death taxes, or on unemployment compensation contributions due or benefits overpaid; a claim for funeral or administrative expenses; a claim of this state under s. 46.27 (7g), 49.496

~~or~~, 49.682, or ~~rules promulgated under s. 46.286 (7)~~ 49.849; or a claim of the United States.

SECTION 2270. 701.065 (5) of the statutes is created to read:

701.065 **(5)** CLAIMS OF DEPARTMENT OF HEALTH SERVICES. (a) *Definitions.* In this subsection:

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

2. "Long–term care program" has the meaning given in s. 49.496 (1) (bk).

(b) *Living trusts.* 1. Notwithstanding sub. (1) (a), if a settlor of a living trust, or if the predeceased spouse of a settlor of a living trust, at any time received any services provided as a benefit under a long–term care program, medical assistance under subch. IV of ch. 49, long–term community support services funded under s. 46.27 (7), or aid under s. 49.68, 49.683, or 49.685, the trustee shall provide written notice to the department by registered or certified mail, within 30 days after the death of the settlor and before any property held in the trust is distributed. The notice shall include demographic information about the settlor and the settlor's predeceased spouse, if any, information about how to file a claim, a copy of the trust document, and documentation supporting the value of the trust on the settlor's date of death.

2. After the death of a settlor who, or whose predeceased spouse, received services, medical assistance, long–term community support services, or aid described in subd. 1., the department may recover under s. 46.27 (7g), 49.496, 49.682, or 49.849, from property held in the living trust immediately before the settlor's death, an amount equal to the medical assistance that is recoverable under s. 49.496 (3) (a), an amount equal to aid under s. 49.68, 49.683, or 49.685 that is recoverable under s. 49.682 (2) (a), or an amount equal to long–term community support services

under s. 46.27 that is recoverable under s. 46.27 (7g) (c) 1. and that was paid on behalf of the settlor or the settlor's predeceased spouse. The deadline for the department to file a claim for recovery under this subdivision shall be the date that is 4 months after the date of the trustee's notice under subd. 1.

3. Within 90 days after receipt of a claim for recovery from the department, a trustee under subd. 1. shall pay to the department any amount that the department may recover under subd. 2. If the trustee distributes property from the trust before the department makes a claim to the trustee for the recovery of any amount specified in subd. 2., the trustee shall provide the department with information about the distributed property and to whom it was distributed or transferred. The department is entitled to recover any amounts specified in subd. 2. from the persons to whom the property was distributed or transferred.

(c) *Special needs or pooled trusts.* 1. Notwithstanding sub. (1) (a), within 30 days after the death of a beneficiary under a trust described in 42 USC 1396p (d) (4) (A) or (C), the trustee shall provide written notice to the department by registered or certified mail. The notice shall include demographic information about the decedent, information about how to file a claim, a copy of the trust document, and documentation supporting the value of the decedent's property held in the trust on the decedent's date of death. Within 90 days after receipt of a claim from the department, the trustee shall repay the department for any medical assistance paid on behalf of the decedent, as required under the terms of the trust.

2. If a trustee under subd. 1. fails to comply with the notice and repayment requirements under subd. 1., the trustee is personally liable to the department for any costs the department incurs in recovering medical assistance amounts paid on behalf of the decedent from property distributed from the trust before any repayment

is made and for any recoverable amounts that the department is unable to recover from persons to whom the property was distributed.

3. After the death of a beneficiary under a trust described in 42 USC 1396p (d) (4) (C), the trustee may retain up to 30 percent of the balance in the decedent's account, unless the trustee fails to comply with the notice and repayment requirements under subd. 1., in which case the trustee may not retain any of the balance in the decedent's account.

SECTION 2271. 705.04 (2g) of the statutes is amended to read:

705.04 **(2g)** Notwithstanding subs. (1) and (2), the department of health services may collect, from funds of a decedent that are held by the decedent immediately before death in a joint account or a P.O.D. account, an amount equal to the medical assistance that is recoverable under s. 49.496 (3) (a), an amount equal to aid under s. 49.68, 49.683, or 49.685 that is recoverable under s. 49.682 (2) (a), or an amount equal to long–term community support services under s. 46.27 that is recoverable under s. 46.27 (7g) (c) 1. and that was paid on behalf of the decedent or the decedent's spouse ~~or an amount equal to the family care benefit under s. 46.286 that is recoverable under rules promulgated under s. 46.286 (7) and that was paid on behalf of the decedent or the decedent's spouse~~.

SECTION 2272. 710.01 of the statutes is amended to read:

710.01 Aliens may acquire lands. ~~Subject to the limitations of s. 710.02 an~~ An alien may acquire and hold lands or any right thereto or interest therein by purchase, devise, or descent, and the alien may convey, mortgage, and devise the same; and if the alien shall die intestate the same shall descend to the alien's heirs; and in all cases such lands shall be held, conveyed, mortgaged, or devised or shall

descend in like manner and with like effect as if such alien were a native citizen of the state or of the United States.

SECTION 2273. 710.02 of the statutes is repealed.

SECTION 2274. 710.03 of the statutes is amended to read:

710.03 Provision not retroactive. The title to any lands conveyed before May 3, 1887, or any lands which nonresident aliens may hold under s. 710.02, 2011 stats., conveyed since that date and before the effective date of this section .... [LRB inserts date], shall not be questioned nor in any manner affected by reason of the alienage of any person from or through whom such title may have been derived.

SECTION 2275. 766.55 (2) (bm) of the statutes is created to read:

766.55 **(2)** (bm) An obligation incurred by a spouse that is recoverable under s. 46.27 (7g), 49.496, 49.682, or 49.849 may be satisfied from all property that was the property of that spouse immediately before that spouse's death and from all property that was marital property at any time within 5 years before that spouse applied for public assistance, as defined in s. 49.849 (1) (e), or while that spouse was eligible for public assistance, as defined in s. 49.849 (1) (e).

SECTION 2276. 767.511 (6) (intro.) of the statutes is amended to read:

767.511 **(6)** INTEREST ON ARREARAGE. (intro.) ~~A~~ Subject to sub. (6m), a party ordered to pay child support under this section shall pay simple interest at the rate of 1% per month on any amount in arrears that is equal to or greater than the amount of child support due in one month. ~~If~~ Subject to sub. (6m), if the party no longer has a current obligation to pay child support, interest at the rate of 1% per month shall accrue on the total amount of child support in arrears, if any. Interest under this subsection is in lieu of interest computed under s. 807.01 (4), 814.04 (4), or 815.05 (8) and is paid to the department or its designee under s. 767.57. Except as provided in

s. 767.57 (1m) and except as required under federal statutes or regulations, the department or its designee shall apply all payments received for child support as follows:

SECTION 2277. 767.511 (6m) of the statutes is created to read:

767.511 **(6m)** PILOT PROGRAM ON INTEREST RATE. The department may conduct a pilot program under which the interest that accrues on the amounts in arrears specified in sub. (6) and in s. 767.531 shall be at the rate of 0.5 percent per month instead of 1 percent per month. If the department conducts a pilot program under this subsection, the program may begin at any time after December 31, 2013, but shall end on June 30, 2015, and the new rate shall apply to interest that accrues during that time. At the end of the pilot program, if any, the interest rate shall revert to 1 percent per month, unless the department of administration approves the continuation of the lower rate.

SECTION 2278. 767.531 (intro.) of the statutes is amended to read:

767.531 Family support. (intro.) The court may make a financial order designated "family support" as a substitute for child support orders under s. 767.511 and maintenance payment orders under s. 767.56. ~~A~~ Subject to s. 767.511 (6m), a party ordered to pay family support under this section shall pay simple interest at the rate of 1% per month on any amount in arrears that is equal to or greater than the amount of child support due in one month. ~~If~~ Subject to s. 767.511 (6m), if the party no longer has a current obligation to pay child support, interest at the rate of 1% per month shall accrue on the total amount of child support in arrears, if any. Interest under this section is in lieu of interest computed under s. 807.01 (4), 814.04 (4), or 815.05 (8) and is paid to the department or its designee under s. 767.57. Except

as provided in s. 767.57 (1m), the department or its designee shall apply all payments received for family support as follows:

SECTION 2279. 767.57 (1m) (intro.) of the statutes is amended to read:

767.57 **(1m)** OVERPAYMENT. (intro.) ~~Notwithstanding ss. 767.511 (6) and 767.531, if~~ If the department or its designee receives support or maintenance money that exceeds the amount due in the month in which it is received and the department or its designee determines that the excess amount is for support or maintenance due in a succeeding month, the department or its designee may hold the amount of overpayment that does not exceed the amount due in the next month for disbursement in the next month if any of the following applies:

SECTION 2280. 788.01 of the statutes is amended to read:

788.01 Arbitration clauses in contracts enforceable. A provision in any written contract to settle by arbitration a controversy thereafter arising out of the contract, or out of the refusal to perform the whole or any part of the contract, or an agreement in writing between 2 or more persons to submit to arbitration any controversy existing between them at the time of the agreement to submit, shall be valid, irrevocable and enforceable except upon such grounds as exist at law or in equity for the revocation of any contract. This chapter shall not apply to contracts between employers and employees, or between employers and associations of employees, except as provided in s. 111.10, nor to agreements to arbitrate disputes under s. ~~101.143~~ 292.63 (6s) or 230.44 (4) (bm).

SECTION 2281. 813.12 (8) (a) of the statutes, as affected by 2011 Wisconsin Act 266, is amended to read:

813.12 **(8)** (a) Whoever knowingly violates a temporary restraining order or injunction issued under sub. (3) or (4) shall be fined not more than $10,000 or

imprisoned for not more than 9 months or both, and may be subject to an order under s. 813.129 (1) (b). If the court issues an order under s. 813.129 (1) (b), the court shall report the violation to the department of corrections immediately upon the person's conviction.

SECTION 2282. 813.125 (7) of the statutes, as affected by 2011 Wisconsin Act 266, is amended to read:

813.125 **(7)** PENALTY. Whoever violates a temporary restraining order or injunction issued under this section shall be fined not more than $10,000 or imprisoned not more than ~~90 days~~ 9 months or both, and may be subject to an order under s. 813.129 (1) (b). If the court issues an order under s. 813.129 (1) (b), the court shall report the violation to the department of corrections immediately upon the person's conviction.

SECTION 2283. 813.129 (1) of the statutes, as created by 2011 Wisconsin Act 266, is repealed and recreated to read:

813.129 **(1)** A court may order a person to submit to global positioning system tracking if any of the following occurs:

(a) In a jurisdiction that has established a program under sub. (6), the court issues a temporary restraining order or injunction under s. 813.12 or 813.125.

(b) The person is convicted of knowingly violating a temporary restraining order or injunction issued under s. 813.12 or 813.125.

SECTION 2284. 813.129 (5) of the statutes, as created by 2011 Wisconsin Act 266, is amended to read:

813.129 **(5)** If, after weighing the factors set forth under sub. (2), the court determines that a person is more likely than not to cause serious bodily harm to the person who petitioned for the restraining order or injunction, and the court

determines that another alternative, including imprisonment, is more likely to protect the person who petitioned for the restraining order or injunction, the court may not enter an order under sub. (1) (b).

SECTION 2285. 813.129 (6) of the statutes is created to read:

813.129 **(6)** A local unit of government, a law enforcement agency, or a tribal law enforcement agency may establish a global positioning tracking program for persons subject to a temporary restraining order or injunction under s. 813.12 or 813.125. A local unit of government, a law enforcement agency, or a tribal law enforcement agency may apply for a grant under s. 165.94 (1) to establish and administer a program established pursuant to this subsection. Any program established pursuant to this subsection shall comply with the guidelines established under s. 165.94 (2), regardless of whether the local unit of government, law enforcement agency, or tribal law enforcement agency receives a grant under s. 165.94 (1).

SECTION 2286. 814.67 (1) (c) (intro.) of the statutes is renumbered 814.67 (1) (c) 1. a. and amended to read:

814.67 **(1)** (c) 1. a. ~~For traveling, going and returning~~ Traveling from his or her residence ~~if within the state; or, if without the state, from the point where he or she crosses the state boundary~~ to the place of attendance, and returning by the usually traveled route between such points~~.~~ if his or her residence is within the state.

SECTION 2287. 814.67 (1) (c) 1. of the statutes is renumbered 814.67 (1) (c) 1. (intro.) and amended to read:

814.67 **(1)** (c) 1. (intro.) For ~~witnesses~~ a witness, the rate of 20 cents per mile~~.~~ for either of the following:

SECTION 2288. 814.67 (1) (c) 1. b. of the statutes is created to read:

814.67 **(1)** (c) 1. b. Traveling from the point where he or she crosses the state boundary to the place of attendance and returning by the usually traveled route between such points if his or her residence is outside the state.

SECTION 2289. 814.67 (1) (c) 2. of the statutes is renumbered 814.67 (1) (c) 2. a. and amended to read:

814.67 **(1)** (c) 2. a. ~~For interpreters~~ Except as provided in subd. 2. b., for an interpreter, the mileage rate set under s. 20.916 (8) for traveling from his or her residence to the place of attendance and returning by the usually traveled route between such points.

SECTION 2290. 814.67 (1) (c) 2. b. of the statutes is created to read:

814.67 **(1)** (c) 2. b. For an interpreter traveling to the place of attendance from his or her place of residence outside the state, the number of miles between the interpreter's residence and the point at which he or she crosses the state boundary for which the interpreter may receive reimbursement under this subdivision may not exceed 100 miles each way, following the usually traveled route between such points.

SECTION 2291. 814.75 (7) of the statutes is amended to read:

814.75 **(7)** The deoxyribonucleic acid analysis surcharge under s. 973.046 (1r).

SECTION 2292. 814.76 (5) of the statutes is amended to read:

814.76 **(5)** The deoxyribonucleic acid analysis surcharge under s. 973.046 (1r).

SECTION 2293. 852.03 (6) of the statutes is amended to read:

852.03 **(6)** TAKING THROUGH OR BY ALIEN. No person is disqualified from taking as an heir because the person or a person through whom he or she claims is not or at some time was not a U.S. citizen. The rights of an alien to acquire or hold land in the state are governed by ss. 710.01 ~~to~~ and 710.03.

SECTION 2294. 859.02 (2) (a) of the statutes is amended to read:

859.02 **(2)** (a) It is a claim based on tort, on a marital property agreement that is subject to the time limitations under s. 766.58 (13) (b) or (c), on Wisconsin income, franchise, sales, withholding, gift, or death taxes, or on unemployment insurance contributions due or benefits overpaid; a claim for funeral or administrative expenses; a claim of this state under s. 46.27 (7g), 49.496 ~~or~~, 49.682, or ~~rules promulgated under s. 46.286 (7)~~ 49.849; or a claim of the United States; or

SECTION 2295. 859.07 (2) (a) 3. of the statutes is amended to read:

859.07 **(2)** (a) 3. The decedent or the decedent's spouse received ~~the family care benefit under s. 46.286~~ services provided as a benefit under a long–term care program, as defined in s. 49.496 (1) (bk), medical assistance under subch. IV of ch. 49, long–term community support services funded under s. 46.27 (7), or aid under s. 49.68, 49.683, or 49.685.

SECTION 2296. 867.01 (3) (am) 4. of the statutes is amended to read:

867.01 **(3)** (am) 4. Whether the decedent or the decedent's spouse received ~~the family care benefit under s. 46.286~~ services provided as a benefit under a long–term care program, as defined in s. 49.496 (1) (bk), medical assistance under subch. IV of ch. 49, long–term community support services funded under s. 46.27 (7) or aid under s. 49.68, 49.683 or 49.685.

SECTION 2297. 867.01 (3) (d) of the statutes is amended to read:

867.01 **(3)** (d) *Notice.* The court may hear the matter without notice or order notice to be given under s. 879.03. If the decedent or the decedent's spouse received ~~the family care benefit under s. 46.286~~ services provided as a benefit under a long–term care program, as defined in s. 49.496 (1) (bk), medical assistance under subch. IV of ch. 49, long–term community support services funded under s. 46.27 (7), or aid under s. 49.68, 49.683, or 49.685, the petitioner shall give notice by certified

mail to the department of health services as soon as practicable after filing the petition with the court.

SECTION 2298. 867.02 (2) (am) 6. of the statutes is amended to read:

867.02 **(2)** (am) 6. Whether the decedent or the decedent's spouse received ~~the family care benefit under s. 46.286~~ services provided as a benefit under a long–term care program, as defined in s. 49.496 (1) (bk), medical assistance under subch. IV of ch. 49, long–term community support services funded under s. 46.27 (7), or aid under s. 49.68, 49.683, or 49.685.

SECTION 2299. 867.03 (1g) (c) of the statutes is amended to read:

867.03 **(1g)** (c) Whether the decedent or the decedent's spouse ever received ~~the family care benefit under s. 46.286~~ services provided as a benefit under a long–term care program, as defined in s. 49.496 (1) (bk), medical assistance under subch. IV of ch. 49, long–term community support services funded under s. 46.27 (7) or aid under s. 49.68, 49.683 or 49.685.

SECTION 2300. 867.03 (1m) (a) of the statutes is amended to read:

867.03 **(1m)** (a) Whenever an heir, trustee, or person who was guardian of the decedent at the time of the decedent's death intends to transfer a decedent's property by affidavit under sub. (1g) and the decedent or the decedent's spouse ever received ~~the family care benefit under s. 46.286~~ services provided as a benefit under a long–term care program, as defined in s. 49.496 (1) (bk), medical assistance under subch. IV of ch. 49, long–term community support services funded under s. 46.27 (7), or aid under s. 49.68, 49.683, or 49.685, the heir, trustee, or person who was guardian of the decedent at the time of the decedent's death shall give notice to the department of health services of his or her intent. The notice shall include the information in the affidavit under sub. (1g) and the heir, trustee, or person who was guardian of the

decedent at the time of the decedent's death shall give the notice by certified mail, return receipt requested.

SECTION 2301. 867.03 (1m) (b) of the statutes is amended to read:

867.03 **(1m)** (b) An heir, trustee, or person who was guardian of the decedent at the time of the decedent's death who files an affidavit under sub. (1g) that states that the decedent or the decedent's spouse received ~~the family care benefit under s. 46.286~~ services provided as a benefit under a long–term care program, as defined in s. 49.496 (1) (bk), medical assistance under subch. IV of ch. 49, long–term community support services funded under s. 46.27 (7), or aid under s. 49.68, 49.683, or 49.685 shall attach to the affidavit the proof of mail delivery of the notice required under par. (a) showing ~~a~~ the delivery date ~~that is not less than 10 days before the day on which the heir, trustee, or person who was guardian of the decedent at the time of the decedent's death files the affidavit~~.

SECTION 2302. 867.03 (2g) of the statutes is renumbered 867.03 (2g) (a) and amended to read:

867.03 **(2g)** (a) By accepting the decedent's property under this section the heir, trustee, or guardian assumes a duty to apply the property transferred for the payment of obligations according to priorities established under s. 859.25 and to distribute any balance to those persons designated in the appropriate governing instrument, as defined in s. 854.01, of the decedent or if there is no governing instrument, according to the rules of intestate succession under ch. 852, subject to par. (b). An heir or guardian may publish a notice to creditors in the same manner and with the same effect as a trustee under s. 701.065. This ~~subsection~~ paragraph does not prohibit any appropriate person from requesting administration of the decedent's estate under s. 856.07 or ch. 865.

SECTION 2303. 867.03 (2g) (b) of the statutes is created to read:

867.03 **(2g)** (b) Property transferred under this section to or by an heir, trustee, or guardian is subject to the right of the department of health services to recover under s. 46.27 (7g), 49.496, 49.682, or 49.849 an amount equal to the medical assistance that is recoverable under s. 49.496 (3) (a), an amount equal to aid under s. 49.68, 49.683, or 49.685 that is recoverable under s. 49.682 (2) (a), or an amount equal to long–term community support services under s. 46.27 that is recoverable under s. 46.27 (7g) (c) 1. and that was paid on behalf of the decedent or the decedent's spouse. Upon request, the heir, trustee, or guardian shall provide to the department of health services information about any of the decedent's property that the heir, trustee, or guardian has distributed and information about the persons to whom the property was distributed.

SECTION 2304. 867.035 (title) of the statutes is repealed.

SECTION 2305. 867.035 (1) (a) (intro.) of the statutes is renumbered 49.849 (2) (a) (intro.) and amended to read:

49.849 **(2)** (a) (intro.) Subject to par. ~~(bm)~~ (b), the department ~~of health services~~ may collect from the property of a decedent~~, including funds of a decedent that are held by the decedent immediately before death in a joint account or a P.O.D. account,~~ by affidavit under sub. ~~(2)~~ (3) (b) or by lien under sub. ~~(2m)~~ (4) (a) an amount equal to the medical assistance that is recoverable under s. 49.496 (3) (a), the long–term community support services under s. 46.27 that is recoverable under s. 46.27 (7g) (c) 1., ~~the family care benefit that is recoverable under rules promulgated under s. 46.286 (7),~~ or the aid under s. 49.68, 49.683, or 49.685 that is recoverable under s. 49.682 (2) (a), and that was paid on behalf of the decedent or the decedent's spouse, if all of the following conditions are satisfied:

SECTION 2306. 867.035 (1) (a) 1. of the statutes is repealed.

SECTION 2307. 867.035 (1) (a) 2. of the statutes is renumbered 49.849 (2) (a) 1.

SECTION 2308. 867.035 (1) (a) 3. of the statutes is renumbered 49.849 (2) (a) 2.

SECTION 2309. 867.035 (1) (a) 4. of the statutes is repealed.

SECTION 2310. 867.035 (1) (bm) of the statutes is renumbered 49.849 (2) (b), and 49.849 (2) (b) (intro.), as renumbered, is amended to read:

49.849 **(2)** (b) (intro.) The department ~~of health services~~ shall reduce the amount of its recovery under par. (a) by up to the amount specified in s. 861.33 (2) if necessary to allow the decedent's heirs or beneficiaries under the decedent's will to retain the following personal property of the decedent:

SECTION 2311. 867.035 (2) of the statutes is renumbered 49.849 (3) (b) and amended to read:

49.849 **(3)** (b) A person who possesses <u>or receives</u> property of a decedent shall transmit the property to the department ~~of health services~~, if the conditions in sub. ~~(1) (a) 1. to 4.~~ <u>(2) (a) 1. and 2.</u> are satisfied, upon receipt of an affidavit by a person designated by the secretary of health services to administer this section showing that the department paid on behalf of the decedent or the decedent's spouse recoverable benefits specified in sub. ~~(1)~~ <u>(2)</u> (a). Upon transmittal, the person is released from any obligation to other creditors or heirs of the decedent.

SECTION 2312. 867.035 (2m) (a) of the statutes is renumbered 49.849 (4) (a), and 49.849 (4) (a) (intro.), as renumbered, is amended to read:

49.849 **(4)** (a) (intro.) If the ~~conditions~~ <u>condition</u> in sub. ~~(1) (a) 1., 2., and 4. are~~ <u>(2) (a) 1. is</u> satisfied, the department ~~of health services~~ shall have a lien in the amount that it may recover under sub. ~~(1)~~ <u>(2)</u> (a) on any interest in ~~the decedent's~~ <u>any property of the decedent that is real property, including a</u> home, as defined in s.

49.496 (1) (b)~~, transferred under s. 867.03 (1g)~~. The department may record the lien in the office of the register of deeds of the county in which the real property is located.

(b) The department may enforce ~~the~~ a lien under par. (a) by foreclosure in the same manner as a mortgage on real property, unless any of the following is alive:

SECTION 2313. 867.035 (2m) (b) of the statutes is repealed.

SECTION 2314. 867.035 (3) of the statutes is renumbered 49.849 (5) and amended to read:

49.849 **(5)** OTHER VALID CLAIMS. If a person has a valid claim against ~~the decedent's estate~~ property of the decedent that would have a higher priority under s. 859.25 (1) if the ~~estate were administered~~ property were subject to administration than the department ~~of health services~~ would have under s. 859.25 (1) (e) and the person demands payment in writing within one year of the date on which the property was transmitted to the department, the department shall pay to the person the value of the property collected under sub. ~~(2)~~ (3) or the amount of the claim, whichever is less. The department may authorize any person who possesses property of the decedent to honor higher priority claims with the decedent's property before transmitting property to the department.

SECTION 2315. 867.035 (4) of the statutes is renumbered 49.849 (6) (a) and amended to read:

49.849 **(6)** (a) From the appropriation under s. 20.435 (4) (im), with respect to funds collected by the department under sub. ~~(1)~~ (2) related to medical assistance paid on behalf of the decedent or the decedent's spouse, the department ~~of health services~~ shall pay claims under sub. ~~(3)~~ (5), shall pay to the federal government from the amount recovered under this section and not paid out as claims under sub. ~~(3)~~ (5) an amount equal to the amount of federal funds used to pay the benefits recovered

under this section and shall spend the remainder of the amount recovered under this section for medical assistance benefits under subch. IV ~~of ch. 49~~.

SECTION 2316. 867.035 (4m) of the statutes is renumbered 49.849 (6) (b) and amended to read:

49.849 **(6)** (b) From the appropriation under s. 20.435 (7) (im), with respect to funds collected by the department under sub. ~~(1)~~ (2) related to long–term community support services funded under s. 46.27 (7) paid on behalf of the decedent or the decedent's spouse, the department ~~of health services~~ shall pay claims under sub. ~~(3)~~ (5) and shall spend the remainder of the funds recovered under this section for long–term community support services funded under s. 46.27 (7).

SECTION 2317. 867.035 (5) of the statutes is renumbered 49.849 (7) and amended to read:

49.849 **(7)** RULES FOR HARDSHIP WAIVER. The department ~~of health services~~ shall promulgate rules establishing standards to determine whether the application of this section would work an undue hardship in individual cases. If the department ~~of health services~~ determines that the application of this section would work an undue hardship in a particular case, the department shall waive the application of this section in that case. This subsection does not apply with respect to collecting from the property of a decedent if the decedent is a deceased nonrecipient surviving spouse.

SECTION 2318. 893.33 (4r) of the statutes is created to read:

893.33 **(4r)** This section applies to liens of the department of health services on real property under ss. 46.27 (7g), 49.496, 49.682, 49.848, and 49.849.

SECTION 2319. 938.06 (1) (title) of the statutes is amended to read:

938.06 **(1)** (title) COUNTIES WITH A POPULATION OF ~~500,000~~ 750,000 OR MORE.

SECTION 2320. 938.06 (1) (a) 1. of the statutes is amended to read:

938.06 **(1)** (a) 1. In counties with a population of ~~500,000~~ 750,000 or more, the county board of supervisors shall provide the court with the services necessary for investigating and supervising cases under this chapter by operating a children's court center under the supervision of a director who is appointed as provided in s. 46.21 (1m) (a). Except as otherwise provided in this subsection, the director is the chief administrative officer of the center and of the intake and probation sections and juvenile detention facilities of the center. The director is responsible for managing the personnel of, and administering the services of, the sections and the juvenile detention facilities, and for supervising operation of the physical plant and maintenance and improvement of the buildings and grounds of the center.

SECTION 2321. 938.06 (2) (title) of the statutes is amended to read:

938.06 **(2)** (title) COUNTIES WITH A POPULATION UNDER ~~500,000~~ 750,000.

SECTION 2322. 938.06 (2) (a) of the statutes is amended to read:

938.06 **(2)** (a) In counties having less than ~~500,000~~ 750,000 population, the county board of supervisors shall authorize the county department or the court, or both, to provide intake services under s. 938.067 and the staff needed to provide dispositional services under s. 938.069. Intake services shall be provided by employees of the court or the county department and may not be subcontracted to other individuals or agencies, except as provided in par. (am). Intake workers shall be governed in their intake work, including their responsibilities for requesting the filing of a petition and entering into a deferred prosecution agreement, by general written policies established by the circuit judges for the county, subject to the approval of the chief judge of the judicial administrative district.

SECTION 2323. 938.06 (4) of the statutes is amended to read:

938.06 **(4)** STATE AID. State aid to any county for juvenile delinquency–related court services under this section shall be at the same net effective rate that each county is reimbursed for county administration under s. 48.569, except as provided in s. 301.26. Counties having a population of less than ~~500,000~~ 750,000 may use funds received under ss. 48.569 (1) (d) and 301.26, including county or federal revenue sharing funds allocated to match funds received under s. 48.569 (1) (d), for the cost of providing court attached intake services in amounts not to exceed ~~50%~~ 50 percent of the cost of providing court attached intake services or $30,000 per county per calendar year, whichever is less.

SECTION 2324. 938.21 (1m) of the statutes is created to read:

938.21 **(1m)** BIOLOGICAL SPECIMEN. If the juvenile has been taken into custody on the basis of a violation that would be a felony if committed by an adult in this state or of a violation of s. 940.225 (3m), 941.20 (1), 944.20, 944.30, 944.31, 944.33 (1), 946.52, or 948.10 (1) (b), the court shall determine if a biological specimen has been obtained from the juvenile under s. 165.84 (7), and if not, the court shall direct that a law enforcement agency or tribal law enforcement agency obtain a biological specimen from the juvenile and submit it to the state crime laboratories as specified in rules promulgated by the department of justice under s. 165.76 (4).

SECTION 2325. 938.30 (2m) of the statutes is created to read:

938.30 **(2m)** BIOLOGICAL SPECIMEN. If the juvenile is before the court on the basis of a violation that would be a felony if committed by an adult in this state or of a violation of s. 940.225 (3m), 941.20 (1), 944.20, 944.30, 944.31, 944.33 (1), 946.52, or 948.10 (1) (b), the court shall determine if a biological specimen has been obtained from the juvenile under s. 165.84 (7), and if not, the court shall direct that a law enforcement agency or tribal law enforcement agency obtain a biological specimen

from the juvenile and submit it to the state crime laboratories as specified in rules promulgated by the department of justice under s. 165.76 (4).

SECTION 2326. 938.34 (6m) of the statutes is amended to read:

938.34 **(6m)** COORDINATED SERVICES PLAN OF CARE. If the report prepared under s. 938.33 (1) recommends that the juvenile is in need of a coordinated services plan of care and if an initiative under s. 46.56 has been established ~~in~~ for the county or, if applicable, ~~by~~ for a tribe, order that an assessment of the juvenile and the juvenile's family for eligibility for and appropriateness of the initiative, and if eligible for enrollment in the initiative, that a coordinated services plan of care be developed and implemented.

SECTION 2327. 938.34 (15) (a) 1. and 3. of the statutes are consolidated, renumbered 938.34 (15) (a) and amended to read:

938.34 **(15)** (a) If the juvenile is adjudicated delinquent on the basis of a violation that would be a felony if committed by an adult in this state or of a violation of s. 940.225~~, 948.02 (1) or (2), 948.025, or 948.085 (2)~~ (3m), 941.20 (1), 944.20, 944.30, 944.31, 944.33 (1), 946.52, or 948.10 (1) (b), the court shall require the juvenile to ~~provide~~ comply with the requirement under s. 165.76 (1) (am) by providing a biological specimen to the state crime laboratories for deoxyribonucleic acid analysis. ~~3.~~ The results from deoxyribonucleic acid analysis of a specimen under ~~subd. 1. or 2.~~ this paragraph may be used only as authorized under s. 165.77 (3). ~~The state crime laboratories shall destroy any such specimen in accordance with s. 165.77 (3).~~

SECTION 2328. 938.34 (15) (a) 2. of the statutes is repealed.

SECTION 2329. 938.34 (15) (b) of the statutes is amended to read:

938.34 **(15)** (b) ~~The department of justice shall promulgate rules providing procedures for juveniles to provide specimens~~ Biological samples required under par.

(a) ~~and for the transportation of the specimens to the state crime laboratories under s. 165.77~~ shall be obtained and submitted as specified in rules promulgated by the department of justice under s. 165.76 (4).

SECTION 2330. 938.355 (4) (a) of the statutes is amended to read:

938.355 **(4)** (a) Except as provided under par. (b) or s. 938.368, an order under this section or s. 938.357 or 938.365 made before the juvenile attains 18 years of age that places or continues the placement of the juvenile in his or her home shall terminate ~~at the end of~~ one year after the date on which the order is granted unless the court specifies a shorter period of time or the court terminates the order sooner.

(am) Except as provided in par. (b) or s. 938.368, an order under this section or s. 938.357 or 938.365 made before the juvenile attains 18 years of age that places or continues the placement of the juvenile in a foster home, group home, or residential care center for children and youth or in the home of a relative other than a parent shall terminate ~~when~~ on the latest of the following dates, unless the court specifies a shorter period or the court terminates the order sooner:

1. The date on which the juvenile attains 18 years of age~~, at the end of~~.

2. The date that is one year after the date on which the order is granted~~, or, if~~.

3. If the juvenile is a full–time student at a secondary school or its vocational or technical equivalent and is reasonably expected to complete the program before attaining 19 years of age, ~~when~~ the date on which the juvenile attains 19 years of age~~, whichever is later, unless the court specifies a shorter period of time or the court terminates the order sooner~~.

SECTION 2331. 938.355 (4) (am) 4. of the statutes is created to read:

938.355 **(4)** (am) 4. If the juvenile is a full–time student at a secondary school or its vocational or technical equivalent and if an individualized education program

under s. 115.787 is in effect for the juvenile, the date on which the juvenile attains 21 years of age.

SECTION 2332. 938.357 (6) of the statutes is renumbered 938.357 (6) (a) and amended to read:

938.357 **(6)** (a) No change in placement may extend the expiration date of the original order, except that if the change in placement is from a placement in the juvenile's home to a placement in a foster home, group home, or residential care center for children and youth or in the home of a relative who is not a parent, the court may extend the expiration date of the original order to the latest of the following dates, unless the court specifies a shorter period:

1. The date on which the juvenile attains 18 years of age~~, to the~~.

2. The date that is one year after the date ~~of~~ on which the change in placement order~~, or, if~~ is granted.

3. If the juvenile is a full–time student at a secondary school or its vocational or technical equivalent and is reasonably expected to complete the program before attaining 19 years of age, ~~to~~ the date on which the juvenile attains 19 years of age~~, whichever is later, or for a shorter period of time as specified by the court~~.

(b) If the change in placement is from a placement in a foster home, group home, or residential care center for children and youth or in the home of a relative to a placement in the juvenile's home and if the expiration date of the original order is more than one year after the date of the change in placement order, the court shall shorten the expiration date of the original order to the date that is one year after the date ~~of~~ on which the change in placement order is granted or to an earlier date as specified by the court.

SECTION 2333. 938.357 (6) (a) 4. of the statutes is created to read:

938.357 **(6)** (a) 4. If the juvenile is a full–time student at a secondary school or its vocational or technical equivalent and if an individualized education program under s. 115.787 is in effect for the juvenile, the date on which the juvenile reaches 21 years of age.

SECTION 2334. 938.365 (5) of the statutes is renumbered 938.365 (5) (a) and amended to read:

938.365 **(5)** (a) Except as provided in s. 938.368, an order under this section that continues the placement of a juvenile in his or her home or that extends an order under s. 938.34 (4d), (4h), (4m), or (4n) shall be for a specified length of time not to exceed one year after ~~its~~ the date ~~of entry~~ on which the order is granted.

(b) Except as provided in s. 938.368, an order under this section that continues the placement of a juvenile in a foster home, group home, or residential care center for children and youth or in the home of a relative other than a parent shall be for a specified length of time not to exceed the latest of the following dates:

1. The date on which the juvenile attains 18 years of age~~,~~.

2. The date that is one year after the date on which the order is granted~~, or, if~~.

3. If the juvenile is a full–time student at a secondary school or its vocational or technical equivalent and is reasonably expected to complete the program before attaining 19 years of age, the date on which the juvenile attains 19 years of age~~, whichever is later~~.

SECTION 2335. 938.365 (5) (b) 4. of the statutes is created to read:

938.365 **(5)** (b) 4. If the juvenile is a full–time student at a secondary school or its vocational or technical equivalent and if an individualized education program under s. 115.787 is in effect for the juvenile, the date on which the juvenile attains 21 years of age.

SECTION 2336. 938.48 (4) of the statutes is amended to read:

938.48 **(4)** CARE, TRAINING, AND PLACEMENT. Provide appropriate care and training for juveniles under its supervision under s. 938.183, 938.34 (4h), (4m), or (4n), or 938.357 (4), including serving those juveniles in their own homes, placing them in licensed foster homes or licensed group homes under s. 48.63 <u>or in independent living situations as provided in s. 938.34 (3) (e)</u>, contracting for their care by licensed child welfare agencies, or replacing them in juvenile correctional facilities or secured residential care centers for children and youth in accordance with rules promulgated under ch. 227, except that the department may not purchase the educational component of private day treatment programs for a juvenile in its custody unless the department, the school board, as defined in s. 115.001 (7), and the state superintendent of public instruction all determine that an appropriate public education program is not available for the juvenile. Disputes between the department and the school district shall be resolved by the state superintendent of public instruction.

SECTION 2337. 944.21 (8) (b) 3. a. of the statutes is amended to read:

944.21 **(8)** (b) 3. a. Is a technical college, is a school approved by the educational approval board under s. ~~38.50~~ <u>440.55</u>, or is a school described in s. ~~38.50~~ <u>440.55</u> (1) (e) 6., 7. or 8.; and

SECTION 2338. 948.11 (4) (b) 3. a. of the statutes is amended to read:

948.11 **(4)** (b) 3. a. Is a technical college, is a school approved by the educational approval board under s. ~~38.50~~ <u>440.55</u>, or is a school described in s. ~~38.50~~ <u>440.55</u> (1) (e) 6., 7. or 8.; and

SECTION 2339. 950.06 (2) of the statutes is amended to read:

950.06 **(2)** The costs of providing services under sub. (1m) shall be paid for by the county, but the county is eligible to receive reimbursement from the state for not more than 90% of the costs incurred in providing those services. The department shall determine the level of services for which a county may be reimbursed. The county board shall file a claim for reimbursement with the department. The department shall reimburse counties under this subsection from the ~~appropriation~~ appropriations under s. 20.455 (5) (k)~~, (kk)~~ and (kp) and, on a semiannual basis, from the ~~appropriations~~ appropriation under s. 20.455 (5) ~~(c) and~~ (g).

SECTION 2340. 961.41 (5) (c) 2. of the statutes is amended to read:

961.41 **(5)** (c) 2. All moneys in excess of $850,000 and up to $1,275,000 plus one–third of moneys in excess of $1,275,000 collected in each fiscal year from drug surcharges under this subsection shall be credited to the appropriation account under s. ~~20.505 (6) (ku)~~ 20.455 (2) (kv).

SECTION 2341. 961.472 (5) (b) of the statutes is amended to read:

961.472 **(5)** (b) The person is participating in a substance abuse treatment program that meets the requirements of s. ~~16.964 (12) (c)~~ 165.95 (3), as determined by the ~~office of justice assistance~~ department of justice under s. ~~16.964 (12) (i)~~ 165.95 (9) and (10).

SECTION 2342. 967.11 (1) of the statutes is amended to read:

967.11 **(1)** In this section, "approved substance abuse treatment program" means a substance abuse treatment program that meets the requirements of s. ~~16.964 (12) (c)~~ 165.95 (3), as determined by the ~~office of justice assistance~~ department of justice under s. ~~16.964 (12) (i)~~ 165.95 (9) and (10).

SECTION 2343. 970.02 (8) of the statutes is created to read:

970.02 **(8)** If the offense charged is a felony or an offense under s. 940.225 (3m), 941.20 (1), 944.20, 944.30, 944.31, 944.33 (1), 946.52, or 948.10 (1) (b), the judge shall determine if a biological specimen has been obtained from the defendant under s. 165.84 (7), and, if not, the judge shall direct that a law enforcement agency or tribal law enforcement agency obtain a biological specimen from the defendant and submit it to the state crime laboratories as specified in rules promulgated by the department of justice under s. 165.76 (4).

SECTION 2344. 971.17 (1m) (a) of the statutes is amended to read:

971.17 **(1m)** (a) If the defendant under sub. (1) is found not guilty by reason of mental disease or defect for a felony or a violation of s. 165.765 (1), 2011 stats., or of s. 940.225 (3m), 941.20 (1), 944.20, 944.30, 944.31, 944.33 (1), 946.52, or 948.10 (1) (b), the court shall require the person to provide a biological specimen to the state crime laboratories for deoxyribonucleic acid analysis. Biological specimens required under this paragraph shall be obtained and submitted as specified in rules promulgated by the department of justice under s. 165.76 (4).

SECTION 2345. 973.042 (3) of the statutes is repealed.

SECTION 2346. 973.042 (5) of the statutes is amended to read:

973.042 **(5)** The secretary of administration shall credit ~~part A of the surcharge to the appropriation account under s. 20.410 (1) (gj). The secretary of administration shall credit part B of~~ the surcharge to the appropriation account under s. 20.455 ~~(2)~~ (5) (gj). ~~The secretary of administration shall credit part C of the surcharge to the appropriation account under s. 20.505 (6) (gj).~~

SECTION 2347. 973.043 (3) of the statutes is amended to read:

973.043 **(3)** All moneys collected from drug offender diversion surcharges shall be credited to the appropriation account under s. ~~20.505 (6) (ku)~~ 20.455 (2) (kv) and used for the purpose of making grants to counties under s. ~~16.964 (12)~~ 165.95.

SECTION 2348. 973.045 (1) of the statutes is amended to read:

973.045 **(1)** If a court imposes a sentence or places a person on probation, the court shall impose a crime victim and witness assistance surcharge. A surcharge imposed under this subsection may not be waived, reduced, or forgiven for any reason. The surcharge is the total amount calculated by adding up the amount for every misdemeanor count and every felony count as follows:

(a) For each misdemeanor ~~offense or~~ count on which a conviction occurred, $67.

(b) For each felony ~~offense or~~ count on which a conviction occurred, $92.

SECTION 2349. 973.045 (1r) of the statutes is repealed.

SECTION 2350. 973.045 (2) of the statutes is amended to read:

973.045 **(2)** After the clerk determines the amount due, the clerk of court shall collect and transmit the amount to the county treasurer under s. 59.40 (2) (m). The county treasurer shall then make payment to the secretary of administration under s. 59.25 (3) (f) 2. The secretary of administration shall credit to the appropriation account under s. 20.455 (5) (g) the amount paid to the secretary by the county treasurer under this subsection and any amount collected under sub. (4).

SECTION 2351. 973.045 (2m) of the statutes is repealed.

SECTION 2352. 973.045 (3) of the statutes is repealed.

SECTION 2353. 973.046 (1g) of the statutes is repealed.

SECTION 2354. 973.046 (1r) of the statutes is renumbered 973.046 (1r) (intro.) and amended to read:

973.046 **(1r)** (intro.) If a court imposes a sentence or places a person on probation ~~for a violation of s. 940.225, 948.02 (1) or (2), 948.025, 948.085~~, the court shall impose a deoxyribonucleic acid analysis surcharge ~~of $250.~~, calculated as follows:

SECTION 2355. 973.046 (1r) (a) and (b) of the statutes are created to read:

973.046 **(1r)** (a) For each conviction for a felony, $250.

(b) For each conviction for a misdemeanor, $200.

SECTION 2356. 973.047 (1f) of the statutes is amended to read:

973.047 **(1f)** If a court imposes a sentence or places a person on probation ~~for a felony conviction or for a conviction for a violation of s. 165.765 (1), 940.225 (3m), 944.20, or 948.10 (1) (b)~~, the court shall require the person to provide a biological specimen to the state crime laboratories for deoxyribonucleic acid analysis.

SECTION 2357. 973.047 (1m) of the statutes is amended to read:

973.047 **(1m)** The results from deoxyribonucleic acid analysis of a specimen provided under this section may be used only as authorized under s. 165.77 (3). ~~The state crime laboratories shall destroy any such specimen in accordance with s. 165.77 (3).~~

SECTION 2358. 973.047 (2) of the statutes is amended to read:

973.047 **(2)** ~~The department of justice shall promulgate rules providing for procedures for defendants to provide specimens when~~ Biological samples required ~~to do so~~ under ~~this section and for the transportation of those specimens to the state crime laboratories for analysis under s. 165.77~~ sub. (1f) shall be obtained and submitted as specified in rules promulgated by the department of justice under s. 165.76 (4).

SECTION 2359. 973.09 (3) (bg) of the statutes is created to read:

973.09 **(3)** (bg) 1. At least 90 days before the expiration date of a probationer's period of probation, the department shall notify the sentencing court and district attorney that a probationer owes an unpaid surcharge imposed under s. 973.045. Upon receiving notice from the department, the court shall schedule a probation review hearing to be held before the expiration date of the period of probation unless the probationer either pays the unpaid surcharge before the scheduled hearing date or voluntarily waives the hearing. A waiver of a probation review hearing under this paragraph must include an acknowledgment by the probationer that waiver may result in an extension of the probation period, a modification of the terms and conditions of probation, or a revocation of probation.

2. If the court does not extend probation, the court shall issue a judgment for the unpaid surcharge and direct the clerk of circuit court to file and enter the judgment in the judgment and lien docket. The judgment has the same force and effect as judgments entered under s. 806.10.

3. At a probation review hearing scheduled under subd. 1., the department has the burden of proving that the probationer owes an unpaid surcharge imposed under s. 973.045 and the amount of the unpaid surcharge. If the department proves by a preponderance of the evidence that the probationer owes an unpaid surcharge under s. 973.045, the court may, by order, extend the period of probation for a stated period or modify the terms and conditions of probation.

4. If the court does not extend or modify the terms of probation under subd. 3., the court shall issue a judgment for the unpaid surcharge and direct the clerk of circuit court to file and enter the judgment in the judgment and lien docket without fee. If the court issues a judgment for the unpaid surcharge, the court shall send to the department a written notification that a civil judgment has been issued for the

unpaid fees. The judgment has the same force and effect as judgments entered under s. 806.10.

SECTION 2360. 973.155 (1m) of the statutes is amended to read:

973.155 **(1m)** A convicted offender shall be given credit toward the service of his or her sentence for all days spent in custody as part of a substance abuse treatment program that meets the requirements of s. ~~16.964 (12) (c)~~ 165.95 (3), as determined by the ~~office of justice assistance~~ department of justice under s. ~~16.964 (12) (i)~~ 165.95 (9) and (10), for any offense arising out of the course of conduct that led to the person's placement in that program.

SECTION 2361. 980.063 (1) (b) of the statutes is amended to read:

980.063 **(1)** (b) The results from deoxyribonucleic acid analysis of a specimen under par. (a) may be used only as authorized under s. 165.77 (3). ~~The state crime laboratories shall destroy any such specimen in accordance with s. 165.77 (3).~~

SECTION 2362. 980.063 (2) of the statutes is amended to read:

980.063 **(2)** ~~The department of justice shall promulgate rules providing for procedures for defendants to provide specimens~~ Biological samples required under sub. (1) ~~and for the transportation of those specimens to the state crime laboratories for analysis under s. 165.77~~ (a) shall be obtained and submitted as specified in rules promulgated by the department of justice under s. 165.76 (4).

SECTION 2363. 995.10 (1) (i) 1. d. of the statutes is created to read:

995.10 **(1)** (i) 1. d. Owns an automated roll–your–own machine that is used to make cigarettes, not including an individual who owns a roll–your–own machine and uses the machine in his or her home solely to make cigarettes for his or her personal use or for the use of other individuals who live in his or her home.

SECTION 2364. 2011 Wisconsin Act 32, section 9219 (1u) is amended to read:

[2011 Wisconsin Act 32] Section 9219 (1u) APPROPRIATION LAPSES AND REESTIMATES. The governor shall take actions during the 2011–13 ~~and 2013–15 fiscal biennia~~ fiscal biennium to ensure that from general purpose revenue appropriations to the office of the governor under section 20.525 of the statutes an amount equal to $582,200 is lapsed from sum certain appropriation accounts or is subtracted from the expenditure estimates for any other types of appropriations, or both, in ~~each~~ that fiscal biennium.

SECTION 2365. 2011 Wisconsin Act 32, section 9255 (1) (b) is amended to read:

[2011 Wisconsin Act 32] Section 9255 (1) (b) Notwithstanding section 20.001 (3) (a) to (c) of the statutes, but subject to paragraph (e), the secretary of administration shall lapse to the general fund from the unencumbered balances of general purpose revenue and program revenue appropriations to executive branch state agencies, other than sum sufficient appropriations and appropriations of federal revenues, an amount equal to $174,300,000 in the 2011–13 fiscal biennium ~~and $174,300,000 in the 2013–15 fiscal biennium~~. Before lapsing any moneys under this paragraph, the secretary shall develop a plan for lapsing the moneys and shall submit the plan to the joint committee on finance. If the cochairpersons of the joint committee on finance do not notify the secretary within 14 working days after the date of the submittal of the plan that the committee has scheduled a meeting to review the plan, the plan may be implemented by the secretary. If, within 14 days after the date of the submittal of the plan, the cochairpersons of the committee notify the secretary that the committee has scheduled a meeting to review the plan, moneys may be lapsed only after the plan has been approved by the committee.

SECTION 2366. 2011 Wisconsin Act 212, section 13 (1) of the statutes is repealed.

SECTION 9101. Nonstatutory provisions; Administration.

(1) TRANSFER OF OFFICE OF JUSTICE ASSISTANCE.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the office of justice assistance, except those that are primarily related to administering federal homeland security moneys, or to reintegrating American Indians who have been incarcerated, as determined by the department of administration become the assets and liabilities of the department of justice. On the effective date of this paragraph, the assets and liabilities of the office of justice assistance that are primarily related to administering federal homeland security moneys, and not related to interoperable communications, as determined by the department of administration, become the assets and liabilities of the department of military affairs. On the effective date of this paragraph, the assets and liabilities of the office of justice assistance that are primarily related to the reintegration of American Indians who have been incarcerated, as determined by the department of administration, become the assets and liabilities of the department of corrections.

(b) *Employee transfers.* On the effective date of this paragraph, the incumbents holding those positions in the department of administration performing duties that are primarily related to the office of justice assistance, except those positions performing duties that are primarily related to administering federal homeland security moneys, or to reintegrating American Indians who have been incarcerated, as determined by the department of administration, are transferred to the department of justice. On the effective date of this paragraph, the incumbents holding those positions that are primarily related to administering federal homeland security moneys, and not related to interoperable communications, as determined by the department of administration, are transferred to the department of military

affairs. On the effective date of this paragraph, the incumbents holding those positions that are primarily related to reintegrating American Indians who have been incarcerated, as determined by the department of administration, are transferred to the department of corrections.

(c) *Employee status.* Employees transferred under paragraph (b) have all the rights and the same status under subchapter V of chapter 111 and chapter 230 of the statutes in the department of justice, the department of military affairs, or the department of corrections, whichever is applicable, that they enjoyed in the office of justice assistance immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who has attained permanent status in class is required to serve a probationary period.

(d) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the office of justice assistance, except property that is primarily related to administering federal homeland security moneys, or property that is primarily related to reintegrating American Indians who have been incarcerated, as determined by the department of administration, is transferred to the department of justice. On the effective date of this paragraph, all tangible personal property, including records, of the office of justice assistance that is primarily related to administering federal homeland security moneys, and not related to interoperable communications, as determined by the department of administration, is transferred to the department of military affairs. On the effective date of this paragraph, all tangible personal property, including records, of the office of justice assistance that is primarily related to reintegrating American Indians who have been incarcerated, as determined by the department of administration, is transferred to the department of corrections.

(e) *Contracts.*

1. All contracts entered into by the office of justice assistance in effect on the effective date of this subdivision, except contracts that are primarily related to administering federal homeland security moneys, or are primarily related to reintegrating American Indians who have been incarcerated, as determined by the department of administration, remain in effect and are transferred to the department of justice. The department of justice shall carry out any such contractual obligations unless modified or rescinded by the department of justice to the extent allowed under the contract.

2. All contracts entered into by the office of justice assistance in effect on the effective date of this subdivision that are primarily related to administering federal homeland security moneys, and not related to interoperable communications, as determined by the department of administration, remain in effect and are transferred to the department of military affairs. The department of military affairs shall carry out any such contractual obligations unless modified or rescinded by the department of military affairs to the extent allowed under the contract.

3. All contracts entered into by the office of justice assistance in effect on the effective date of this subdivision that are primarily related to reintegrating American Indians who have been incarcerated, as determined by the department of administration, remain in effect and are transferred to the department of corrections. The department of corrections shall carry out any such contractual obligations unless modified or rescinded by the department of corrections to the extent allowed under the contract.

(f) *Pending matters.* Any matter pending with the office of justice assistance on the effective date of this paragraph, except matters that are primarily related to

administering federal homeland security moneys, or to reintegrating American Indians who have been incarcerated, as determined by the department of administration, is transferred to the department of justice, and all materials submitted to or actions taken by the office of justice assistance with respect to the pending matter are considered as having been submitted to or taken by the department of justice. Any matter pending with the office of justice assistance on the effective date of this paragraph that is primarily related to administering federal homeland security moneys, and not related to interoperable communications, as determined by the department of administration, is transferred to the department of military affairs, and all materials submitted to or actions taken by the office of justice assistance with respect to the pending matter are considered as having been submitted to or taken by the department of military affairs. Any matter pending with the office of justice assistance on the effective date of this paragraph that is primarily related to reintegrating American Indians who have been incarcerated, as determined by the department of administration, is transferred to the department of corrections, and all materials submitted to or actions taken by the office of justice assistance with respect to the pending matter are considered as having been submitted to or taken by the department of corrections.

(g) *Rules and orders.*

1. All rules promulgated for the office of justice assistance, except rules that are primarily related to administering federal homeland security moneys, or to reintegrating American Indians who have been incarcerated, as determined by the department of administration, that are in effect on the effective date of this subdivision remain in effect until their specified expiration dates or until amended or repealed by the department of justice. All orders issued by the office of justice

assistance, except orders that are primarily related to administering federal homeland security moneys, or to reintegrating American Indians who have been incarcerated, as determined by the department of administration, that are in effect on the effective date of this subdivision remain in effect until their specified expiration dates or until modified or rescinded by the department of justice.

2. All rules promulgated for the office of justice assistance that are primarily related to administering federal homeland security moneys, and not related to interoperable communications, as determined by the department of administration, and that are in effect on the effective date of this subdivision remain in effect until their specified expiration dates or until amended or repealed by the department of military affairs. All orders issued by the office of justice assistance that are primarily related to administering federal homeland security moneys, and not related to interoperable communications, as determined by the department of administration, and that are in effect on the effective date of this subdivision remain in effect until their specified expiration dates or until modified or rescinded by the department of military affairs.

3. All rules promulgated for the office of justice assistance that are primarily related to reintegrating American Indians who have been incarcerated, as determined by the department of administration, and that are in effect on the effective date of this subdivision remain in effect until their specified expiration dates or until amended or repealed by the department of corrections. All orders issued by the office of justice assistance that are primarily related to reintegrating American Indians who have been incarcerated, as determined by the department of administration, and that are in effect on the effective date of this subdivision remain

in effect until their specified expiration dates or until modified or rescinded by the department of corrections.

(2) GENERAL PRIME CONTRACTOR CONTRACT. When the department of administration develops a contract under section 16.855 (14m) (a) of the statutes, as created by this act, the department shall provide public notice of the contract development, review written comments, and hold at least one public hearing, allowing for testimony. The building commission must approve the contract before the department may use the contract.

SECTION 9102. Nonstatutory provisions; Agriculture, Trade and Consumer Protection.

(1) TRANSFER OF FACILITY DESIGN SERVICES.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the department of agriculture, trade and consumer protection that are primarily related to facility design services, as determined by the secretary of administration, shall become assets and liabilities of the department of administration.

(b) *Positions and employees.*

1. On the effective date of this subdivision, 1.0 FED position in the department of agriculture, trade and consumer protection having primary responsibility for facility design services, as determined by the secretary of administration, is transferred to the department of administration and shall become 1.0 PR–S position in the department of administration.

2. The incumbent employee in the position specified in subdivision 1. is transferred on the effective date of this subdivision to the department of administration.

3. The employee transferred under subdivision 2. has all the rights and the same status under subchapter V of chapter 111 of the statutes and chapter 230 of the statutes that the employee enjoyed in the department of agriculture, trade and consumer protection immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes, if the employee has attained permanent status in class immediately before the transfer, the employee is not required to serve a probationary period.

(c) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the department of agriculture, trade and consumer protection that is primarily related to facility design services, as determined by the secretary of administration, is transferred to the department of administration.

(d) *Contracts.* All contracts entered into by the department of agriculture, trade and consumer protection that are primarily related to facility design services, as determined by the secretary of administration, are transferred to the department of administration. The department of administration shall carry out any contractual obligations under such a contract until the contract is modified or rescinded by the department of administration to the extent allowed under the contract.

(e) *Pending matters.* Any matter pending with the department of agriculture, trade and consumer protection that is primarily related to facility design services on the effective date of this paragraph is transferred to the department of administration and all materials submitted to and actions taken by the department of agriculture, trade and consumer protection with respect to the pending matter are considered as having been submitted to or taken by the department of administration.

SECTION 9103. Nonstatutory provisions; Arts Board.

SECTION 9104. Nonstatutory provisions; Building Commission.

SECTION 9105. Nonstatutory provisions; Child Abuse and Neglect Prevention Board.

SECTION 9106. Nonstatutory provisions; Children and Families.

SECTION 9107. Nonstatutory provisions; Circuit Courts.

SECTION 9108. Nonstatutory provisions; Corrections.

SECTION 9109. Nonstatutory provisions; Court of Appeals.

SECTION 9110. Nonstatutory provisions; District Attorneys.

SECTION 9111. Nonstatutory provisions; Educational Communications Board.

SECTION 9112. Nonstatutory provisions; Employee Trust Funds.

(1) POSITION AUTHORIZATIONS FOR THE DEPARTMENT OF EMPLOYEE TRUST FUNDS.

(a) During the 2013–15 fiscal biennium, the secretary of employee trust funds may request the governor to create or abolish a full–time equivalent position or portion thereof that is funded from revenues deposited in the public employee trust fund if the employee holding the position would perform duties relating to modernizing business processes or integrating information technology systems of the department of employee trust funds. Upon receiving such a request, the governor may approve or modify the request. If the governor proposes to approve or modify the request, the governor shall notify the joint committee on finance in writing of his or her proposed action. If, within 14 working days after the date of the governor's notification, the cochairpersons of the committee do not notify the governor that the committee has scheduled a meeting for the purpose of reviewing the proposed action, the position changes may be made as proposed by the governor. If the cochairpersons

notify the governor that the committee has scheduled a meeting for the purpose of reviewing the proposed action, the position changes may be made only upon approval of the committee.

(b) If a full–time equivalent position or portion thereof is created under paragraph (a), the appropriation that is used to pay salary and fringe benefit costs for the position is supplemented to cover the salary and fringe benefit costs for the position.

(2) SURCHARGE FOR HEALTH INSURANCE FOR USE OF TOBACCO PRODUCTS. During 2014 and 2015, the group insurance board, under section 40.03 (6) (cm) of the statutes, as created by this act, shall impose a premium surcharge of $50 a month for health care coverage under sections 40.51 (6) and 40.515 of the statutes, as affected by this act, for eligible employees, as defined in section 40.02 (25) of the statutes, who use tobacco products.

SECTION 9113. Nonstatutory provisions; Employment Relations Commission.

SECTION 9114. Nonstatutory provisions; Financial Institutions.

(1) NOTICE IN DISSOLUTION AND REVOCATION PROCEEDINGS. In addition to posting the notices described in sections 180.1421 (2m) (b), 180.1531 (2m) (b), 181.1421 (2) (b), 181.1531 (2g) (b), 183.09025 (2) (d), and 183.1021 (2g) (b) of the statutes, as affected by this act, the department of financial institutions shall, for 6 months after the effective date of this subsection, publish a monthly class 1 notice under chapter 985 of the statutes in the official state newspaper informing the public that notices described in sections 180.1421 (2m) (b), 180.1531 (2m) (b), 181.1421 (2) (b), 181.1531 (2g) (b), 183.09025 (2) (d), and 183.1021 (2g) (b) of the statutes, as affected by this act, are posted on the department's Internet site.

SECTION 9115. Nonstatutory provisions; Government Accountability Board.

SECTION 9116. Nonstatutory provisions; Governor.

SECTION 9117. Nonstatutory provisions; Health and Educational Facilities Authority.

SECTION 9118. Nonstatutory provisions; Health Services.

(1) ELIGIBILITY AND PREMIUMS UNDER THE MEDICAL ASSISTANCE PURCHASE PLAN.

(a) *Notification of federal approval.* The department of health services shall request from the federal government approval of the treatment of section 49.472 (3) (a) and (f), (3m), (4) (a) (intro.), 1., 1m., 2. (intro.), 2m., and 3. and (b) (by SECTIONS 1167 and 1168), and (5) of the statutes by this act, and shall notify the legislative reference bureau when each provision is approved. The legislative reference bureau shall publish each notice in the Wisconsin Administrative Register.

(b) *Void provisions.*

1. Notwithstanding SECTION 9418 (3) of this act, if, by January 1, 2015, the department of health services has not notified the legislative reference bureau under paragraph (a) that federal approval has been given with respect to the treatment of section 49.472 (4) (b) (by SECTION 1167) of the statutes by this act, that treatment is void.

2. Notwithstanding SECTION 9418 (3) and (5) of this act, if, by January 1, 2016, the department of health services has not notified the legislative reference bureau under paragraph (a) that federal approval has been given with respect to the treatment of section 49.472 (3) (a) or (f), (3m), (4) (a) (intro.), 1., 1m., 2. (intro.), 2m., or 3. or (b) (by SECTION 1168), or (5) of the statutes by this act, that treatment is void.

SECTION 9119. Nonstatutory provisions; Higher Educational Aids Board.

SECTION 9120. Nonstatutory provisions; Historical Society.

SECTION 9121. Nonstatutory provisions; Housing and Economic Development Authority.

SECTION 9122. Nonstatutory provisions; Insurance.

SECTION 9123. Nonstatutory provisions; Investment Board.

SECTION 9124. Nonstatutory provisions; Joint Committee on Finance.

SECTION 9125. Nonstatutory provisions; Judicial Commission.

SECTION 9126. Nonstatutory provisions; Justice.

(1) BIOLOGICAL SPECIMEN; LEGISLATIVE FINDINGS AND RULES.

(a) *Legislative findings.*

1. The legislative findings in this paragraph relate exclusively to the treatment in this act of sections 20.455 (2) (jb), 51.20 (13) (cr), 165.76 (1) (am), (as), (av), (aw), (b), (bg), (br), (cr), and (g), (1m), (2m), (2r), (3), and (4), 165.765 (title), (1), (1g), (1m), and (2) (a), (b), and (bm), 165.77 (1) (am), (2) (a) 2. and (b), (2m) (c), (3), (4) (intro.), (a), (am) 1., 2., and 3., and (b), and (7m), 165.84 (7), 938.21 (1m), 938.30 (2m), 938.34 (15) (a) 1., 2., and 3. and (b), 970.02 (8), 971.17 (1m) (a), 973.047 (1f), (1m), and (2), and 980.063 (1) (b) and (2) of the statutes.

2. The legislature finds that the state has a compelling interest in the accurate identification of criminal offenders and that there is a critical and urgent need to provide law enforcement officers and agencies with the latest scientific technology available for accurately and expeditiously identifying, apprehending, arresting, and convicting criminal offenders and exonerating individuals wrongly suspected or accused of a crime. The legislature further finds that deoxyribonucleic acid testing

allows a more certain and rapid identification of offenders as well as the exoneration of those wrongfully suspected or accused and that deoxyribonucleic acid data banks are an important tool in criminal investigations and in deterring and detecting recidivist acts. The legislature further finds that deoxyribonucleic acid testing at the earliest stages of criminal and juvenile proceedings will help prevent perpetrators from concealing their identities and will prevent time–consuming and expensive investigations of innocent individuals. The legislature further finds that the degree of intrusion on an individual's privacy interests is minimized by the method of collection of the biological sample, by the policy of using only deoxyribonucleic acid sequences not currently associated with any known physical or medical characteristics in the creation of a deoxyribonucleic acid profile, by the limited purposes for which a deoxyribonucleic acid profile may be used under state and federal law, and by the availability of expungement for individuals who are not charged with or convicted of the offenses for which the deoxyribonucleic acid sample was collected.

(b) *Rules.* The department of justice may, in rules it promulgates under section 165.76 of the statutes, as affected by this act, bring the method to obtain or to submit a biological specimen in conformity with the act of Congress known as the Katie Sepich Enhanced DNA Collection Act of 2012 (HR–6014) to apply for nonsupplanting grant funding under that act.

(2) YOUTH DIVERSION GRANT REDUCTIONS.

(a) Notwithstanding the amount specified under section 165.987 (1) of the statutes, as affected by this act, the department of justice shall reduce the amount of money allocated under section 165.987 (1) of the statutes, as affected by this act, by $85,900 in each of fiscal years 2013–14 and 2014–15.

(b) Notwithstanding the amount specified under section 165.987 (2) of the statutes, as affected by this act, the department of justice shall reduce the amount of money allocated under section 165.987 (2) of the statutes, as affected by this act, by $18,400 in each of fiscal years 2013–14 and 2014–15.

(c) Notwithstanding the amounts specified under section 165.987 (3) of the statutes, as affected by this act, the department of justice shall reduce the amount of money allocated for each of the 4 contracts that are funded with moneys from the appropriation accounts under section 20.455 (2) (cr) and (kj) of the statutes, as affected by this act, by $25,650 in each of fiscal years 2013–14 and 2014–15 and shall reduce the amount of money allocated for the contract that is funded only with moneys from the appropriation account under section 20.455 (2) (kj) of the statutes, as affected by this act, by $18,100 in each of fiscal years 2013–14 and 2014–15.

SECTION 9127. Nonstatutory provisions; Legislature.

SECTION 9128. Nonstatutory provisions; Lieutenant Governor.

SECTION 9129. Nonstatutory provisions; Local Government.

SECTION 9130. Nonstatutory provisions; Medical College of Wisconsin.

SECTION 9131. Nonstatutory provisions; Military Affairs.

SECTION 9132. Nonstatutory provisions; Natural Resources.

(1) TRANSFER OF FACILITY DESIGN SERVICES.

(a) *Assets and liabilities.* On the effective date of this paragraph, all assets and liabilities of the department of natural resources that are primarily related to facility design services, as determined by the secretary of administration, shall become assets and liabilities of the department of administration.

(b) *Positions and employees.*

1. On the effective date of this subdivision, 1.0 SEG position in the department of natural resources having primary responsibility for facility design services, as determined by the secretary of administration, is transferred to the department of administration and shall become 1.0 PR–S position in the department of administration.

2. The incumbent employee in the position specified in subdivision 1. is transferred on the effective date of this subdivision to the department of administration.

3. The employee transferred under subdivision 2. has all the rights and the same status under subchapter V of chapter 111 of the statutes and chapter 230 of the statutes that the employee enjoyed in the department of natural resources immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes, if the employee attained permanent status in class immediately before the transfer, the employee is not required to serve a probationary period.

(c) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the department of natural resources that is primarily related to facility design services, as determined by the secretary of administration, is transferred to the department of administration.

(d) *Contracts.* All contracts entered into by the department of natural resources that are primarily related to facility design services, as determined by the secretary of administration, are transferred to the department of administration. The department of administration shall carry out any contractual obligations under such a contract until the contract is modified or rescinded by the department of administration to the extent allowed under the contract.

(e) *Pending matters.* Any matter pending with the department of natural resources that is primarily related to facility design services on the effective date of this paragraph is transferred to the department of administration and all materials submitted to and actions taken by the department of natural resources with respect to the pending matter are considered as having been submitted to or taken by the department of administration.

(2) BONUS DEER HUNTING PERMIT FEE RULES. The department of natural resources may use the procedure under section 227.24 of the statutes to promulgate rules under sections 29.040 and 29.181 (4) of the statutes, as created by this act. Notwithstanding section 227.24 (1) (c) and (2) of the statutes, emergency rules promulgated under this subsection remain in effect until June 30, 2015, or the date on which permanent rules take effect, whichever is sooner. Notwithstanding section 227.24 (1) (a), (2) (b), and (3) of the statutes, the department is not required to provide evidence that promulgating a rule under this subsection as an emergency rule is necessary for the preservation of the public peace, health, safety, or welfare and is not required to provide a finding of emergency for a rule promulgated under this subsection.

(3) DEER MANAGEMENT ASSISTANCE PROGRAM. The department of natural resources may use the procedure under section 227.24 of the statutes to promulgate rules under section 29.020 of the statutes, as created by this act. Notwithstanding section 227.24 (1) (c) and (2) of the statutes, emergency rules promulgated under this subsection remain in effect until June 30, 2015, or the date on which permanent rules take effect, whichever is sooner. Notwithstanding section 227.24 (1) (a), (2) (b), and (3) of the statutes, the department of natural resources is not required to provide evidence that promulgating rules under this subsection as emergency rules is

necessary for the preservation of the public peace, health, safety, or welfare and is not required to provide a finding of emergency for rules promulgated under this subsection.

SECTION 9133. Nonstatutory provisions; Public Defender Board.

SECTION 9134. Nonstatutory provisions; Public Instruction.

(1) CHARTER SCHOOL OVERSIGHT BOARD. Notwithstanding section 15.375 (1) of the statutes, as created by this act, the initial members appointed to the charter school oversight board under section 15.375 (1) (a) of the statutes, as created by this act, shall be appointed as follows:

(a) One member under section 15.375 (1) (a) 1. of the statutes, as created by this act, shall be appointed for a term expiring on May 1, 2016, and one member shall be appointed for a term expiring on May 1, 2017.

(b) One member under section 15.375 (1) (a) 2. a. of the statutes, as created by this act, shall be appointed for a term expiring on May 1, 2015, and one member shall be appointed for a term expiring on May 1, 2017.

(c) The member under section 15.375 (1) (a) 2. b. of the statutes, as created by this act, shall be appointed for a term expiring on May 1, 2016.

(d) One member under section 15.375 (1) (a) 2. c. of the statutes, as created by this act, shall be appointed for a term expiring on May 1, 2015, and one member shall be appointed for a term expiring on May 1, 2017.

(e) The member under section 15.375 (1) (a) 2. d. of the statutes, as created by this act, shall be appointed for a term expiring on May 1, 2018.

(f) One member under section 15.375 (1) (a) 3. of the statutes, as created by this act, shall be appointed for a term expiring on May 1, 2016, and one member shall be appointed for a term expiring on May 1, 2018.

(2) STATEWIDE STUDENT DATA SYSTEM. By the first day of the 3rd month beginning after the effective date of this subsection, the agencies specified in section 115.297 (1) (a) of the statutes, as affected by this act, shall amend the agreement under section 115.297 (3) of the statutes, or enter into a new agreement under that section, so as to include the department of children and families and the department of workforce development in the agreement.

SECTION 9135. Nonstatutory provisions; Public Lands, Board of Commissioners of.

SECTION 9136. Nonstatutory provisions; Public Service Commission.

SECTION 9137. Nonstatutory provisions; Revenue.

(1) PRESSURE APPLIED TAX STAMPS. The department of revenue shall study the feasibility of using pressure applied stamps on cigarette packages as an indication of the tax paid under section 139.31 of the statutes and shall submit its findings to the governor no later than June 30, 2014.

SECTION 9138. Nonstatutory provisions; Safety and Professional Services.

(1) TRANSFER OF REGULATION OF CHARITABLE ORGANIZATIONS, FUND–RAISING COUNSEL, PROFESSIONAL FUND–RAISERS, PROFESSIONAL EMPLOYER ORGANIZATIONS, AND PROFESSIONAL EMPLOYER GROUPS.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the department of safety and professional services primarily related to the regulation of charitable organizations, fund–raising counsel, professional fund–raisers, professional employer organizations, and professional employer groups, as determined by the secretary of administration, including any unencumbered moneys from fees the department of safety and professional services

has collected from charitable organizations, fund–raising counsel, professional fund–raisers, professional employer organizations, and professional employer groups, shall become the assets and liabilities of the department of financial institutions.

(b) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the department of safety and professional services that is primarily related to the regulation of charitable organizations, fund–raising counsel, professional fund–raisers, professional employer organizations, and professional employer groups, as determined by the secretary of administration, is transferred to the department of financial institutions.

(c) *Contracts.* All contracts entered into by the department of safety and professional services in effect on the effective date of this paragraph that are primarily related to the regulation of charitable organizations, fund–raising counsel, professional fund–raisers, professional employer organizations, and professional employer groups, as determined by the secretary of administration, remain in effect and are transferred to the department of financial institutions. The department of financial institutions shall carry out any obligations under such a contract until the contract is modified or rescinded by the department of financial institutions to the extent allowed under the contract.

(d) *Employee transfers.* On the effective date of this paragraph, all positions, and the incumbent employees who hold those positions, in the department of safety and professional services with duties that are primarily related to the regulation of charitable organizations, fund–raising counsel, professional fund–raisers, professional employer organizations, and professional employer groups, as

determined by the secretary of administration, are transferred to the department of financial institutions.

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

(f) *Rules and orders.* All rules promulgated by the department of safety and professional services that relate to the regulation of charitable organizations, fund–raising counsel, professional fund–raisers, professional employer organizations, and professional employer groups, that are in effect on the effective date of this paragraph, remain in effect until their specified expiration dates or until amended or repealed by the department of financial institutions. All orders issued by the department of safety and professional services relating to the regulation of charitable organizations, fund–raising counsel, professional fund–raisers, professional employer organizations, and professional employer groups that are in effect on the effective date of this paragraph remain in effect until their specified expiration dates or until modified or rescinded by the department of financial institutions.

(g) *Pending matters.* Any matter pending with the department of safety and professional services on the effective date of this paragraph that is primarily related to the regulation of charitable organizations, fund–raising counsel, professional fund–raisers, professional employer organizations, and professional employer groups, as determined by the secretary of administration, is transferred to the

department of financial institutions and all materials submitted to or actions taken by the department of safety and professional services with respect to the pending matters are considered as having been submitted to or taken by the department of financial institutions.

(h) *Fees.* All fees for initial registrations and renewals of registrations under subchapter IV of chapter 440 of the statutes and under chapter 461 of the statutes that are in effect on the day before the effective date of this paragraph shall remain in effect until modified by the department of financial institutions under section 202.08 of the statutes, as created by this act.

(2) CONSTRUCTION SITE EROSION CONTROL. Any matter pending with the department of safety and professional services on the effective date of this subsection that primarily relates to its erosion control responsibilities under section 101.1206, 2011 stats., or section 101.653, 2011 stats., as determined by the secretary of administration, remains the responsibility of the department of safety and professional services.

(3) REGULATION OF DANGEROUS MATERIALS.

(a) *Assets and liabilities.*

1. Except as provided in subdivision 2., on the effective date of this subdivision, the assets and liabilities of the department of safety and professional services that are determined by the secretary of administration to relate to the storage, use, and handling of flammable or combustible liquids or federally regulated hazardous substances under section 101.09, 2011 stats., become the assets and liabilities of the department of agriculture, trade and consumer protection.

2. The assets and liabilities that are determined by the secretary of administration to relate to the reviewing of plans subject to section SPS 310.100, Wis. Adm. Code, remain with the department of safety and professional services.

(b) *Employee transfer.* All incumbent employees who hold positions in the department of safety and professional services that the secretary of administration determines relate to the storage, use, and handling of flammable or combustible liquids or federally regulated hazardous substances under section 101.09, 2011 stats., are transferred to the department of agriculture, trade and consumer protection on the effective date of this subdivision.

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

(d) *Tangible personal property.*

1. Except as provided in subdivision 2., on the effective date of this subdivision, all tangible personal property, including records, of the department of safety and professional services that the secretary of administration determines relate to the storage, use, and handling of flammable or combustible liquids or federally regulated hazardous substances under section 101.09, 2011 stats., is transferred to the department of agriculture, trade and consumer protection.

2. The tangible property, including records, that is determined by the secretary of administration to relate to the reviewing of plans subject to section SPS 310.100, Wis. Adm. Code, remains with the department of safety and professional services.

(e) *Contracts.*

1. Except as provided in subdivision 2., all contracts that were entered into by the department of safety and professional services that the secretary of administration determines to relate to the storage, use, and handling of flammable or combustible liquids or federally regulated hazardous substances under section 101.09, 2011 stats., and that are in effect on the effective date of this subdivision remain in effect and are transferred to department of agriculture, trade and consumer protection. The department of agriculture, trade and consumer protection shall carry out any obligations under such a contract until the contract is modified or rescinded by the department of agriculture, trade and consumer protection to the extent allowed under the contract.

2. Any contract that is determined by the secretary of administration to relate to the reviewing of plans subject to section SPS 310.100, Wis. Adm. Code, remains with the department of safety and professional services.

(f) *Rules and orders.*

1. Except as provided in subdivision 2., all rules promulgated, and all orders issued, by the department of safety and professional services, that are determined by the secretary of administration to relate to the storage, use, and handling of flammable or combustible liquids or federally regulated hazardous substances under section 101.09, 2011 stats., and that are in effect on the effective date of this subdivision shall remain in effect until their specified expiration date or until

amended or repealed by the department of agriculture, trade and consumer protection.

2. The rules and orders that are determined by the secretary of administration to relate to reviewing of plans that is subject to section SPS 310.100, Wis. Adm. Code, remain with the department of safety and professional services.

(g) *Pending matters.*

1. Except as provided in subdivision 2., any matter pending with the department of safety and professional services on the effective date of this subdivision that is determined by the secretary of administration to relate to the storage, use, and handling of flammable or combustible liquids or federally regulated hazardous substances under section 101.09, 2011 stats., is transferred to the department of agriculture, trade and consumer protection, and all materials submitted to or actions taken by the department of safety and professional services with respect to the pending matter are considered as having been submitted to or taken by the department of agriculture, trade and consumer protection.

2. Any pending matter that is determined by the secretary of administration to relate to the reviewing of plans that is subject to section SPS 310.100, Wis. Adm. Code remains with the department of safety and professional services.

(4) PETROLEUM PRODUCT INSPECTION AND STORAGE.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the department of safety and professional services, that are determined by the secretary of administration to relate to the storage and inspection of petroleum products under section 101.142, 2011 stats., and chapter 168, 2011 stats., become the assets and liabilities of the department of agriculture, trade and consumer protection.

(b) *Employee transfer.* All incumbent employees who hold positions in the department of safety and professional services that the secretary of administration determines relate to the storage and inspection of petroleum products under section 101.142, 2011 stats., and chapter 168, 2011 stats., are transferred to the department of agriculture, trade and consumer protection on the effective date of this paragraph.

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

(d) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the department of safety and professional services that the secretary of administration determines to relate to the storage and inspection of petroleum products under section 101.142, 2011 stats., and chapter 168, 2011 stats., is transferred to the department of agriculture, trade and consumer protection.

(e) *Contracts.* All contracts that were entered into by the department of safety and professional services that the secretary of administration determines to relate to the storage and inspection of petroleum products under section 101.142, 2011 stats., and chapter 168, 2011 stats., and that are in effect on the effective date of this paragraph remain in effect and are transferred to department of agriculture, trade and consumer protection. The department of agriculture, trade and consumer protection shall carry out any obligations under such a contract until the contract is

modified or rescinded by the department of agriculture, trade and consumer protection to the extent allowed under the contract.

(f) *Rules and orders.* All rules promulgated, and all orders issued, by the department of safety and professional services, that are determined by the secretary of administration to relate to the storage and inspection of petroleum products under section 101.142, 2011 stats., and chapter 168, 2011 stats., and that are in effect on the effective date of this paragraph shall remain in effect until their specified expiration date or until amended or repealed by the department of agriculture, trade and consumer protection.

(g) *Pending matters.* Any matter pending with the department of safety and professional services on the effective date of this paragraph that is determined by the secretary of administration to relate to the storage and inspection of petroleum products under section 101.142, 2011 stats., and chapter 168, 2011 stats., is transferred to the department of agriculture, trade and consumer protection, and all materials submitted to or actions taken by the department of safety and professional services with respect to the pending matter are considered as having been submitted to or taken by the department of agriculture, trade and consumer protection.

(5) TRANSFER OF INFORMATION TECHNOLOGY POSITIONS.

(a) On the effective date of this paragraph, 10.0 FTE PR positions in the department of safety and professional services having responsibility for information technology, and the incumbent employees holding those positions, identified by the secretary of administration, are transferred to the department of administration.

(b) The employees transferred under paragraph (a) have all of the rights and the same status under subchapter V of chapter 111 and chapter 230 of the statutes in the department of administration that those employees enjoyed in the department

of safety and professional services immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes, the employees so transferred who have attained permanent status in class may not be required to serve a probationary period.

(6) DIESEL TRUCK IDLING REDUCTION GRANTS.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the department of safety and professional services that the secretary of administration determines relate to the awarding and administration of diesel truck idling reduction grants under section 101.45 of the statutes, as affected by this act, become the assets and liabilities of the department of administration.

(b) *Employee transfers.* All incumbent employees who hold positions in the department of safety and professional services that the secretary of administration determines relate to the awarding and administration of diesel truck idling reduction grants under section 101.45 of the statutes, as affected by this act, are transferred on the effective date of this paragraph to the department of administration.

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

(d) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the department of safety and professional services that the secretary of administration determines relate to the

awarding and administration of the diesel truck idling reduction grants under section 101.45 of the statutes, as affected by this act, are transferred to the department of administration.

(e) *Contracts.* All contracts that were entered into by the department of safety and professional services that the secretary of administration determines relate to the awarding and administration of diesel truck idling reduction grants under section 101.45 of the statutes, as affected by this act, and that are in effect on the effective date of this paragraph remain in effect and are transferred to department of administration. The department of administration shall carry out any obligations under such a contract until the contract is modified or rescinded by the department of administration to the extent allowed under the contract.

(f) *Rules and orders.* All rules promulgated, and all orders issued, by the department of safety and professional services that the secretary of administration determines relate to the awarding and administration of diesel truck idling reduction grants under section 101.45 of the statutes, as affected by this act, and that are in effect on the effective date of this paragraph shall remain in effect until their specified expiration date or until amended or repealed by the department of administration.

(g) *Pending matters.* Any matter pending with the department of safety and professional services on the effective date of this paragraph that the secretary of administration determines relates to the awarding and administration of diesel truck idling reduction grants under section 101.45 of the statutes, as affected by this act, is transferred to the department of administration and all materials submitted to or actions taken by the department of safety and professional services with respect

to the pending matter are considered as having been submitted to or taken by the department of administration.

(7) TRANSFER OF PETROLEUM STORAGE REMEDIAL ACTION PROGRAM.

(a) *Assets and liabilities.* The assets and liabilities of the department of safety and professional services that the secretary of administration determines to be primarily related to activities under sections 101.143, 101.1435, and 101.144, 2011 stats., become the assets and liabilities of the department of natural resources on the effective date of this paragraph.

(b) *Employee transfer.* All incumbent employees who hold positions in the department of safety and professional services performing duties that the secretary of administration determines to be primarily related to sections 101.143, 101.1435, and 101.144, 2011 stats., and the full–time equivalent positions held by those employees, are transferred to the department of natural resources on the effective date of this paragraph.

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

(d) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the department of safety and professional services that the secretary of administration determines to be primarily related to activities under sections 101.143, 101.1435, and 101.144, 2011 stats., is transferred to the department of natural resources.

(e) *Contracts.* All contracts that were entered into by the department of safety and professional services that the secretary of administration determines to be primarily related to sections 101.143, 101.1435, and 101.144, 2011 stats., and that are in effect on the effective date of this paragraph remain in effect and are transferred to the department of natural resources. The department of natural resources shall carry out any obligations under such a contract until the contract is modified or rescinded by the department of natural resources to the extent allowed under the contract.

(f) *Rules and orders.* All rules promulgated, and all orders issued, by the department of safety and professional services that the secretary of administration determines to be primarily related to sections 101.143, 101.1435, and 101.144, 2011 stats., and that are in effect on the effective date of this paragraph, shall remain in effect until their specified expiration date or until amended or repealed by the department of natural resources.

(g) *Pending matters.* Any matter pending with the department of safety and professional services on the effective date of this paragraph that the secretary of administration determines to be related to section 101.143, 101.1435, or 101.144, 2011 stats., is transferred to the department of natural resources, and all materials submitted to or actions taken by the department of safety and professional services with respect to the pending matter are considered as having been submitted to or taken by the department of natural resources.

SECTION 9139. Nonstatutory provisions; Secretary of State.

SECTION 9140. Nonstatutory provisions; State Employment Relations, Office of.

SECTION 9141. Nonstatutory provisions; State Fair Park Board.

SECTION 9142. Nonstatutory provisions; Supreme Court.

SECTION 9143. Nonstatutory provisions; Technical College System.

(1) TRANSFER OF EDUCATIONAL APPROVAL BOARD TO DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the technical college system board primarily related to the functions of the educational approval board, as determined by the secretary of administration, become the assets and liabilities of the department of safety and professional services.

(b) *Employee transfers.* All incumbent employees holding positions in the technical college system board performing duties primarily related to the functions of the educational approval board, as determined by the secretary of administration, are transferred on the effective date of this paragraph to the department of safety and professional services.

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

(d) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the technical college system board that is primarily related to the functions of the educational approval board, as determined by the secretary of administration, is transferred to the department of safety and professional services.

(e) *Contracts.* All contracts entered into by the technical college system in effect on the effective date of this paragraph that are primarily related to the functions of the educational approval board, as determined by the secretary of administration, remain in effect and are transferred to the department of safety and professional services. The department of safety and professional services shall carry out any obligations under such a contract until the contract is modified or rescinded by the department of safety and professional services to the extent allowed under the contract.

SECTION 9144. Nonstatutory provisions; Tourism.

SECTION 9145. Nonstatutory provisions; Transportation.

(1) ENUMERATED MAJOR HIGHWAY PROJECT RECOMMENDATION. The transportation projects commission shall examine each enumerated major highway project on which no construction has been performed to determine if the project is appropriate for removal from the list of enumerated major highway projects. No later than January 1, 2016, the transportation projects commission shall present a recommendation to the legislature specifying any projects that are appropriate for removal from the list of enumerated major highway projects.

(2) TRANSFER OF FACILITY DESIGN SERVICES.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the department of transportation that are primarily related to facility design services, as determined by the secretary of administration, shall become assets and liabilities of the department of administration.

(b) *Positions and employees.*

1. On the effective date of this subdivision, 1.0 SEG position in the department of transportation having primary responsibility for facility design services, as

determined by the secretary of administration, is transferred to the department of administration and shall become 1.0 PR–S position in the department of administration.

2. The incumbent employee in the position specified in subdivision 1. is transferred on the effective date of this subdivision to the department of administration.

3. The employee transferred under subdivision 2. has all the rights and the same status under subchapter V of chapter 111 of the statutes and chapter 230 of the statutes that the employee enjoyed in the department of transportation immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes, if the employee has attained permanent status in class immediately before the transfer, the employee is not required to serve a probationary period.

(c) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the department of transportation that is primarily related to facility design services, as determined by the secretary of administration, is transferred to the department of administration.

(d) *Contracts.* All contracts entered into by the department of transportation that are primarily related to facility design services, as determined by the secretary of administration, are transferred to the department of administration. The department of administration shall carry out any contractual obligations under such a contract until the contract is modified or rescinded by the department of administration to the extent allowed under the contract.

(e) *Pending matters.* Any matter pending with the department of transportation that is primarily related to facility design services on the effective date of this paragraph is transferred to the department of administration and all

materials submitted to and actions taken by the department of transportation with respect to the pending matter are considered as having been submitted to or taken by the department of administration.

(3) TEMPORARY FUNDING FOR I 94 PROJECT.

(a) In this subsection, "I 94 project" means the reconstruction of I 94 in Milwaukee County from 70th Street to 25th Street.

(b) Notwithstanding sections 84.013 (1) (a) and 84.0145 (3) of the statutes and section 84.0145 (2) of the statutes, as affected by this act, during the 2013–14 fiscal year, the department of transportation may encumber or expend moneys from the appropriation under section 20.395 (3) (bq) of the statutes for preliminary engineering and design work associated with the I 94 project if a record of decision on the project's environmental impact study is issued during the 2013–14 fiscal year.

(c) Notwithstanding sections 84.013 (1) (a) and 84.0145 (3) of the statutes and section 84.0145 (2) of the statutes, as affected by this act, during the 2014–15 fiscal year, the department of transportation may encumber or expend moneys from the appropriation under section 20.395 (3) (bq) of the statutes for preliminary engineering and design work associated with the I 94 project if a record of decision on the project's environmental impact study is issued during the 2013–15 fiscal biennium.

SECTION 9146. Nonstatutory provisions; Treasurer.

SECTION 9147. Nonstatutory provisions; University of Wisconsin Hospitals and Clinics Authority.

SECTION 9148. Nonstatutory provisions; University of Wisconsin System.

(1) INCENTIVE GRANTS. Within 90 days after the effective date of this subsection, the Board of Regents of the University of Wisconsin System shall submit to the secretary of administration for his or her approval a plan for the establishment of the incentive grant program under section 36.25 (52) of the statutes, as created by this act. The plan shall include all of the following:

(a) Application procedures and procedures and criteria for awarding grants.

(b) A plan to establish performance goals and accountability measures for each grant recipient.

(c) A plan to track and report program results reported by grant recipients.

(d) An acknowledgment that the amounts awarded are not base building.

SECTION 9149. Nonstatutory provisions; Veterans Affairs.

(1) APPOINTMENT OF CERTAIN INDIVIDUALS TO POSITIONS IN CLASSIFIED SERVICE OF STATE CIVIL SERVICE SYSTEM. Notwithstanding section 230.15 (1) of the statutes, on the effective date of this subsection, the incumbent employees holding the unclassified positions specified in section 230.08 (2) (xm), 2011 Wis. Stats., and one of the unclassified division administrator positions specified in section 230.08 (2) (e) 13., 2011 Wis. Stats., shall be appointed to comparable positions in the classified service in the department of veterans affairs, as determined by the secretary of veterans affairs. The administrator of the division of merit recruitment and selection in the office of state employment relations shall waive the requirement for competitive examination under section 230.15 (1) of the statutes with respect to the classified positions and shall certify the incumbent employees for appointment to the classified positions. The administrator shall determine the employee's probationary status under section 230.28 of the statutes, except that the employee shall receive credit

toward his or her probationary period for the time that the employee had been employed in any unclassified position immediately prior to appointment.

(2) EMERGENCY RULES CONCERNING TRIBAL COLLEGE TUITION REIMBURSEMENT PROGRAM. The department of veterans affairs may promulgate emergency rules under section 227.24 of the statutes implementing section 45.205 of the statutes, as created by this act. Notwithstanding section 227.24 (1) (c) and (2) of the statutes, emergency rules promulgated under this subsection remain in effect until July 1, 2014, or the date on which permanent rules take effect, whichever is sooner. Notwithstanding section 227.24 (1) (a) and (3) of the statutes, the department is not required to provide evidence that promulgating a rule under this subsection as an emergency rule is necessary for the preservation of the public peace, health, safety, or welfare and is not required to provide a finding of emergency for a rule promulgated under this subsection.

SECTION 9150. Nonstatutory provisions; Wisconsin Economic Development Corporation.

SECTION 9151. Nonstatutory provisions; Workforce Development.

(1) TRANSFER OF FACILITY DESIGN SERVICES.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the department of workforce development that are primarily related to facility design services, as determined by the secretary of administration, shall become assets and liabilities of the department of administration.

(b) *Positions and employees.*

1. On the effective date of this subdivision, 1.0 PR position in the department of workforce development having primary responsibility for facility design services, as determined by the secretary of administration, is transferred to the department

of administration and shall become 1.0 PR–S position in the department of administration.

2. The incumbent employee in the position specified in subdivision 1. is transferred on the effective date of this subdivision to the department of administration.

3. The employee transferred under subdivision 2. has all the rights and the same status under subchapter V of chapter 111 of the statutes and chapter 230 of the statutes that the employee enjoyed in the department of workforce development immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes, if the employee attained permanent status in class immediately before the transfer, the employee is not required to serve a probationary period.

(c) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the department of workforce development that is primarily related to facility design services, as determined by the secretary of administration, is transferred to the department of administration.

(d) *Contracts.* All contracts entered into by the department of workforce development that are primarily related to facility design services, as determined by the secretary of administration, are transferred to the department of administration. The department of administration shall carry out any contractual obligations under such a contract until the contract is modified or rescinded by the department of administration to the extent allowed under the contract.

(e) *Pending matters.* Any matter pending with the department of workforce development that is primarily related to facility design services on the effective date of this paragraph is transferred to the department of administration and all materials submitted to and actions taken by the department of workforce

development with respect to the pending matter are considered as having been submitted to or taken by the department of administration.

(2) TRANSFER OF DISABLED VETERANS' OUTREACH AND LOCAL VETERANS' EMPLOYMENT REPRESENTATIVE PROGRAMS.

(a) *Definitions.* In this subsection:

1. "Approval" means approval by the secretary of the federal department of labor of a plan submitted jointly by the department of workforce development and the department of veterans affairs for transfer of the administration of the disabled veterans' outreach program and the local veterans' employment representative program from the department of workforce development to the department of veterans affairs.

2. "Disabled veterans' outreach program" means the disabled veterans' outreach program under 38 USC 4103a.

3. "Local veterans' employment representative program" means the local veterans' employment representative program under 38 USC 4104.

(b) *Approval by secretary of federal department of labor.* The department of workforce development and the department of veterans affairs, jointly, shall prepare a plan for transfer of the administration of the disabled veterans' outreach program and the local veterans' employment representative program from the department of workforce development to the department of veterans affairs and shall submit that plan to the secretary of the federal department of labor for approval. If the secretary of the federal department of labor approves the plan, administration of those programs shall be transferred from the department of workforce development to the department of veterans affairs as provided in paragraphs (c) to (i).

(c) *Assets and liabilities.* On the effective date of approval, the assets and liabilities of the department of workforce development that are primarily related to the disabled veterans' outreach program or the local veterans' employment representative program, as determined by the secretary of administration, shall become the assets and liabilities of the department of veterans affairs.

(d) *Positions and employees.* On the effective date of approval, all positions and all incumbent employees holding those positions in the department of workforce development performing duties that are primarily related to the disabled veterans' outreach program or the local veterans' employment representative program, as determined by the secretary of administration, are transferred to the department of veterans affairs.

(e) *Employee status.* Employees transferred under paragraph (d) have all the rights and the same status under subchapter V of chapter 111 and chapter 230 of the statutes in the department of veterans affairs that they enjoyed in the department of workforce development immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who has attained permanent status in class is required to serve a probationary period.

(f) *Tangible personal property.* On the effective date of approval, all tangible personal property, including records, of the department of workforce development that is primarily related to the disabled veterans' outreach program or the local veterans' employment representative program, as determined by the secretary of administration, is transferred to the department of veterans affairs.

(g) *Pending matters.* Any matter pending with the department of workforce development on the effective date of approval that is primarily related to the disabled veterans' outreach program or the local veterans' employment representative

program, as determined by the secretary of administration, is transferred to the department of veterans affairs. All materials submitted to or actions taken by the department of workforce development with respect to the pending matter are considered as having been submitted to or taken by the department of veterans affairs.

(h) *Contracts.* All contracts entered into by the department of workforce development in effect on the effective date of approval that are primarily related to the disabled veterans' outreach program or the local veterans' employment representative program, as determined by the secretary of administration, remain in effect and are transferred to the department of veterans affairs. The department of veterans affairs shall carry out any obligations under those contracts unless modified or rescinded by the department of veterans affairs to the extent allowed under the contract.

(i) *Rules and orders.* All rules promulgated by the department of workforce development in effect on the effective date of approval that are primarily related to the disabled veterans' outreach program or the local veterans' employment representative program remain in effect until their specified expiration dates or until amended or repealed by the department of veterans affairs. All orders issued by the department of workforce development in effect on the effective date of approval that are primarily related to the disabled veterans' outreach program or the local veterans' employment representative program remain in effect until their specified expiration dates or until modified or rescinded by the department of veterans affairs.

SECTION 9152. Nonstatutory provisions; Other.

SECTION 9201. Fiscal changes; Administration.

(1) TRANSFER OF OFFICE OF JUSTICE ASSISTANCE.

(a) The unencumbered balance in the appropriation account under section 20.505 (6) (gj), 2011 stats., is transferred to the appropriation account under section 20.455 (5) (gj) of the statutes.

(b) The unencumbered balance in the appropriation account under section 20.505 (6) (km), 2011 stats., is transferred to the appropriation account under section 20.455 (2) (k) of the statutes.

(c) The unencumbered balance in the appropriation account under section 20.505 (6) (m), 2011 stats., is transferred to the appropriation accounts under section 20.455 (2) (m) and (5) (ma) of the statutes, as determined by the department of administration.

(d) The unencumbered balance in the appropriation account under section 20.505 (6) (p), 2011 stats., is transferred to the appropriation accounts under section 20.455 (2) (n) and (5) (mh) of the statutes, as determined by the department of administration.

SECTION 9202. Fiscal changes; Agriculture, Trade and Consumer Protection.

(1) TRANSFER FROM AGRICHEMICAL MANAGEMENT FUND TO ENVIRONMENTAL FUND. There is transferred from the agrichemical management fund to the environmental fund $750,000 in fiscal year 2013–14.

SECTION 9203. Fiscal changes; Arts Board.

SECTION 9204. Fiscal changes; Building Commission.

SECTION 9205. Fiscal changes; Child Abuse and Neglect Prevention Board.

(1) TRANSFER OF CHILDREN'S TRUST FUND BALANCE. On the effective date of this subsection, the unencumbered balance in the children's trust fund is transferred to the appropriation account under section 20.433 (1) (q) of the statutes, as affected by this act.

SECTION 9206. Fiscal changes; Children and Families.

SECTION 9207. Fiscal changes; Circuit Courts.

SECTION 9208. Fiscal changes; Correctional System.

(1) CHILD PORNOGRAPHY SURCHARGE. The unencumbered balance in the appropriation account under section 20.410 (1) (gj), 2011 stats., is transferred to the appropriation account under section 20.455 (5) (gj) of the statutes.

SECTION 9209. Fiscal changes; Court of Appeals.

SECTION 9210. Fiscal changes; District Attorneys.

SECTION 9211. Fiscal changes; Educational Communications Board.

SECTION 9212. Fiscal changes; Employee Trust Funds.

(1) SUPPLEMENTATION OF APPROPRIATIONS. During the 2013–15 fiscal biennium, the secretary of employee trust funds may request the governor to supplement any sum certain appropriation from the public employee trust fund for the purpose of modernizing business processes or integrating information technology systems of the department of employee trust funds. Upon receiving such a request, the governor may approve or modify the request. If the governor proposes to approve or modify the request, the governor shall notify the joint committee on finance in writing of his or her proposed action. If, within 14 working days after the date of the governor's notification, the cochairpersons of the committee do not notify the governor that the committee has scheduled a meeting for the purpose of reviewing the proposed action, the supplements proposed by the governor are approved. If the cochairpersons notify

the governor that the committee has scheduled a meeting for the purpose of reviewing the proposed action, the supplements may be made only upon approval of the committee.

SECTION 9213. Fiscal changes; Employment Relations Commission.

SECTION 9214. Fiscal changes; Financial Institutions.

SECTION 9215. Fiscal changes; Government Accountability Board.

SECTION 9216. Fiscal changes; Governor.

SECTION 9217. Fiscal changes; Health and Educational Facilities Authority.

SECTION 9218. Fiscal changes; Health Services.

SECTION 9219. Fiscal changes; Higher Educational Aids Board.

SECTION 9220. Fiscal changes; Historical Society.

SECTION 9221. Fiscal changes; Housing and Economic Development Authority.

SECTION 9222. Fiscal changes; Insurance.

SECTION 9223. Fiscal changes; Investment Board.

SECTION 9224. Fiscal changes; Joint Committee on Finance.

SECTION 9225. Fiscal changes; Judicial Commission.

SECTION 9226. Fiscal changes; Justice.

SECTION 9227. Fiscal changes; Legislature.

SECTION 9228. Fiscal changes; Lieutenant Governor.

SECTION 9229. Fiscal changes; Local Government.

SECTION 9230. Fiscal changes; Medical College of Wisconsin.

SECTION 9231. Fiscal changes; Military Affairs.

SECTION 9232. Fiscal changes; Natural Resources.

SECTION 9233. Fiscal changes; Public Defender Board.

SECTION 9234. Fiscal changes; Public Instruction.

SECTION 9235. Fiscal changes; Public Lands, Board of Commissioners of.

SECTION 9236. Fiscal changes; Public Service Commission.

SECTION 9237. Fiscal changes; Revenue.

SECTION 9238. Fiscal changes; Safety and Professional Services.

(1) TESTING OF PETROLEUM PRODUCTS. There is transferred from the appropriation account under section 20.165 (2) (ga) of the statutes, as affected by this act, to the appropriation account under section 20.115 (1) (gc) of the statutes, as created by this act, an amount, as determined by the secretary of administration, that equals the amount of fees that have been credited to the appropriation account under section 20.165 (2) (ga) of the statutes, as affected by this act, under section 101.02 (18m) of the statutes, as affected by this act, and that have not been expended or encumbered on or before the effective date of this subsection.

(2) FEDERAL AID FOR INSPECTIONS OF PETROLEUM PRODUCTS. There is transferred from the appropriation account under section 20.165 (2) (m) of the statutes to the appropriation account under section 20.115 (1) (m) of the statutes an amount, as determined by the secretary of administration, that equals the amount of moneys received from the federal government that have been credited to the appropriation under section 20.165 (2) (m) of the statutes for the state's administrative costs for general program operations relating to regulation under chapter 168 of the statutes, as affected by this act, and that have not been expended or encumbered on or before the effective date of this subsection.

(3) TRANSFER FROM PETROLEUM INSPECTION FUND TO TRANSPORTATION FUND. There is transferred from the petroleum inspection fund to the transportation fund $16,000,000 in each fiscal year of the 2013–15 fiscal biennium.

SECTION 9239. Fiscal changes; Secretary of State.

SECTION 9240. Fiscal changes; State Employment Relations, Office of.

SECTION 9241. Fiscal changes; State Fair Park Board.

SECTION 9242. Fiscal changes; Supreme Court.

SECTION 9243. Fiscal changes; Technical College System.

SECTION 9244. Fiscal changes; Tourism.

SECTION 9245. Fiscal changes; Transportation.

(1) TRANSFER FROM GENERAL FUND TO TRANSPORTATION FUND. There is transferred from the general fund to the transportation fund $23,000,000 in the 2013–15 fiscal biennium.

SECTION 9246. Fiscal changes; Treasurer.

SECTION 9247. Fiscal changes; University of Wisconsin Hospitals and Clinics Authority.

SECTION 9248. Fiscal changes; University of Wisconsin System.

SECTION 9249. Fiscal changes; Veterans Affairs.

(1) TRANSFER TO VETERANS TRUST FUND. There is transferred from the general fund to the veterans trust fund $5,300,000 in fiscal year 2013–14.

SECTION 9250. Fiscal changes; Wisconsin Economic Development Corporation.

SECTION 9251. Fiscal changes; Workforce Development.

SECTION 9252. Fiscal changes; Other.

(1) LAPSE OF UNENCUMBERED MONEYS FROM STATE AGENCY GENERAL PURPOSE REVENUE AND PROGRAM REVENUE APPROPRIATION ACCOUNTS.

(a) Notwithstanding 2011 Wisconsin Act 32, section 9255 (1) (c) and (d), the secretary shall not lapse any money from the agencies specified in those paragraphs during the 2013–15 fiscal biennium, but shall instead lapse to the general fund from the unencumbered balances of general purpose revenue and program revenue appropriations to the following executive branch state agencies, other than sum sufficient appropriations and appropriations of federal revenues, the following amounts in each fiscal year of the 2013–15 fiscal biennium:

Agency	Amount
Administration	$13,430,900
Agriculture, Trade and Consumer Protection	1,664,800
Child Abuse and Neglected Prevention	228,400
Children and Families	592,200
Corrections	1,864,100
District Attorneys	43,300
Educational Communications Board	85,500
Financial Institutions	2,434,400
Government Accountability Board	40,200
Historical Society	11,900
Insurance, Office of Commissioner of	902,700
Justice	2,040,300
Natural Resources	3,008,000
Public Defender Board	118,700
Public Instruction	1,049,300

Public Service Commission	98,700
Revenue	1,383,400
Safety and Professional Services	6,232,000
Secretary of State	51,200
State Fair Park	6,700
Tourism	10,400
Transportation	140,900
Wisconsin Technical College System	65,100
Workforce Development	2,673,000

(b) The secretary of administration may not lapse moneys under paragraph (a) if the lapse would violate a condition imposed by the federal government on the expenditure of the moneys or if the lapse would violate the federal or state constitution.

SECTION 9301. Initial applicability; Administration.

(1) SINGLE PRIME CONTRACTING. The treatment of sections 13.48 (19) and 16.855 (1), (1g), (2) (a) 5. and 6., (9), (9m), (10m) (am) 3., (13), and (14) (a), (am), (b), (bm), (c), and (e) of the statutes, the renumbering and amendment of section 16.855 (19) of the statutes, and the creation of section 16.855 (19) (b) of the statutes first apply to bids and proposals that are solicited on the effective date of this subsection.

(2) STATE PROCUREMENT.

(a) *Contracts for services.* The treatment of sections 16.705 (1r) (intro.) and (9) and 16.75 (1) (a) 1. (with respect to awards or contracts made by a delegated agency) and 2., (b) 1., 2., and 3., and (c), (1m), (2m) (a), (b) 1., 2., and 3., (c), (d), (e), (f), and (g), (3m) (b) 1., 2., and 3., (3t) (c) (intro.), (5), (6) (c) and (d), (8) (a) 1., (9), (10e) (a) and

(b), and (10m) of the statutes first applies to bids or proposals solicited on the effective date of this paragraph.

(b) *Cost–benefit analyses.* The renumbering and amendment of section 16.705 (2) of the statutes and the creation of section 16.705 (2) (b) of the statutes first apply to cost–benefit analyses and continued appropriateness reviews required on the effective date of this paragraph.

SECTION 9302. Initial applicability; Agriculture, Trade and Consumer Protection.

SECTION 9303. Initial applicability; Arts Board.

SECTION 9304. Initial applicability; Building Commission.

SECTION 9305. Initial applicability; Child Abuse and Neglect Prevention Board.

SECTION 9306. Initial applicability; Children and Families.

(1) TRIAL EMPLOYMENT MATCH PROGRAM. The treatment of section 49.147 (3) (a), (ac) 1., 2., and 3., (c), and (d) of the statutes first applies to Wisconsin Works participants who are placed in the trial employment match program on the effective date of this subsection.

(2) CONTESTED CASE HEARINGS ON CHILD ABUSE OR NEGLECT DETERMINATIONS. The treatment of section 48.981 (3) (c) 5m. of the statutes first applies to a notice under section 48.981 (3) (c) 5m. of the statutes of a determination under section 48.981 (3) (c) 4. of the statutes issued on the effective date of this subsection.

(3) SUBSIDIZED GUARDIANSHIP AND ADOPTION ASSISTANCE AGREEMENTS. The treatment of sections 48.623 (1) (intro.) and (3) (b), 48.975 (3) (a) 1. and 2. and (4) (a), and 48.977 (3r) of the statutes first applies to a subsidized guardianship agreement

or an adoption assistance agreement entered into or amended on the effective date of this subsection.

(4) CHILD ABUSE AND NEGLECT PREVENTION BOARD GRANTS. The treatment of section 48.982 (4) (b) (intro.), 1., and 2. of the statutes first applies to grant applications submitted on the effective date of this subsection.

(5) FAMILY RESOURCE CENTER GRANTS. The treatment of section 48.982 (6) (a) and (am) of the statutes first applies to grant applications submitted on the effective date of this subsection.

SECTION 9307. Initial applicability; Circuit Courts.

(1) COURT INTERPRETER OUT–OF–STATE TRAVEL FEES. The renumbering and amendment of section 814.67 (1) (c) 2. of the statutes and the creation of section 814.67 (1) (c) 2. b. of the statutes first apply to the eligible travel of a court interpreter on the effective date of this subsection.

(2) OUT–OF–HOME CARE FOR CHILDREN WITH INDIVIDUALIZED EDUCATION PROGRAMS. The treatment of section 48.385 of the statutes, the renumbering and amendment of sections 48.355 (4), 48.357 (6), and 48.365 (5) of the statutes, and the creation of sections 48.355 (4) (b) 4., 48.357 (6) (a) 4., and 48.365 (5) (b) 4. of the statutes first apply to an order of the court assigned to exercise jurisdiction under chapter 48 of the statutes entered on the effective date of this subsection.

(3) OUT–OF–HOME CARE FOR JUVENILES WITH INDIVIDUALIZED EDUCATION PROGRAMS. The treatment of section 938.355 (4) (a) of the statutes, the renumbering and amendment of sections 938.357 (6) and 938.365 (5) of the statutes, and the creation of sections 938.355 (4) (am) 4., 938.357 (6) (a) 4., and 938.365 (5) (b) 4. of the statutes first apply to an order of the court assigned to exercise jurisdiction under chapter 938 of the statutes granted on the effective date of this subsection.

SECTION 9308. Initial applicability; Correctional System.

(1) GLOBAL POSITIONING SYSTEM MONITORING. The treatment of section 813.129 (1) of the statutes first applies to persons who are subject to a restraining order or injunction on the effective date of this subsection.

SECTION 9309. Initial applicability; Court of Appeals.

SECTION 9310. Initial applicability; District Attorneys.

SECTION 9311. Initial applicability; Educational Communications Board.

SECTION 9312. Initial applicability; Employee Trust Funds.

(1) PARTICIPATION IN WISCONSIN RETIREMENT SYSTEM. The treatment of section 40.26 (1), (1m), (2) (intro.), and (5) (intro.) of the statutes first applies to participating employees under the Wisconsin Retirement System who terminate covered employment under the Wisconsin Retirement System on the effective date of this subsection.

SECTION 9313. Initial applicability; Employment Relations Commission.

(1) COMPENSATION AND WORK STATUS OF COMMISSIONERS. The treatment of section 15.06 (3) (a) 4. and (c) of the statutes first applies to employment relations commissioners appointed to office on the effective date of this subsection.

SECTION 9314. Initial applicability; Financial Institutions.

(1) RENTAL–PURCHASE AGREEMENTS. The treatment of sections 409.109 (4) (n) and 421.202 (11) and chapter 420 of the statutes first applies to rental–purchase agreements, and conduct pursuant to those agreements, that are entered into on the effective date of this subsection.

SECTION 9315. Initial applicability; Government Accountability Board.

SECTION 9316. Initial applicability; Governor.

SECTION 9317. Initial applicability; Health and Educational Facilities Authority.

SECTION 9318. Initial applicability; Health Services

(1) ELECTRONIC SUBMISSION OF MEDICAL ASSISTANCE CLAIMS. The amendment of section 49.475 (title) of the statutes and the creation of section 49.475 (2) (bc) of the statutes first apply to claims that are submitted on the effective date of this subsection.

(2) ELECTRONIC VERIFICATION OF RESIDENCY FOR MEDICAL ASSISTANCE. The treatment of section 49.84 (7) of the statutes first applies to applications received or continued eligibility reviews commenced on the effective date of this subsection.

(3) RECOVERY OF LONG–TERM CARE PAYMENTS. The treatment of section 49.496 (3) (a) 2. am. of the statutes first applies to additional services that are received by an individual who is participating in a long–term care program on the effective date of this subsection.

(4) RECOVERY OF CAPITATED PAYMENTS. The treatment of section 49.496 (3) (ad) of the statutes first applies to capitation payments made for services that are received by an individual who is participating in a managed long–term care program on the effective date of this subsection.

(5) SPECIAL NEEDS AND POOLED TRUSTS.

(a) *Notices.* The treatment of section 701.065 (5) (c) 1. and 2. of the statutes first applies to deaths occurring on the effective date of this paragraph.

(b) *Retained amounts.* The treatment of section 701.065 (5) (c) 3. of the statutes first applies to pooled trusts that are created or modified on the effective date of this paragraph.

(6) RECOVERY OF PUBLIC ASSISTANCE FROM PROPERTY OF A DECEDENT. The treatment of sections 46.27 (7g) (a) 5. and (c) 2m., 3. (intro.), 5. a. and b., and 6m., 49.496 (1) (a), (af), (bw), and (cm) and (3) (a) (intro.), (aj), (am) (intro.), (c) 1. and 2., and (dm), 49.682 (1) (e) and (2) (bm), (c) (intro.), (e) 1. and 2., and (fm), 49.848 (5), 49.849 (1) (d), (2) (c), (3) (a) and (c), (4) (c), (4m), (5c), (5m), and (5r), 49.85 (title), (2) (a) (intro.) and 4., and (3) (a) 1., 701.065 (5) (b), 766.55 (2) (bm), and 867.035 (1) (a) (intro.), 1., and 4., (2), (2m) (a) and (b), and (3) of the statutes, the renumbering and amendment of section 867.03 (2g) of the statutes, and the creation of section 867.03 (2g) (b) of the statutes first apply to the recovery of public assistance, as defined in section 49.849 (1) (e) of the statutes, as created by this act, provided to individuals who die on the effective date of this subsection.

(7) MEDICAL ASSISTANCE DIVESTMENT; APPLICANTS. The treatment of sections 49.453 (2) (a) (intro.) and (b) (intro.), (3) (a) (intro.), (4c) (c), and (8) (a) 1., 49.455 (5) (e), 49.47 (4) (b) 2w., and 224.42 (1) (a) of the statutes, the renumbering and amendment of sections 49.45 (4m) (a) 3. and 49.455 (8) (d) of the statutes, and the creation of sections 49.45 (4m) (a) 3. a. to f. and 49.455 (8) (d) 2. of the statutes first apply to determinations of initial eligibility for Medical Assistance for individuals who apply for Medical Assistance on the effective date of this subsection.

(8) MEDICAL ASSISTANCE DIVESTMENT; RECIPIENTS. The treatment of sections 49.453 (3) (ag) and 49.455 (5) (d) of the statutes first applies to a transfer of assets made by a recipient of Medical Assistance or a spouse of a recipient of Medical Assistance on the effective date of this subsection.

(9) FOOD STAMP EMPLOYMENT AND TRAINING PROGRAM CONTRACTS. The treatment of section 49.79 (9) (a) 1. of the statutes first applies to a contract to administer the

food stamp employment and training program under section 49.79 (9) of the statutes on the effective date of this subsection.

(10) ELIGIBILITY FOR THE MEDICAL ASSISTANCE PURCHASE PLAN. The treatment of section 49.472 (3) (a) and (f) and (3m) of the statutes first applies to individuals who apply for the Medical Assistance purchase plan, or whose continued eligibility for the Medical Assistance purchase plan is reviewed, on January 1, 2014, or on the day after the applicable publication of the notice of approval in the Wisconsin Administrative Register under SECTION 9118 (1) (a) of this act, whichever is later.

(11) ELIGIBILITY FOR CERTAIN MEDICAL ASSISTANCE PROGRAMS.

(a) *Family care.* The treatment of section 46.286 (1m) of the statutes first applies to individuals who apply for the family care benefit, or whose continued eligibility for the family care benefit is reviewed, on the effective date of this paragraph.

(b) *Medical Assistance.* The treatment of sections 49.46 (1) (em), 49.47 (4) (b) (intro.), and 49.472 (3) (b) of the statutes first applies to individuals who apply for Medical Assistance or the Medical Assistance purchase plan, or whose continued eligibility for Medical Assistance or the Medical Assistance purchase plan is reviewed, on the effective date of this paragraph.

(c) *Medicare buy–in.* The treatment of section 49.468 (1) (d), (1m) (b), and (2) (b) of the statutes first applies to individuals who apply for the expanded medicare buy–in program, or whose continued eligibility for the expanded medicare buy–in program is reviewed, on the effective date of this paragraph.

(12) PREMIUMS FOR THE MEDICAL ASSISTANCE PURCHASE PLAN.

(a) The treatment of section 49.472 (4) (a) (intro.), 1., 1m., 2. (intro.), 2m., and 3. and (b) (by SECTION 1167) and (5) of the statutes first applies to premiums for the

Medical Assistance purchase plan that are payable on January 1, 2014, or on the day after the applicable publication of the notice of approval in the Wisconsin Administrative Register under SECTION 9118 (1) (a) of this act, whichever is later.

(b) The treatment of section 49.472 (4) (b) (by SECTION 1168) of the statutes first applies to premiums for the Medical Assistance purchase plan that are payable on January 1, 2015, or on the day after publication of the notice of approval of the treatment of section 49.472 (4) (b) (by SECTION 1168) of the statutes in the Wisconsin Administrative Register under SECTION 9118 (1) (a) of this act, whichever is later.

(13) COMPREHENSIVE COMMUNITY SERVICES FUNDING. The renumbering of section 49.45 (30e) (c) of the statutes and the creation of section 49.45 (30e) (c) 2. of the statutes first apply to psychosocial services provided under the Medical Assistance program under a community–based psychosocial service program on the effective date of this subsection.

(14) MODIFIED ADJUSTED GROSS INCOME. The treatment of sections 49.46 (1) (a) 15., 49.47 (4) (a) 1., and 49.471 (1) (f) and (7) (a), (b) 1. and 3., and (e) of the statutes and the repeal of section 49.471 (7) (c) of the statutes first apply to redeterminations of eligibility for recipients of Medical Assistance on the later of the following:

(a) April 1, 2014.

(b) The actual date of the redetermination of eligibility.

SECTION 9319. Initial applicability; Higher Educational Aids Board.

SECTION 9320. Initial applicability; Historical Society.

SECTION 9321. Initial applicability; Housing and Economic Development Authority.

SECTION 9322. Initial applicability; Insurance.

SECTION 9323. Initial applicability; Investment Board.

SECTION 9324. Initial applicability; Joint Committee on Finance.

SECTION 9325. Initial applicability; Judicial Commission.

SECTION 9326. Initial applicability; Justice.

(1) DEOXYRIBONUCLEIC ACID SPECIMEN SUBMISSIONS AND SURCHARGES.

(a) The treatment of sections 165.76 (1) (am) and 938.34 (15) (a) 1. and 3. of the statutes first applies to delinquency adjudications that occur on the effective date of this paragraph.

(b) The treatment of section 165.77 (4) (intro.), (a), (am) 1., 2., and 3., and (b) of the statutes first applies to requests for expungement received on the effective date of this paragraph.

(c) The treatment of section 165.84 (7) of the statutes first applies to individuals arrested or taken into custody on the effective date of this paragraph.

(d) The treatment of sections 938.21 (1m) and 938.30 (2m) of the statutes first applies to hearings commenced on the effective date of this paragraph.

(e) The treatment of section 970.02 (8) of the statutes first applies to offenses charged on the effective date of this paragraph.

(f) The treatment of section 971.17 (1m) (a) of the statutes first applies to findings made on the effective date of this paragraph.

(g) The treatment of section 973.046 (1g) of the statutes, the renumbering and amendment of section 973.046 (1r) of the statutes, and the creation of section 973.046 (1r) (a) and (b) of the statutes first apply to sentences imposed or probations placements made on the effective date of this paragraph.

(h) The treatment of section 973.047 (1f) of the statutes first applies to sentences imposed or probations placements made on the effective date of this paragraph.

SECTION 9327. Initial applicability; Legislature.

SECTION 9328. Initial applicability; Lieutenant Governor.

SECTION 9329. Initial applicability; Local Government.

SECTION 9330. Initial applicability; Medical College of Wisconsin.

SECTION 9331. Initial applicability; Military Affairs.

(1) WORKER'S COMPENSATION FOR EMERGENCY MANAGEMENT PROGRAM VOLUNTEERS. The treatment of section 20.465 (3) (am) of the statutes, the renumbering and amendment of section 323.40 (3) (a) of the statutes, and the creation of section 323.40 (3) (a) 2. of the statutes first apply to a claim for worker's compensation for an injury incurred by an emergency management program volunteer on the effective date of this subsection.

(2) PAYMENTS TO CERTAIN STATE VETERANS ORGANIZATIONS. The treatment of section 45.41 (2) (a), (b), (c), and (d) of the statutes first applies to an application for payment that the department of veterans affairs receives from a state veterans organization under section 45.41 (2) of the statutes on the effective date of this subsection.

SECTION 9332. Initial applicability; Natural Resources.

(1) AIDS ON CERTAIN LANDS. The treatment of section 70.114 (1) (f), (3), and (4) (a) and (c) of the statutes first applies to payments made in 2014.

(2) ENVIRONMENTAL REPAIR FEE. The treatment of section 25.46 (7) of the statutes first applies to fees paid on the effective date of this subsection.

SECTION 9333. Initial applicability; Public Defender Board.

SECTION 9334. Initial applicability; Public Instruction.

(1) CHARTER SCHOOL CONTRACTS. The treatment of section 118.40 (2m) (a) and (3) (a), (b), and (i) of the statutes first applies to contracts entered into, modified, extended, or renewed on the effective date of this subsection.

(2) GRANTS FOR NATIONAL TEACHER CERTIFICATION OR MASTER EDUCATOR LICENSURE. The treatment of section 115.42 (1) (a) 5. and (2) (a) 5. of the statutes first applies to persons first awarded a grant under section 115.42 (1) (a) of the statutes, as affected by this bill, in the 2014–15 school year.

(3) CHARTER SCHOOL CONTRACTS. The treatment of section 118.40 (2r) (b) 2. and (c), (3) (e) and (g), and (4) (d) of the statutes first applies to a contract for the establishment of a charter school that is entered into, renewed, or modified on the effective date of this subsection.

(4) CONSOLIDATION AID. The treatment of sections 121.07 (6) (e) 1. and (7) (e) 1. and 121.105 (3) of the statutes first applies to a school district that is eligible to receive additional aid as the result of sections 121.07 (6) (e) 1. and (7) (e) 1. and 121.105 (3) of the statutes on the effective date of this subsection.

SECTION 9335. Initial applicability; Public Lands, Board of Commissioners of.

SECTION 9336. Initial applicability; Public Service Commission.

SECTION 9337. Initial applicability; Revenue.

(1) RELYING ON PAST AUDITS. The treatment of section 73.16 (1) (a) and (ab) and (3) of the statutes first applies to audit determinations issued on January 1, 2014, regardless of when a prior audit determination was made.

(2) COMPUTER AID PAYMENTS. The treatment of section 79.095 (2) (a) and (4) of the statutes first applies to reports that are due in 2014.

(3) INTEREST INCOME EXEMPTION. The treatment of sections 71.05 (1) (c) 11., 71.26 (1m) (L), and 71.45 (1t) (L) of the statutes first applies to taxable years beginning on January 1, 2013.

(4) ENTERPRISE ZONE JOBS CREDIT. The treatment of sections 71.07 (3w) (b) 1. a. and b., 2., and 3. and (bm) 2., 71.28 (3w) (b) 1. a. and b., 2., and 3. and (bm) 2., 71.47 (3w) (b) 1. a. and b., 2., and 3. and (bm) 2., and 238.16 (3) (a) and (4) (b) 1. a. of the statutes first applies to taxable years beginning on January 1, 2013.

(5) NEGLIGENTLY OR FRAUDULENTLY FILED INCOME TAX RETURNS. The treatment of section 71.83 (1) (a) 11. and (b) 7. and (2) (b) 1. of the statutes first applies to an income tax return that is filed on the effective date of this subsection.

(6) FRAUDULENT OR RECKLESS CLAIMS FOR TAX CREDITS. The treatment of section 71.83 (5) of the statutes first applies to a fraudulent or reckless claim that is filed with the department of revenue on the effective date of this subsection.

(7) INCOME TAX CHECKOFF, AMERICAN RED CROSS, BADGER CHAPTER. The treatment of sections 20.435 (1) (gd) and 71.10 (5k) (i) of the statutes first applies to taxable years beginning on January 1 of the year in which this subsection takes effect, except that if this subsection takes effect after July 31 the treatment of sections 20.435 (1) (gd) and 71.10 (5k) (i) of the statutes first applies to taxable years beginning on January 1 of the year following the year in which this subsection takes effect.

(8) LUMP SUM CONTRACTS. The treatment of sections 77.51 (11d) and 77.54 (60) of the statutes first applies to contracts entered into on the effective date of this subsection.

(9) QUALIFIED RESEARCH SALES TAX EXEMPTIONS. The treatment of section 77.54 (57) (a) 1f., 1m., 4., and 5. and (b) 1. and 2., and (57d) of the statutes first applies retroactively to sales made on January 1, 2012.

(10) BIOGAS ENERGY SYSTEMS. The treatment of section 70.111 (18) of the statutes first applies to the property tax assessments as of January 1, 2014.

(11) HEALTH INSURANCE PREMIUM SUBTRACTION; PREMIUM ASSISTANCE CREDITS. The treatment of section 71.05 (6) (b) 19. a., 35. a., 38. a., and 42. a. of the statutes first applies to taxable years beginning after December 31, 2013.

(12) CAPITAL GAINS DEFERRALS, EXCLUSIONS.

(a) The treatment of section 71.05 (25) (title), (a) 2., 3., and 4., and (b) (intro.), 1., and 2. of the statutes first applies, retroactively, to taxable years beginning after December 31, 2010.

(b) The treatment of section 71.05 (26) (title), (a) 4., (b) (intro.), (bm), (c), (d), and (f) of the statutes first applies to taxable years beginning after December 31, 2013.

(13) EXPENDITURE RESTRAINT PROGRAM. The treatment of section 79.05 (6) (a) and (b) of the statutes first applies to payments made in 2014.

(14) SCHOOL LEVY CREDIT; LOTTERY FUND. The treatment of sections 20.835 (3) (b) and (qb), 73.03 (66), and 79.10 (4) of the statutes first applies to payments made in 2013.

(15) VETERANS AND SURVIVING SPOUSES PROPERTY TAX CREDIT. The treatment of section 71.07 (6e) (a) 2. d. of the statutes act first applies to taxable years beginning on January 1, 2014.

SECTION 9338. Initial applicability; Safety and Professional Services.

SECTION 9339. Initial applicability; Secretary of State.

SECTION 9340. Initial applicability; State Employment Relations, Office of.

SECTION 9341. Initial applicability; State Fair Park Board.

SECTION 9342. Initial applicability; Supreme Court.

SECTION 9343. Initial applicability; Technical College System.

(1) LEVY RATE LIMIT. The treatment of section 38.16 (1) and (3) (e) of the statutes first applies to the tax levy imposed in 2013.

(2) FEE REMISSION. The treatment of section 38.24 (7) (b) (intro.) and (8) (b) of the statutes first applies in the first semester beginning after the effective date of this subsection.

SECTION 9344. Initial applicability; Tourism.

SECTION 9345. Initial applicability; Transportation.

(1) INTRASTATE MOTOR CARRIERS. The treatment of sections 194.03 (title), (1), (2), and (6) and 194.20 (title) and (1) of the statutes first applies to motor carrier operations occurring on, and fees and taxes assessed on, the effective date of this subsection.

(2) PENALTIES FOR VIOLATING WEIGHT LIMITATIONS. The treatment of section 348.21 (3) (b) 1. b., c., d., and e. and 2. b., c., d., and e. and (3g) (a) (intro.) and (b) (intro.) of the statutes first applies to violations committed on the effective date of this subsection, but does not preclude the counting of other violations as prior violations for purposes of sentencing a person.

(3) DISASTER AIDS.

(a) The treatment of sections 20.395 (1) (fs), 83.015 (2) (b), and 86.34 (title), (1), (1g), (2), (2m), and (6) of the statutes first applies to disasters, as defined in section

86.34 (1g) (b) 1. of the statutes, as created by this act, that occur on the effective date of this subsection.

(b) The treatment of sections 20.395 (1) (fs), 83.015 (2) (b), and 86.34 (title), (1), (1g), (2), (2m), and (6) of the statutes first applies to disasters, as defined in section 86.34 (1g) (b) 2. of the statutes, as created by this act, that occur on July 1, 2011.

SECTION 9346. Initial applicability; Treasurer.

SECTION 9347. Initial applicability; University of Wisconsin Hospitals and Clinics Authority.

SECTION 9348. Initial applicability; University of Wisconsin System.

(1) FEE REMISSION. The treatment of section 36.27 (3n) (b) (intro.) and (3p) (b) of the statutes first applies in the first semester beginning after the effective date of this subsection.

SECTION 9349. Initial applicability; Veterans Affairs.

(1) MEMBERSHIP IN VETERANS HOMES. The treatment of sections 45.02 (2) (intro.) and 45.51 (2) (b) 1., (5) (intro.) and (f), (6) (intro.) and (b), and (6m) of the statutes first applies to applications that are received by a veterans home on the effective date of this subsection.

(2) MEMORIALS. The treatment of section 45.70 (1), (1b) (title) and (b) and (2) (a) and (b) of the statutes first applies to proposals that are presented to the board of veterans affairs of the effective date of this subsection.

SECTION 9350. Initial applicability; Wisconsin Economic Development Corporation.

(1) CHANGES TO ENTERPRISE ZONE CERTIFICATIONS. The treatment of section 238.399 (5) (c) 2. (intro.) and a. and (6) (d) of the statutes first applies to taxable years beginning on January 1, 2013.

(2) CHANGES TO ENTERPRISE ZONE CERTIFICATIONS. The treatment of section 238.399 (5) (d) 1. of the statutes first applies to taxable years beginning on January 1, 2013.

(3) JOBS TAX CREDIT PROGRAM; AMOUNT OF TAX BENEFITS. The treatment of section 238.16 (4) (b) 1. (intro.) of the statutes first applies to taxable years beginning on January 1, 2013.

(4) DEFINITION OF "FULL–TIME" UNDER CERTAIN TAX CREDIT PROGRAMS. The renumbering and amendment of sections 238.16 (1) (c), 238.30 (2m) (b), and 238.399 (1) (am) 2. of the statutes, the amendment of sections 71.07 (2dx) (a) 4., 71.28 (1dx) (a) 4., 71.47 (1dx) (a) 4., and 76.636 (1) (d) of the statutes, and the creation of sections 238.16 (1) (c) 2., 238.30 (2m) (b) 1., 238.30 (2m) (b) 2., 238.399 (1) (am) 2. a., and 238.399 (1) (am) 2. b. of the statutes first apply to taxable years beginning on January 1, 2013.

(5) JOBS TAX CREDIT PROGRAM; NET EMPLOYMENT INCREASE. The treatment of section 238.16 (3) (intro.) of the statutes first applies to taxable years beginning on January 1, 2013.

SECTION 9351. Initial applicability; Workforce Development.

(1) REGISTRATION FOR WORK AND WORK SEARCH REQUIREMENTS. The treatment of section 108.04 (2) (a) 2. and 3. (intro.) of the statutes first applies with respect to weeks of unemployment beginning after the effective date of this subsection.

SECTION 9352. Initial applicability; Other.

SECTION 9400. Effective dates; general. Except as otherwise provided in SECTIONS 9401 to 9452 of this act, this act takes effect on July 1, 2013, or on the day after publication, whichever is later.

SECTION 9401. Effective dates; Administration.

(1) SINGLE PRIME CONTRACTING. The treatment of sections 13.48 (19) and 16.855 (1), (1g), (2) (a) 5. and 6., (9), (9m), (10m) (am) 3., (13), and (14) (a), (am), (b), (bm), (c), and (e) of the statutes, the renumbering and amendment of section 16.855 (19) of the statutes, the creation of section 16.855 (19) (b) of the statutes, and SECTION 9301 (1) of this act take effect on January 1, 2014.

SECTION 9402. Effective dates; Agriculture, Trade and Consumer Protection.

SECTION 9403. Effective dates; Arts Board.

SECTION 9404. Effective dates; Building Commission.

SECTION 9405. Effective dates; Child Abuse and Neglect Prevention Board.

SECTION 9406. Effective dates; Children and Families.

(1) CHANGES TO WISCONSIN WORKS PROGRAMS. The treatment of sections 49.141 (1) (n), 49.143 (2) (a) 2., 3., 4., 5., and 6. and (2r), 49.147 (1m) (b), (2) (am) 2., (3) (title), (a), (ac) 1., 2., and 3., (am), (c), and (d), (3m), (4) (a) and (b), (4m), and (5) (a) 3., 49.148 (1) (a) and (d), 49.161 (1) (title), 49.173, 49.26 (1) (g) (intro.) and (h) 1s. b., 49.36 (2), 71.07 (2dj) (am) 4h. and (2dx) (a) 5. and (b) 2., 3., 4., and 5., 71.28 (1dj) (am) 4h. and (1dx) (a) 5. and (b) 2., 3., 4., and 5., 71.47 (1dj) (am) 4h. and (1dx) (a) 5. and (b) 2., 3., 4., and 5., 76.636 (1) (e) 3. and (2) (b), (c), (d), and (e), 102.07 (17m), 227.01 (13) (im), and 238.30 (4m) of the statutes and SECTION 9306 (1) of this act take effect on October 1, 2013, or on the effective date of this subsection, whichever is later.

(2) CONTESTED CASE HEARINGS ON CHILD ABUSE OR NEGLECT DETERMINATIONS. The treatment of section 48.981 (3) (c) 5m. of the statutes and SECTION 9306 (2) of this act take effect on January 1, 2015.

(3) FOSTER CARE RATES. The treatment of section 48.62 (4) of the statutes takes effect on January 1, 2014, or on the day after publication, whichever is later.

(4) CHILD CARE PAYMENT RATE. The treatment of section 49.155 (6) (e) 3. d. (by SECTION 1006) of the statutes takes effect on January 1, 2014.

SECTION 9407. Effective dates; Circuit Courts.

SECTION 9408. Effective dates; Corrections.

SECTION 9409. Effective dates; Court of Appeals.

SECTION 9410. Effective dates; District Attorneys.

SECTION 9411. Effective dates; Educational Communications Board.

SECTION 9412. Effective dates; Employee Trust Funds.

SECTION 9413. Effective dates; Employment Relations Commission.

SECTION 9414. Effective dates; Financial Institutions.

(1) RENTAL–PURCHASE AGREEMENTS. The treatment of sections 409.109 (4) (n) and 421.202 (11) and chapter 420 of the statutes and SECTION 9314 (1) of this act take effect on the 90th day after publication.

SECTION 9415. Effective dates; Government Accountability Board.

SECTION 9416. Effective dates; Governor.

SECTION 9417. Effective dates; Health and Educational Facilities Authority.

SECTION 9418. Effective dates; Health Services.

(1) ELECTRONIC VERIFICATION OF RESIDENCY FOR MEDICAL ASSISTANCE. The treatment of section 49.84 (7) of the statutes and SECTION 9318 (2) of this act take effect on January 1, 2014.

(2) MEDICAL ASSISTANCE ESTATE RECOVERY. The treatment of sections 20.435 (4) (im) and (in) and (7) (im), 46.27 (7g) (a) 1m., 4., and 5., (c) 1., 2m., 3. (intro.), 5. a. and

b., 6. (intro.), and 6m., and (g), 46.286 (7), 46.287 (2) (a) 1. k., 49.496 (1) (a), (af), (bk), (bw), and (cm), (3) (a) (intro.) and 2. a., am., b., and c., (ad), (aj), (am) (intro.), (c) 1. and 2., (d) (intro.), and (dm), and (6m), 49.4962, 49.682 (1) (am), (d), and (e), (2) (a), (bm), (c) (intro.), (e) 1. and 2., (f) (intro.), and (fm), (3), and (5), 49.848, 49.849, 49.85 (title), (2) (a) (intro.) and 4., and (3) (a) 1., 59.43 (1) (w), 632.697, 700.24, 701.065 (1) (b) 1. and (5), 705.04 (2g), 766.55 (2) (bm), 859.02 (2) (a), 859.07 (2) (a) 3., 867.01 (3) (am) 4. and (d), 867.02 (2) (am) 6., 867.03 (1g) (c) and (1m) (a) and (b), 867.035 (title), (1) (a) (intro.), 1., 2., 3., and 4., and (bm), (2), (2m) (a) and (b), (3), (4), (4m), and (5), and 893.33 (4r) of the statutes, the renumbering and amendment of section 867.03 (2g) of the statutes, the creation of section 867.03 (2g) (b) of the statutes, and SECTION 9318 (3), (4), (5), and (6) of this act take effect on October 1, 2013, or on the 90th day after publication, whichever is later.

(3) ELIGIBILITY AND PREMIUMS FOR THE MEDICAL ASSISTANCE PURCHASE PLAN. The treatment of section 49.472 (3) (a) and (f), (3m), (4) (a) (intro.), 1., 1m., 2. (intro.), 2m., and 3. and (b) (by SECTION 1167), and (5) of the statutes takes effect on January 1, 2014, or on the day after the applicable publication of the notice of approval in the Wisconsin Administrative Register under SECTION 9118 (1) (a) of this act, whichever is later.

(4) ELIGIBILITY FOR CERTAIN MEDICAL ASSISTANCE PROGRAMS. The treatment of sections 46.286 (1m), 46.46 (1) (em), 49.468 (1) (d), (1m) (b), and (2) (b), 49.47 (4) (b) (intro.), and 49.472 (3) (b) of the statutes and SECTION 9318 (11) of this act take effect on January 1, 2014.

(5) TERMINATION OF DEPARTMENT POLICIES. The treatment of section 49.472 (4) (b) (by SECTION 1168) of the statutes takes effect on January 1, 2015, or on the day after publication of the notice of approval of the treatment of section 49.472 (4) (b)

(by SECTION 1168) of the statutes in the Wisconsin Administrative Register under SECTION 9118 (1) (a) of this act, whichever is later.

(6) COMPREHENSIVE COMMUNITY SERVICES FUNDING. The renumbering of section 49.45 (30e) (c) of the statutes and the creation of section 49.45 (30e) (c) 2. of the statutes and SECTION 9318 (13) of this act take effect on July 1, 2014.

(7) PATIENT PROTECTION AND AFFORDABLE CARE ACT CHANGES. The treatment of sections 49.45 (23) (a) (by SECTION 1046), (b) (by SECTION 1048), and (e), 49.46 (1) (a) 15. and (am) 1. a., 49.47 (4) (a) 1., (am) 1., and (c) 1. and 3., 49.471 (1) (f) and (k) 5. d., (4) (a) 1., 4. a., b., and c., and 5. and (b) 1., 1m., 2., 3., 4., (5) (b) 1. and (c) 1. and 2., (7) (a), (b) 1., 2., and 3., and (e), (8) (d) 1. b., (9) (a) 2. b., and (10) (b) 1. (by SECTION 1143) and 4. b., and 49.84 (6) (c) 1. d. of the statutes, the repeal of section 49.471 (7) (c) and (10) (b) 1m. of the statutes, and SECTION 9318 (14) of this act take effect on January 1, 2014.

(8) RECONCILIATION WITH 2011 WISCONSIN ACT 32. The repeal and recreation of section 49.45 (23) (a) and (b) of the statutes takes effect on January 1, 2015.

(9) BADGERCARE PLUS BENCHMARK ELIGIBILITY; BADGER RX GOLD; BADGERCARE BASIC. The treatment of sections 20.435 (4) (a), (bm), (hm), (jw), and (jz), 49.471 (4) (c), (10) (b) 5. (by SECTION 1152), and (11) (a), 49.67, 146.45, 227.01 (13) (ur), and 227.42 (7) of the statutes takes effect on January 1, 2014.

SECTION 9419. Effective dates; Higher Educational Aids Board.

SECTION 9420. Effective dates; Historical Society.

SECTION 9421. Effective dates; Housing and Economic Development Authority.

SECTION 9422. Effective dates; Insurance.

SECTION 9423. Effective dates; Investment Board.

SECTION 9424. Effective dates; Joint Committee on Finance.

SECTION 9425. Effective dates; Judicial Commission.

SECTION 9426. Effective dates; Justice.

(1) DEOXYRIBONUCLEIC ACID SPECIMEN SUBMISSIONS AND SURCHARGES. The treatment of sections 20.455 (2) (jb), 51.20 (13) (cr), 165.76 (1) (am), (as), (av), (aw), (b), (bg), (br), (cr), and (g), (1m), (2m), (2r), and (3), 165.765 (title), (1), (1g), (1m), and (2) (a), (b), and (bm), 165.77 (1) (am), (2) (a) 2. and (b), (2m) (c), (3), (4) (intro.), (a), (am) 1., 2., and 3., and (b), and (7m), 165.84 (7), 938.21 (1m), 938.30 (2m), 938.34 (15) (a) 1., 2., and 3. and (b), 970.02 (8), 971.17 (1m) (a), 973.047 (1f), (1m), and (2), and 980.063 (1) (b) and (2) of the statutes, the renumbering and amendment of section 165.76 (4) of the statutes, the creation of section 165.76 (4) (a), (b), (c), and (d) of the statutes, and SECTIONS 9126 (1) and 9326 (1) (a), (b), (c), (d), (e), (f), and (h) of this act take effect on the first day of the 15th month beginning after publication.

(2) GLOBAL POSITIONING SYSTEM MONITORING. The treatment of sections 20.455 (5) (br), 165.94 (1), 813.12 (8) (a), 813.125 (7), and 813.129 (1), (5), and (6) of the statutes and SECTION 9308 (1) of this act take effect on January 1, 2014.

SECTION 9427. Effective dates; Legislature.

SECTION 9428. Effective dates; Lieutenant Governor.

SECTION 9429. Effective dates; Local Government.

SECTION 9430. Effective dates; Medical College of Wisconsin.

SECTION 9431. Effective dates; Military Affairs.

SECTION 9432. Effective dates; Natural Resources.

SECTION 9433. Effective dates; Public Defender Board.

SECTION 9434. Effective dates; Public Instruction.

(1) REPEAL OF PER PUPIL ADJUSTMENT AID. The treatment of section 20.255 (2) (ap) of the statutes takes effect on July 1, 2013.

(2) REPEAL OF AMERICAN RECOVERY AND REINVESTMENT ACT APPROPRIATIONS. The treatment of section 20.255 (2) (n) and (p) of the statutes takes effect on July 1, 2014.

(3) CHARTER SCHOOL GOVERNING BOARD. The treatment of section 118.40 (4) (ag) of the statutes takes effect on September 1, 2013.

SECTION 9435. Effective dates; Public Lands, Board of Commissioners of.

SECTION 9436. Effective dates; Public Service Commission.

SECTION 9437. Effective dates; Revenue.

(1) LOTTERY PAYMENTS. The renumbering and amendment of section 565.30 (1) of the statutes and the creation of section 565.30 (1) (b), (c), and (d) of the statutes take effect on the first day of the 4th month beginning after publication.

(2) SUBMITTING SALES TAX COLLECTIONS. The treatment of section 77.58 (1) (a) of the statutes takes effect on January 1, 2014.

(3) SINGLE–OWNER ENTITIES. The treatment of sections 66.0615 (1m) (f) 2., 77.982 (2), 77.991 (2), and 77.9951 (2) of the statutes takes effect on the first day of the 2nd month beginning after publication.

(4) REFUND SETOFFS. The treatment of section 71.93 (8) (b) 6. of the statutes, the renumbering and amendment of section 71.93 (3) (a) of the statutes, and the creation of section 71.93 (3) (a) 1. to 9. of the statutes take effect on the first day of the 6th month beginning after publication.

(5) OFFSET COSTS. The treatment of section 73.03 (52) (a) of the statutes takes effect on the first day of the 6th month beginning after publication.

(6) LEVY RECEIPT NOTICE. The treatment of section 71.91 (6) (f) 1. and 2. of the statutes takes effect on July 1, 2014.

(7) MOTOR VEHICLE FUEL; AIRPORT HYDRANT SYSTEM. The treatment of section 78.07 (1), (1a), and (3) of the statutes takes effect on the first day of the 3rd month beginning after publication.

(8) ROLL–YOUR–OWN CIGARETTE MACHINE. The treatment of sections 139.30 (7), 167.35 (1) (f) 4., and 995.10 (1) (i) 1. d. of the statutes takes effect on the first day of the 3rd month beginning after publication.

(9) CLAIMING SALES TAX REFUNDS. The treatment of section 77.59 (4) (a) of the statutes takes effect on the first day of the first month beginning after publication.

(10) LUMP SUM CONTRACTS. The treatment of sections 77.51 (11d) and 77.54 (60) of the statutes and SECTION 9337 (8) of this act take effect on the first day of the 3rd month beginning after publication.

(11) QUALIFIED RESEARCH SALES TAX EXEMPTIONS. The treatment of section 77.54 (57) (a) 1f., 1m., 4., and 5. and (b) 1. and 2. and (57d) of the statutes takes effect retroactively on January 1, 2012.

(12) ADVERTISING AND PROMOTIONAL DIRECT MAIL EXEMPTION. The treatment of section 77.52 (2) (a) 11. of the statutes takes effect on July 1, 2013.

SECTION 9438. Effective dates; Safety and Professional Services.

(1) REGULATION OF CHARITABLE ORGANIZATIONS, FUND–RAISING COUNSEL, PROFESSIONAL FUND–RAISERS, PROFESSIONAL EMPLOYER ORGANIZATIONS, AND PROFESSIONAL EMPLOYER GROUPS. The amendment of sections 54.15 (8) (a) 3., 73.0301 (1) (d) 6., 108.02 (21e) (intro.), 125.06 (11), 134.73 (1) (a) and (c), 165.825, 181.0203 (3), 196.208 (5p) (a) 1., 321.60 (1) (a) 12., 440.03 (7m), 440.05 (intro.), and 635.02 (7) (b) 3. of the statutes, the repeal of sections 440.03 (13) (b) 29., 57m., and 58., 440.08

(2) (a) 23m., 35m., 63p., and 63t., 440.475, 461.02 (3) and (5) (b) and (c), and 461.05 of the statutes, the renumbering of chapter 461 (title), subchapter IV (title) of chapter 440, and sections 440.41 (intro.), (1), (2) (intro.) and (a), (4), (8), (9) (intro.), (a), and (d) 1., 2., and 3., and (10), 461.02 (title), (5) (title) and (d), and (9) of the statutes, the renumbering and amendment of sections 440.41 (2) (b), (3), (5), (6), (7), and (9) (b), (c), and (d) (intro.), 440.42, 440.43, 440.44, 440.45, 440.455, 440.46, 440.47, 440.48, 461.01, 461.02 (1), (2), (4), (5) (a) and (e), (6), (7), and (8), 461.03, 461.04, 461.06, and 461.10 of the statutes, the creation of chapter 202 and sections 45.44 (1) (a) 11m., 46.90 (5m) (br) 5g., 49.857 (1) (d) 14m., and 55.043 (4) (b) 5g. of the statutes, and SECTION 9138 (1) of this act take effect on October 1, 2013, or on the first day of the 4th month beginning after publication, whichever is later.

SECTION 9439. Effective dates; Secretary of State.

SECTION 9440. Effective dates; State Employment Relations, Office of.

SECTION 9441. Effective dates; State Fair Park Board.

SECTION 9442. Effective dates; Supreme Court.

SECTION 9443. Effective dates; Technical College System.

(1) CONSOLIDATED GRANTS. The treatment of sections 20.292 (1) (b), (c), (ce), (ch), (dc), (dd), (de), (dm), (e), (ef), (eg), (eh), (em), (fc), (fg), (fm), and (fp), 38.04 (13) (a) 1., (20), (28), and (32), 38.26 (3) (c), 38.27 (2) (c), 38.272 (3), 38.28 (1m) (a) 1., (2) (c) and (g), (3), (4), and (6), 38.29 (1) and (2) (c), 38.32 (2), 38.33 (1) (intro.), 38.38, 38.40 (4m) (a), and 38.41 (3) (a) of the statutes takes effect on July 1, 2014.

SECTION 9444. Effective dates; Tourism.

SECTION 9445. Effective dates; Transportation.

(1) INTRASTATE MOTOR CARRIERS. The treatment of sections 194.03 (title), (1), (2), and (6) and 194.20 (title) and (1) of the statutes and SECTION 9345 (1) of this act take effect on January 1, 2014, or on the day after publication, whichever is later.

(2) MASS TRANSIT OPERATING AIDS.

(a) The treatment of section 85.20 (4m) (a) 6. e., 7. a. (by SECTION 1575), and 8. a. (by SECTION 1578) and (4s) of the statutes takes effect on July 1, 2014.

(b) The treatment of sections 20.395 (1) (hr), (hs), (ht), (hu), and (hw) and 85.20 (4m) (a) 6. cm. (by SECTION 1570) and d. (by SECTION 1572) of the statutes takes effect on July 1, 2015.

(3) TEMPORARY FUNDING FOR I 94 PROJECT. The treatment of section 20.395 (3) (bq) (by SECTION 318) of the statutes takes effect on July 1, 2015.

SECTION 9446. Effective dates; Treasurer.

SECTION 9447. Effective dates; University of Wisconsin Hospitals and Clinics Authority.

SECTION 9448. Effective dates; University of Wisconsin System.

SECTION 9449. Effective dates; Veterans Affairs.

SECTION 9450. Effective dates; Wisconsin Economic Development Corporation.

(1) CAPITAL GAINS DEFERRAL, EXCLUSIONS; CERTIFICATION. The treatment of sections 238.145, 238.146, and 238.20 of the statutes takes effect on January 1, 2014.

SECTION 9451. Effective dates; Workforce Development.

SECTION 9452. Effective dates; Other.

(END)