

1 ↓ *b0372/1.13***1007**. Page 895, line 4: delete lines 4 to 6.

2 *~~b0058/P2.7~~***1008**. ~~Page 895, line 10: after that line insert:~~

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3 ↪ *b0058/P2.7***SECTION 1996bp**. 227.135 (3) of the statutes is amended to read:

4 227.135 (3) If the governor approves a statement of the scope of a proposed rule
5 under sub. (2), the agency shall send an electronic copy of the statement to the
6 legislative reference bureau, in a format approved by the legislative reference
7 bureau, for publication in the register. On the same day that the agency sends the
8 statement to the legislative reference bureau, the agency shall send a copy of the
9 statement to the secretary of administration. The agency shall include with any
10 statement of scope sent to the legislative reference bureau the date of the governor’s
11 approval of the statement of scope. The legislative reference bureau shall assign a
12 discrete identifying number to each statement of scope and shall include that
13 number and the date of the governor’s approval in the publication of the statement
14 of scope in the register.

15 ***b0058/P2.7*****SECTION 1996d**. 227.14 (4m) of the statutes is amended to read:

16 227.14 (4m) NOTICE OF SUBMITTAL TO LEGISLATIVE COUNCIL STAFF. On the same
17 day that an agency submits a proposed rule to the legislative council staff under s.
18 227.15, the agency shall prepare a written notice of the agency’s submittal to the
19 legislative council staff. The notice shall include a statement of the date on which
20 the proposed rule has been submitted to the legislative council staff for review, of the
21 subject matter of the proposed rule and of whether a public hearing on the proposed
22 rule is required, and shall identify the organizational unit within the agency that is
23 primarily responsible for the promulgation of the rule. The notice shall also include
24 a statement containing the identifying number of the statement of scope for the

1 proposed rule assigned under s. 227.135 (3), the date of publication and issue number
2 of the register in which the statement of scope is published, and the date of approval
3 of the statement of scope by the individual or body with policy-making powers over
4 the subject matter of the proposed rule under s. 227.135 (2). The notice shall be
5 approved by the individual or body with policy-making powers over the subject
6 matter of the proposed rule. The agency shall send an electronic copy of the notice
7 to the legislative reference bureau, in a format approved by the legislative reference
8 bureau, for publication in the register. On the same day that the agency sends the
9 notice to the legislative reference bureau, the agency shall send a copy of the notice
10 to the secretary of administration.

11 ***b0058/P2.7*SECTION 1996dp.** 227.16 (2) (e) (intro.) of the statutes is
12 amended to read:

13 227.16 (2) (e) (intro.) The proposed rule ~~and the fiscal estimate required under~~
14 ~~s. 227.14 (4) are,~~ as submitted to the legislative council staff under s. 227.15 (1), is
15 sent to the legislative reference bureau in an electronic format approved by the
16 legislative reference bureau and published in the notice section of the register with
17 a statement that the proposed rule will be promulgated without public hearing
18 unless a petition is received by the agency within 30 days after publication of the
19 notice, signed by any of the following:

20 ***b0058/P2.7*SECTION 1996f.** 227.17 (1) (a) and (b) of the statutes are amended
21 to read:

22 227.17 (1) (a) Send written notice of the hearing, in an electronic format
23 approved by the legislative reference bureau, to the legislative reference bureau for
24 publication in the register and, if required, publish the notice in a local newspaper.

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1 (b) Send an electronic copy of the written notice of the hearing under par. (a)
2 to each member of the legislature who has filed a written request for notice with the
3 legislative reference bureau. Upon request, the legislative reference bureau shall
4 furnish an agency with the name and address of each legislator who has requested
5 notice.

6 *b0058/P2.7*SECTION 1996fp. 227.17 (2) of the statutes is amended to read:
7 227.17 (2) The notice under sub. (1) shall be given at least 10 days prior to the
8 date set for a hearing. Notice through the register is considered to have been given
9 on the effective date of the issue of the register in which the notice first appears, ~~or,~~
10 if applicable, on the date prescribed under s. 227.22 (4).

11 *b0058/P2.7*SECTION 1996h. 227.17 (3) (b) of the statutes is amended to read:
12 227.17 (3) (b) ~~Either the text of A copy of the proposed rule in the form specified~~
13 ~~in s. 227.14 (1), or an informative summary of the effect of the proposed rule. If the~~
14 ~~agency chooses to publish an informative summary rather than the full text of a~~
15 ~~proposed rule, the notice shall include a description of how a copy of the text may be~~
16 ~~obtained from the agency at no charge as submitted to the legislative council staff~~
17 ~~under s. 227.15 (1).~~

18 *b0058/P2.7*SECTION 1996hp. 227.17 (3) (c) and (d) of the statutes are
19 repealed.

20 *b0058/P2.7*SECTION 1996j. 227.17 (3) (e) of the statutes is repealed.

21 *b0058/P2.7*SECTION 1996jp. 227.17 (3) (em) of the statutes is amended to
22 read:

23 227.17 (3) (em) ~~The economic impact analysis required under s. 227.137 (2),~~
24 ~~any revised economic impact analysis required under s. 227.137 (4), and any Any~~
25 ~~report prepared by the department of administration under s. 227.137 (6), or a~~

1 ~~summary of that analysis and report and a description of how a copy of the full~~
2 ~~analysis and report may be obtained from the agency at no charge.~~

3 ***b0058/P2.7*SECTION 1996L.** 227.19 (2) of the statutes is amended to read:

4 227.19 (2) An agency shall submit a notice to the chief clerk of each house of
5 the legislature when a proposed rule is in final draft form. The notice shall be
6 submitted in triplicate and shall be accompanied by a report in the form specified
7 under sub. (3). A notice received under this subsection after the last day of the
8 legislature's final general-business floorperiod in the biennial session as established
9 in the joint resolution required under s. 13.02 (3) shall be considered received on the
10 first day of the next regular session of the legislature, unless the presiding officers
11 of both houses direct referral of the notice and report under this subsection before
12 that day. The presiding officer of each house of the legislature shall, within 10
13 working days following the day on which the notice and report are received, direct
14 the appropriate chief clerk to refer the notice and report to one standing committee.
15 The agency shall submit to the legislative reference bureau for publication in the
16 register, in an electronic format approved by the legislative reference bureau, a
17 statement that a proposed rule has been submitted to the chief clerk of each house
18 of the legislature. The agency shall also include in the statement the date of approval
19 of the proposed rule by the governor under s. 227.185. Each chief clerk shall enter
20 a similar statement in the journal of his or her house.

21 ***b0058/P2.7*SECTION 1996Lp.** 227.20 (1) of the statutes is amended to read:

22 227.20 (1) An agency shall file a certified copy of each rule it promulgates with
23 the legislative reference bureau. No rule is valid until the certified copy has been
24 filed. A certified copy shall be typed or duplicated on 8 1/2 by 11 inch paper, leaving
25 sufficient room for a stamp at the top of the first page. Forms that are filed need not

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1 comply with the specifications of this subsection. The agency shall also send a copy
2 of each rule to the legislative reference bureau in an electronic format approved by
3 the legislative reference bureau.

4 *b0058/P2.7*SECTION 1996n. 227.21 (1) of the statutes is amended to read:

5 227.21 (1) ~~All~~ The legislative reference bureau shall publish all rules that
6 agencies are directed by this chapter to file with the legislative reference bureau
7 ~~shall be published under s. 227.20 in the code and register and shall publish all~~
8 permanent rules that agencies are directed by this chapter to file with the legislative
9 reference bureau under s. 227.20 in the code, as required under provided in s. 35.93.

10 *b0058/P2.7*SECTION 1996np. 227.21 (2) (c) of the statutes is created to read:

11 227.21 (2) (c) An agency that adopts standards under par. (a) may provide the
12 legislative reference bureau with one or more Web addresses to provide electronic
13 access to the standards for publication in conjunction with the publication of the
14 Wisconsin administrative code and register under s. 35.93.

15 *b0058/P2.7*SECTION 1996p. 227.22 (1) of the statutes is amended to read:

16 227.22 (1) In this section, “date of publication” means the first date on which
17 ~~an issue of the register is mailed to any person entitled under s. 35.84 to receive it~~
18 a register is published under s. 35.93 (2).

19 *b0058/P2.7*SECTION 1996pp. 227.22 (2) (d) of the statutes is repealed.

20 *b0058/P2.7*SECTION 1996r. 227.22 (4) of the statutes is repealed.

21 *b0058/P2.7*SECTION 1996rp. 227.24 (1) (e) 2. of the statutes is amended to
22 read:

23 227.24 (1) (e) 2. Prepare a fiscal estimate ~~of~~ for the rule in the format prescribed
24 under s. 227.14 (4) ~~and~~, mail the fiscal estimate to each member of the legislature,
25 and send a copy of the fiscal estimate to the legislative reference bureau in an

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1 electronic format approved by the legislative reference bureau, not later than 10 days
2 after the date on which the rule is published.

3 *b0058/P2.7*SECTION 1996t. 227.24 (3) of the statutes is amended to read:

4 227.24 (3) FILING. An agency shall file a rule promulgated under sub. (1) as
5 provided in s. 227.20, shall mail a copy to the chief clerk of each house and to each
6 member of the legislature at the time that the rule is filed and shall take any other
7 step it considers feasible to make the rule known to persons who will be affected by
8 it. The legislative reference bureau shall insert in the notice section of each issue of
9 the register a brief description of each rule under sub. (1) that is currently in effect,
10 and a copy of the rule and fiscal estimate. Each copy, notice or description of a rule
11 promulgated under sub. (1) (a) shall be accompanied by a statement of the emergency
12 finding by the agency or by a statement that the rule is promulgated at the direction
13 of the joint committee for review of administrative rules under s. 227.26 (2) (b).

14 *b0058/P2.7*SECTION 1996tp. 227.40 (6) of the statutes is amended to read:

15 227.40 (6) Upon entry of a final order in a declaratory judgment action under
16 sub. (1), the court shall ~~notify~~ send an electronic notice to the legislative reference
17 bureau of the court's determination as to the validity or invalidity of the rule, in a
18 format approved by the legislative reference bureau, and the legislative reference
19 bureau shall publish a notice of that determination in the Wisconsin administrative
20 register under s. 35.93 (4) (2) and insert an annotation of that determination in the
21 Wisconsin administrative code under s. 13.92 (4) (a). *oe*

22 ✓ *b0097/2.37*1009. Page 896, line 5: after that line insert: _____

23 *oe* *b0097/2.37*SECTION 1998u. 230.03 (3) of the statutes, as affected by 2011
24 Wisconsin Acts 10, 32 and 229, is amended to read:

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1 230.03 (3) "Agency" means any board, commission, committee, council, or
2 department in state government or a unit thereof created by the constitution or
3 statutes if such board, commission, committee, council, department, unit, or the
4 head thereof, is authorized to appoint subordinate staff by the constitution or
5 statute, except the Board of Regents of the University of Wisconsin System, a
6 legislative or judicial board, commission, committee, council, department, or unit
7 thereof or an authority created under subch. II of ch. 114 or subch. III of ch. 149 or
8 under ch. 231, 232, 233, 234, 237, 238, or 279. "Agency" does not mean any local unit
9 of government or body within one or more local units of government that is created
10 by law or by action of one or more local units of government.

- 11 ✓ *b0188/4.9*1010. Page 896, line 6: delete lines 6 to 8.
- 12 ✓ *b0054/1.3*1011. Page 896, line 11: delete lines 11 and 12.
- 13 ✓ *b0079/P1.1*1012. Page 896, line 14: substitute "7" for "9".
- 14 ✓ *b0050/P1.1*1013. Page 896, line 15: delete lines 15 and 16.
- 15 ✓ *b0054/1.4*1014. Page 896, line 22: delete the material beginning with
16 "and," and ending with "(3)" on page 896, line 23, and substitute: ", and the state
17 superintendent of public instruction".
- 18 ✓ *b0233/P1.2*1015. Page 896, line 25: delete the material beginning with
19 that line and ending with page 897, line 2.
- 20 ✓ *b0079/P1.2*1016. Page 897, line 2: after that line insert:
- 21 ✓ *b0079/P1.2*SECTION 2006m. 230.08 (2) (v) of the statutes is repealed.
- 22 ✓ *b0153/1.1*1017. Page 897, line 6: after that line insert:

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*g**b0153/1.1*SECTION 2008m. 230.08 (2) (ya) of the statutes is amended to read:
230.08 (2) (ya) The director, deputy director, and executive assistant to the director of the office of state employment relations, and an employee in the office of state employment relations who performs services relating to the coordination of state employee benefits.

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✓ *b0085/P1.1*1018. Page 897, line 9: after that line insert:
*g**b0085/P1.1*SECTION 2009m. 230.08 (4) (b) 4. of the statutes is repealed.

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✓ *b0188/4.10*1019. Page 897, line 14: delete lines 14 to 20.

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✓ *b0359/1.2*1020. Page 897, line 20: after that line insert:

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*g**b0359/1.2*SECTION 2013m. 230.12 (10) of the statutes is amended to read:
230.12 (10) ~~ASSISTANT~~ DEPUTY AND ASSISTANT DISTRICT ATTORNEY PAY PROGRESSION PLAN. (a) There is established a pay progression plan for deputy and assistant district attorneys. 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 district attorneys~~ the position, as 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 deputy and assistant district attorneys who have served with the state as deputy or assistant district attorneys 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 deputy and assistant district attorneys, who are not paid the maximum hourly rate, shall be paid

1 an hourly salary at the step that is immediately above their hourly salary on June
 2 30, 2013, when they have served with the state as deputy or assistant district
 3 attorneys for a continuous period of 12 months.

4 (c) Beginning with the first pay period that occurs on or after July 1, 2014, and
 5 with the first pay period that occurs on or after each succeeding July 1, all deputy
 6 and assistant district attorneys who have served with the state as deputy or
 7 assistant district attorneys for a continuous period of 12 months or more, and who
 8 are not paid the maximum hourly rate, may, at the discretion of their supervising
 9 district attorney, be paid an hourly salary at any step, or part thereof, above their
 10 hourly salary on the immediately preceding June 30. All other deputy and assistant
 11 district attorneys, who are not paid the maximum hourly rate, may, at the discretion
 12 of their supervising district attorney, be paid an hourly salary at any step, or part
 13 thereof, above their hourly salary on the immediately preceding June 30, when they
 14 have served with the state as deputy or assistant district attorneys for a continuous
 15 period of 12 months. No salary adjustment for ~~an~~ a deputy or an assistant district
 16 attorney under this paragraph may exceed 10 percent of his or her base pay during
 17 a fiscal year.

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18 ✓ *b0372/1.14*1021. Page 900, line 11: delete lines 11 to 17.

19 ✓ *b0097/2.38*1022. Page 900, line 17: after that line insert:

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20 *b0097/2.38*SECTION 2017m. 230.80 (4) of the statutes is amended to read:
 21 230.80 (4) "Governmental unit" means any association, authority, board,
 22 commission, department, independent agency, institution, office, society, or other
 23 body in state government created or authorized to be created by the constitution or
 24 any law, including the legislature, the office of the governor, and the courts, but

1 ~~excluding the Health Insurance Risk-Sharing Plan Authority.~~ "Governmental unit"
2 does not mean any political subdivision of the state or body within one or more
3 political subdivisions that is created by law or by action of one or more political
4 subdivisions.

5 ***b0097/2.38*SECTION 2017p.** 230.90 (1) (c) of the statutes is amended to read:

6 230.90 (1) (c) "Governmental unit" means any association, authority, board,
7 commission, department, independent agency, institution, office, society or other
8 body in state government created or authorized to be created by the constitution or
9 any law, including the legislature, the office of the governor and the courts.
10 "Governmental unit" does not mean the University of Wisconsin Hospitals and
11 Clinics Authority, ~~the Health Insurance Risk-Sharing Plan Authority,~~ or any
12 political subdivision of the state or body within one or more political subdivisions
13 which is created by law or by action of one or more political subdivisions.

14 ✓ ***b0045/P2.1*1023.** Page 916, line 3: after that line insert:

15 ³***b0045/P2.1*SECTION 2055r.** 234.622 (4) (intro.) of the statutes is amended
16 to read:

17 234.622 (4) (intro.) "Participant" means all any of the following:

18 ***b0045/P2.1*SECTION 2055s.** 234.625 (4) (b) of the statutes is renumbered
19 234.625 (4) (b) (intro.) and amended to read:

20 234.625 (4) (b) (intro.) That the loan shall be due and payable upon the
21 occurrence of any of the following events: ~~transfer~~

22 1. Transfer of the qualifying dwelling unit by any means except upon transfer
23 to a co-owner who resides in the unit and who is permitted to assume the
24 participant's account as provided in s. 234.624, ~~or the~~

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1 2. The death of the participant if the participant is the sole owner, ~~or the~~.

2 3. The death of the last surviving co-owner who owns the qualifying dwelling
3 unit, ~~or upon discovery by the~~.

4 4. The authority discovers that ~~a~~ the participant or a co-owner has made a
5 false statement on the application or otherwise in respect to the program, ~~or upon~~.

6 5. The condemnation or involuntary conversion of the qualifying dwelling unit,
7 ~~or if a~~.

8 6. The participant ceases to meet the eligibility requirements of s. 234.623,
9 except as provided in sub. (5) ~~or~~.

10 7. The participant fails to comply with ~~the provisions of~~ par. (d) ~~or, at~~.

11 8. At the participant's or co-owner's election, at any time before any of the
12 events enumerated in this paragraph under subs. 1. to 7. occurs.

13 ***b0045/P2.1*SECTION 2055t.** 234.625 (4) (b) 9. of the statutes is created to
14 read:

15 234.625 (4) (b) 9. If the participant is a veteran, as defined in s. 45.01 (12) (a)
16 to (f), who is not 65 years of age or older, at a time before any of the events under
17 subs. 1. to 7. occurs, as determined under policies and procedures established by the
18 authority.

19 ***b0046/P1.1*1024.** Page 916, line 3: after that line insert:

20 ***b0046/P1.1*SECTION 2055m.** 234.51 (2) (b) of the statutes is amended to
21 read:

22 234.51 (2) (b) ~~To~~ Annually, beginning in 2013, to transfer annually to the
23 general Wisconsin development reserve fund, ~~beginning no later than~~
24 October 1, 2000, all moneys in the housing rehabilitation loan program

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1 administration fund that are no longer not required for the housing rehabilitation
2 loan program.

3 ~~*b0047/P5.3*1025. Page 916, line 3: after that line insert:~~

4 ~~*b0047/P5.3*SECTION 2055q.~~ 234.47 of the statutes is created to read:

5 **234.47 Blight elimination grants.** From the appropriation under s. 20.490
6 (1) (k), the authority shall make grants for the elimination of blighted and abandoned
7 properties in this state.

8 ~~*b0073/P4.2*1026. Page 916, line 3: after that line insert:~~

9 ~~*b0073/P4.2*SECTION 2055d.~~ 238.045 of the statutes is created to read:

10 **238.045 Establishment of nonprofit organization.** (1) DEFINITION. In this
11 section, "nonprofit organization" means a nonprofit corporation, as defined in s.
12 181.0103 (17), and any organization described in section 501 (c) (3) of the Internal
13 Revenue Code that is exempt from federal income tax under section 501 (a) of the
14 Internal Revenue Code.

15 (2) APPROVAL REQUIRED. (a) The corporation may not establish a nonprofit
16 organization without the approval of the joint committee on finance.

17 (b) The joint committee on finance may approve the corporation's
18 establishment of a nonprofit organization if the corporation's chief executive officer
19 submits a request for approval to the committee that describes in detail the
20 corporation's proposal to establish a nonprofit organization and the chief executive
21 officer appears at the committee's meeting to consider that request for approval.

22 ~~*b0073/P4.2*SECTION 2055e.~~ 238.07 (2) (ag) of the statutes is created to read:

23 238.07 (2) (ag) An accounting of the location, by municipality, of each job
24 created or retained in the state in the previous fiscal year as a result of the program.

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1 ***b0073/P4.2*SECTION 2055f.** 238.07 (2) (ar) of the statutes is created to read:
2 238.07 (2) (ar) An accounting of the industry classification, by municipality, of
3 each job created or retained in the state as a result of the program.

4 ***b0073/P4.2*SECTION 2055k.** 238.07 (2) (dm) of the statutes is created to read:
5 238.07 (2) (dm) The total amount of tax benefits allocated, and the total amount
6 of tax benefits verified to the department of revenue, under the program.

7 ***b0073/P4.2*SECTION 2055m.** 238.07 (2) (fm) of the statutes is created to read:
8 238.07 (2) (fm) An identification of each recipient of a tax benefit allocated, and
9 each recipient of a tax benefit that was verified to the department of revenue, under
10 the program.

11 ***b0073/P4.2*SECTION 2055t.** 238.07 (4) of the statutes is created to read:
12 238.07 (4) Annually, beginning in 2014, the board shall have an independent
13 audit conducted of the corporation's financial statements for the previous fiscal year
14 and submit the audit report to the joint legislative audit committee and the chief
15 clerk of each house of the legislature, for distribution to the legislature under s.
16 13.172 (2).

17 ***b0073/P4.2*SECTION 2055v.** 238.09 of the statutes is created to read:
18 **238.09 Procurement policies and procedures.** The board shall adopt
19 policies and procedures that specify all of the following:

20 (1) When the corporation is required to publicly solicit proposals from multiple
21 vendors of goods or services.

22 (2) How the corporation is to evaluate proposals from multiple vendors.

23 (3) How the corporation is to assess any conflict of interest a vendor may have
24 if the vendor sells goods or services to the corporation." 

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916-3
cont'd

✓ ***b0336/P2.1*1027.** Page 916, line 3: after that line insert:

2 ***b0336/P2.1*SECTION 2055L.** 238.03 (3) (a) of the statutes is amended to
3 read:

4 238.03 (3) (a) That each recipient of a grant or loan under the program of at
5 least \$100,000 submit to the corporation, within 120 days after the end of the
6 recipient's fiscal year in which any grant or loan funds were expended, a verified
7 statement describing the recipient's expenditure schedule of expenditures of the
8 grant or loan funds, including expenditures of any matching cash or in-kind match,
9 signed by both an independent certified public accountant and the director or
10 principal officer of the recipient to attest to the accuracy of the verified statement
11 schedule of expenditures. The recipient shall engage an independent certified public
12 accountant to perform procedures, approved by the corporation and consistent with
13 applicable professional standards of the American Institute of Certified Public
14 Accountants, to determine whether the grant or loan funds and any matching cash
15 or in-kind match were expended in accordance with the grant or loan contract. The
16 board shall also require the recipient of such a grant or loan to make available for
17 inspection the documents supporting the verified statement schedule of
18 expenditures. The board ~~must~~ shall include the ~~requirement~~ requirements under
19 this paragraph in the contract with grant or loan recipients.

20 ✓ ***b0334/P1.1*1028.** Page 919, line 19: delete "pars. (am) and par." and
21 substitute "pars. (am) and".

22 ✓ ***b0334/P1.2*1029.** Page 920, line 1: delete that line and substitute:

23 ***b0334/P1.2*SECTION 2075m.** 238.303 (1) (am) of the statutes is amended to
24 read:

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238.303 (1) (am) The corporation may initially allocate only \$61,000,000 of the additional \$100,000,000 in tax benefits specified in par. (a). Before the corporation allocates the additional \$25,000,000 remaining \$39,000,000 in tax benefits specified in par. (a), the corporation shall submit its plan for such allocation, including a report that describes the intended use of the tax benefits, to the joint committee on finance. If the cochairpersons of the committee do not notify the corporation within 14 working days after the date of the corporation's submittal that the committee has scheduled a meeting for the purpose of reviewing the plan, the plan may be implemented and the additional remaining amount may be allocated as proposed by the corporation. If, within 14 working days after the date of the corporation's submittal, the cochairpersons of the committee notify the corporation that the committee has scheduled a meeting for the purpose of reviewing the proposed plan, the plan may be implemented and the additional remaining amount allocated only upon approval of the committee. 

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15 ✓ *b0278/P1.2*1030. Page 921, line 11: after that line insert: ~~_____~~

16 ^e*b0278/P1.2*SECTION 2086s. 252.12 (2) (a) 8. (intro.) of the statutes is amended to read:

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21-11 18

252.12 (2) (a) 8. 'Mike Johnson life care and early intervention services grants.' (intro.) The department shall award not more than \$3,569,900 in each fiscal year in grants to applying organizations for the provision of needs assessments; assistance in procuring financial, medical, legal, social and pastoral services; counseling and therapy; homecare services and supplies; advocacy; and case management services. These services shall include early intervention services. The department shall also award not more than \$74,000 in each year from the appropriation account under s.

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921-11
cont'd

1 20.435 (5) (md) for the services under this subdivision. The state share of payment
2 for case management services that are provided under s. 49.45 (25) (be) to recipients
3 of medical assistance shall be paid from the appropriation account under s. 20.435
4 (1) (am). ~~Subject to approval by the U.S. department of health and human services~~
5 ~~under s. 49.45 (25g) (d), the state share of payment for HIV-related care coordination~~
6 ~~that is provided under s. 49.45 (25g) to recipients of medical assistance, and for any~~
7 ~~increases in reimbursement rates under s. 49.45 (25g), shall be paid from the~~
8 ~~appropriation under s. 20.435 (1) (am).~~ All of the following apply to grants awarded
9 under this subdivision:

10 ✓ *b0262/1.2***1031**. Page 921, line 12: after that line insert: _____

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921-12

11 ~~*b0262/1.2*~~**SECTION 2087v**. 281.14 (2) (intro.) of the statutes is amended to
12 read:

13 281.14 (2) (intro.) The department shall conduct a program to monitor and
14 study the introduction of nutrients from point sources and nonpoint sources into the
15 Wisconsin River from the city of Merrill headwaters of the river to the Castle Rock
16 Flowage dam. The department shall seek to do all of the following under this
17 subsection:

18 ↓ *b0077/2.7***1032**. Page 921, line 16: delete “minimum” and substitute
19 “minimum uniform statewide”.

20 ✓ *b0077/2.8***1033**. Page 921, line 25: after that line insert: _____

insert
921-25

21 ~~*b0077/2.8*~~**SECTION 2090c**. 281.33 (3) (a) 2. of the statutes is amended to
22 read:

23 281.33 (3) (a) 2. The department, in cooperation with the department of
24 transportation, shall establish by rule minimum uniform statewide standards for

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121-25
cont'd

1 activities related to construction site erosion control and storm water management
2 if those activities concern street, highway, road or bridge construction, enlargement,
3 relocation or reconstruction.

4 *b0077/2.8*SECTION 2090g. 281.33 (3) (a) 3. of the statutes is amended to read:

5 281.33 (3) (a) 3. ~~Minimum~~ Uniform statewide standards for storm water
6 management established under this paragraph are applicable to the state plan
7 under sub. (2). The department shall ~~encourage~~ require a city, village, town, or
8 county to comply with ~~minimum~~ uniform statewide standards established under this
9 paragraph for any construction site erosion control and storm water management
10 zoning ordinance enacted under s. 59.693, 60.627, 61.354 or 62.234.

11 *b0077/2.8*SECTION 2090j. 281.33 (3) (a) 4. of the statutes is amended to read:

12 281.33 (3) (a) 4. The department shall identify low-cost practices which would
13 enable a person to comply with these ~~minimum~~ uniform statewide standards." *le*

14 ↓ *b0077/2.9*1034. Page 922, line 2: delete "minimum" and substitute
15 "~~minimum~~ uniform statewide".

16 ↓ *b0077/2.10*1036. Page 922, line 5: after that line insert:

insert
122-5

17 *b0077/2.10*SECTION 2091c. 281.33 (3) (c) (intro.) of the statutes is amended
18 to read:

19 281.33 (3) (c) (intro.) The ~~minimum~~ uniform statewide standards for storm
20 water management shall provide for the regulation of any construction activity
21 which:

22 *b0077/2.10*SECTION 2091g. 281.33 (3) (d) of the statutes is created to read:

23 281.33 (3) (d) If the department determines that rules promulgated under s.
24 281.16 (2) prescribe performance standards that meet the requirements for

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922-5
cont'd

1 establishing uniform statewide standards under this subsection, the department's
2 rules promulgated under s. 281.16 (2) satisfy the rule-making requirements under
3 this subsection and shall apply as if they were promulgated under this subsection.

4 *b0077/2.10*SECTION 2091j. 281.33 (3m) of the statutes is created to read:

5 281.33 (3m) REQUIREMENTS FOR ORDINANCES. A city, village, town, or county may
6 enact an ordinance regulating the conduct regulated under this section only if the
7 ordinance strictly conforms with uniform statewide standards established under
8 sub. (3).^e

9 ✓ *b0077/2.11*1037. Page 922, line 16: after that line insert:

insert
22-16

10 ✓ *b0077/2.11*SECTION 2092m. 281.33 (5) of the statutes is amended to read:

11 281.33 (5) COOPERATION. The department, the municipalities, and all state
12 agencies shall cooperate to accomplish the objective of this section. To that end, the
13 department shall consult with the governing bodies of municipalities to secure
14 voluntary uniformity of regulations, so far as practicable, shall prepare model
15 ordinances under sub. (4), shall extend assistance to municipalities under this
16 section, shall prepare the plan under sub. (2), shall encourage obtain uniformity
17 through the implementation of this plan and the utilization of memoranda of
18 understanding which are substantially similar to the plan, and shall extend
19 assistance to agencies under this section.^e

20 ✓ *b0156/1.1*1038. Page 922, line 16: after that line insert:

21 ✓ *b0156/1.1*SECTION 2092m. 281.34 (5m) of the statutes is created to read:

22 281.34 (5m) CONSIDERATION OF CUMULATIVE IMPACTS. (a) No person may
23 challenge an approval, or an application for approval, of a high capacity well based

1 on the lack of consideration of the cumulative environmental impacts of that high
2 capacity well together with existing wells.

3 (b) Paragraph (a) applies to approvals issued by the department and to
4 applications for approvals submitted to the department before, on, or after the
5 effective date of this paragraph [LRB inserts date], including those that are the
6 subject of a pending administrative or judicial review proceeding on the effective
7 date of this paragraph [LRB inserts date].

8 ✓ ***b0189/P2.2*1039.** Page 922, line 16: after that line insert:

9 ***b0189/P2.2*SECTION 2092f.** 281.36 (1) (br) of the statutes is created to read:

10 281.36 (1) (br) “Nonfederal wetland” means a wetland that is not subject to
11 federal jurisdiction under 33 USC 1344.

12 ***b0189/P2.2*SECTION 2092k.** 281.36 (3r) (a) 4. of the statutes is created to
13 read:

14 281.36 (3r) (a) 4. Participating in the escrow subprogram under sub. (3s).

15 ***b0189/P2.2*SECTION 2092p.** 281.36 (3r) (e) of the statutes is amended to
16 read:

17 281.36 (3r) (e) As part of the mitigation program established under par. (a), the
18 department may establish an in lieu fee subprogram, ~~in consultation with the army~~
19 ~~corps of engineers~~, under which payments are made to the department or another
20 entity for the purposes of restoring, enhancing, creating, or preserving wetlands or
21 other water resource features. The subprogram must be approved by the U.S. army
22 corps of engineers. The department shall establish requirements for calculating the
23 in lieu fee payments. Under the in lieu fee subprogram, the wetlands that benefit
24 from the ~~program~~ subprogram shall be open to the public for hunting, fishing,

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922-16
cont'd

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1 trapping, cross-country skiing, or hiking or any combination thereof, but the
2 department may establish reasonable restrictions on the use of the land by the public
3 in order to protect public safety or to protect a unique plant or animal community.
4 The subprogram shall be consistent with federal regulations.

5 ***b0189/P2.2*SECTION 2092u.** 281.36 (3s) of the statutes is created to read:

6 281.36 (3s) MITIGATION; ESCROW SUBPROGRAM. (a) As part of the mitigation
7 program established under sub. (3r) (a), the department shall establish an escrow
8 subprogram. Under the subprogram, an applicant who is eligible for a wetland
9 individual permit that will affect a nonfederal wetland may establish an escrow
10 account or similar account into which the applicant deposits funds that are limited
11 to being used to purchase credits from a mitigation bank located in this state. The
12 applicant shall establish the account before the wetland individual permit is issued.

13 (b) An account may be established under the escrow subprogram only if all of
14 the following apply:

15 1. There are fewer than 10 mitigation credits available from a federally
16 approved wetland mitigation bank that is located in the state on the date a decision
17 to issue a wetland individual permit is rendered under sub. (3m) (i).

18 2. A statewide in lieu fee subprogram approved by the U.S. army corps of
19 engineers is not in effect on the date a decision to issue a wetland individual permit
20 to rendered under sub. (3m) (i).

21 (c) To qualify as an account under the escrow subprogram, all of the following
22 shall apply:

23 1. The department must be a party to the account.

24 2. A permit holder may not be authorized to withdraw funds under the terms
25 of the account except as provided in par. (f).

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122-16
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922-16
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1 3. The department must be authorized under the terms of the account to
2 withdraw funds from the account for purchase of mitigation credits under par. (g)
3 and to withdraw funds and close the account under par. (h).

4 (d) The department shall establish requirements for calculating the amounts
5 that must be placed in the accounts established under the escrow subprogram for
6 mitigation payments and for any other fees that are necessary to cover the costs of
7 banks or other agents in managing these accounts. For each account to be
8 established, the department shall determine the number of mitigation credits to be
9 purchased and shall estimate the cost of each credit to be purchased. The estimated
10 cost shall be based on the market price, as determined by the department, for the
11 purchase of an equivalent credit from a mitigation bank located in this state.

12 (e) No person may withdraw funds that are deposited in an account established
13 under the escrow subprogram unless par. (f), (g), or (h) applies.

14 (f) A permit holder shall withdraw funds from an account to purchase
15 mitigation credits if the department notifies the permit holder that mitigation
16 credits are available from a mitigation bank that is located in this state. The permit
17 holder shall purchase the mitigation credits within 30 days after the notification.

18 (g) If a permit holder fails to purchase the mitigation credits within the 30-day
19 period specified under par. (f), the department may withdraw funds from the account
20 to purchase the credits.

21 (h) Upon approval of the statewide in lieu fee subprogram under sub. (3r) (e)
22 by the U.S. army corps of engineers, the department shall discontinue the escrow
23 subprogram by withdrawing all of the funds from all of the accounts established
24 under the escrow subprogram, closing the accounts, and transferring all of the
25 withdrawn funds to the in lieu fee subprogram under sub. (3r) (e).

1 ↘ ***b0034/1.2*1040.** Page 922, line 18: delete “\$76,700,000” and substitute
2 “\$61,900,000”.

3 ✓ ***b0036/1.1*1041.** Page 922, line 22: after that line insert:

Insert 922-22 (4) ✓ ***b0036/1.1*SECTION 2094m.** 281.59 (3m) (b) 1. of the statutes is amended to
5 read:

6 281.59 (3m) (b) 1. Equal to ~~\$2,700,000~~ \$300,000 during the 2009–11 2013–15
7 biennium.

8 ***b0036/1.1*SECTION 2094n.** 281.59 (3m) (b) 2. of the statutes is amended to
9 read:

10 281.59 (3m) (b) 2. Equal to \$1,000 for any biennium after the 2009–11 2013–15
(11) biennium. ✓

12 ↘ ***b0035/1.2*1042.** Page 922, line 24: delete “\$29,600,000” and substitute
13 “\$26,900,000”.

14 ✓ ***b0034/1.3*1043.** Page 923, line 3: after that line insert:

Insert 923-3 (15) ✓ ***b0034/1.3*SECTION 2096c.** 281.59 (4) (f) of the statutes is amended to read:

16 281.59 (4) (f) Revenue obligations may be contracted by the building
17 commission when it reasonably appears to the building commission that all
18 obligations incurred under this subsection, and all payments under an agreement or
19 ancillary arrangement entered into under s. 18.55 (6) with respect to revenue
20 obligations issued under this subsection, can be fully paid on a timely basis from
21 moneys received or anticipated to be received. Revenue obligations issued under this
22 subsection for the clean water fund program shall not exceed \$2,716,300,000
23 \$2,708,900,000 in principal amount, excluding obligations issued to refund
(24) outstanding revenue obligation notes. ✓

J

1 *b0077/2.12*1045. Page 923, line 13: delete lines 13 to 18.

2 *b0161/1.1*1046. Page 924, line 11: delete "June 30, 2013" and substitute
3 "June 30, 2013 December 31,".

4 *b0167/P1.5*1047. Page 924, line 12: after that line insert:

5 **"*b0167/P1.5*SECTION 2104w.** 285.69 (2) (title) of the statutes is amended to
6 read:

7 285.69 (2) (title) ~~FEES~~ EMISSION FEES FOR PERSONS REQUIRED TO HAVE FEDERAL
8 OPERATION PERMITS."

9 *b0168/P1.2*1048. Page 924, line 12: after that line insert:

10 **"*b0168/P1.2*SECTION 2104k.** 285.31 (6) of the statutes is created to read:

11 285.31 (6) VAPOR RECOVERY SYSTEM REMOVAL GRANTS. (a) The department shall
12 administer a program to provide grants to owners and operators of retail stations for
13 eligible costs incurred after April 15, 2012, to remove vapor control systems
14 described in sub. (3) (a). The maximum grant under this subsection is 50 percent of
15 eligible costs of removing a vapor control system from a retail station or \$8,000,
16 whichever is less. The department shall award grants under this subsection in the
17 order in which applications are received and may not award a grant after June 30,
18 2015.

19 (b) The department shall promulgate rules for the administration of the
20 program under this subsection, including rules specifying which costs are eligible
21 costs."

22 *b0169/P1.1*1049. Page 924, line 12: after that line insert:

23 **"*b0169/P1.1*SECTION 2104n.** 285.60 (2g) (am) of the statutes is created to
24 read: